

Journal of the S E N A T E State of Florida

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JOURNAL OF THE SENATE

Debbie Brown
Secretary of the Senate

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Journal
of the
S E N A T E
State of Florida



ORGANIZATION SESSION

November 18, 2014

**At an Organization Session of the Florida Legislature convened
under the Constitution of the State, as revised in 1968**

MEMBERS OF THE SENATE

(25 Republicans, 14 Democrats, 1 Vacancy)

ORGANIZATION SESSION

November 18, 2014

District 1: Don Gaetz (R), Niceville*
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa

District 2: Greg Evers (R), Baker**
Escambia, Santa Rosa, and part of Okaloosa

District 3: Bill Montford (D), Tallahassee*
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, and Wakulla

District 4: Aaron Bean (R), Fernandina Beach**
Nassau and part of Duval

District 5: Charles S. "Charlie" Dean, Sr. (R), Inverness*
Baker, Citrus, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion

District 6: Vacant
Flagler, Putnam, St. Johns, and part of Volusia

District 7: Rob Bradley (R), Fleming Island*
Alachua, Bradford, and Clay

District 8: Dorothy L. Hukill (R), Port Orange**
Parts of Lake, Marion, and Volusia

District 9: Audrey Gibson (D), Jacksonville*
Part of Duval

District 10: David Simmons (R), Altamonte Springs**
Seminole and part of Volusia

District 11: Alan Hays (R), Umatilla*
Parts of Lake, Marion, Orange, and Sumter

District 12: Geraldine F. "Geri" Thompson (D), Orlando**
Part of Orange

District 13: Andy Gardiner (R), Orlando*
Parts of Brevard and Orange

District 14: Darren Soto (D), Orlando**
Parts of Orange, Osceola, and Polk

District 15: Kelli Stargel (R), Lakeland*
Parts of Orange, Osceola, and Polk

District 16: Thad Altman (R), Rockledge**
Parts of Brevard and Indian River

District 17: John Legg (R), Trinity*
Parts of Hillsborough and Pasco

District 18: Wilton Simpson (R), Trilby**
Hernando and parts of Pasco and Sumter

District 19: Arthenia L. Joyner (D), Tampa*
Parts of Hillsborough, Manatee, and Pinellas

District 20: Jack Latvala (R), Clearwater**
Part of Pinellas

District 21: Denise Grimsley (R), Sebring*
Okeechobee and parts of Highlands, Martin, Osceola, Polk, and St. Lucie

District 22: Jeff Brandes (R), St. Petersburg**
Parts of Hillsborough and Pinellas

District 23: Garrett Richter (R), Naples*
Parts of Collier and Lee

District 24: Tom Lee (R), Brandon**
Part of Hillsborough

District 25: Joseph Abruzzo (D), Wellington*
Part of Palm Beach

District 26: Bill Galvano (R), Bradenton**
DeSoto, Glades, Hardee, and parts of Charlotte, Highlands, Hillsborough, and Manatee

District 27: Jeff Clemens (D), Lake Worth*
Part of Palm Beach

District 28: Nancy C. Detert (R), Venice**
Sarasota and part of Charlotte

District 29: Jeremy Ring (D), Margate*
Part of Broward

District 30: Lizbeth Benacquisto (R), Ft. Myers**
Parts of Charlotte and Lee

District 31: Christopher L. Smith (D), Fort Lauderdale*
Part of Broward

District 32: Joe Negron (R), Stuart**
Parts of Indian River, Martin, Palm Beach, and St. Lucie

District 33: Eleanor Sobel (D), Hollywood*
Part of Broward

District 34: Maria Lorts Sachs (D), Delray Beach**
Parts of Broward and Palm Beach

District 35: Gwen Margolis (D), Coconut Grove*
Part of Miami-Dade

District 36: Oscar Braynon II (D), Miami Gardens**
Parts of Broward and Miami-Dade

District 37: Anitere Flores (R), Miami*
Part of Miami-Dade

District 38: Rene Garcia (R), Hialeah**
Part of Miami-Dade

District 39: Dwight Bullard (D), Miami*
Hendry, Monroe, and parts of Collier and Miami-Dade

District 40: Miguel Diaz de la Portilla (R), Coral Gables**
Part of Miami-Dade

* Holdovers

** Elected General Election, November 4, 2014, for a term of 4 years

OFFICERS OF THE SENATE

Andy Gardiner, *President*
Garrett Richter, *President Pro Tempore*
Bill Galvano, *Majority (Republican) Leader*
Arthenia L. Joyner, *Minority (Democratic) Leader*

Non-member Elected Officer

Debbie Brown, *Secretary of the Senate*

MEMBERS AND OFFICERS OF THE SENATE

THE 2014-2016 FLORIDA SENATE

President



Andy Gardiner (R)
Orlando
District 13

President Pro Tempore



Garrett Richter (R)
Naples
District 23

Majority (Republican) Leader



Bill Galvano (R)
Bradenton
District 26

Minority (Democratic) Leader



Arthenia L. Joyner (D)
Tampa
District 19



Joseph Abruzzo (D)
Wellington
District 25



Thad Altman (R)
Rockledge
District 16



Aaron Bean (R)
Fernandina Beach
District 4



Lizbeth Benacquisto (R)
Ft. Myers
District 30



Rob Bradley (R)
Fleming Island
District 7



Jeff Brandes (R)
St. Petersburg
District 22



Oscar Braynon II (D)
Miami Gardens
District 36



Dwight Bullard (D)
Miami
District 39



Jeff Clemens (D)
Lake Worth
District 27



Charles S. "Charlie"
Dean, Sr. (R)
Inverness
District 5



Nancy C. Detert (R)
Venice
District 28



Miguel Diaz de la Portilla
(R)
Coral Gables
District 40



Greg Evers (R)
Baker
District 2



Anitere Flores (R)
Miami
District 37



Don Gaetz (R)
Niceville
District 1



Rene Garcia (R)
Hialeah
District 38



Audrey Gibson (D)
Jacksonville
District 9



Denise Grimsley (R)
Sebring
District 21



Alan Hays (R)
Umatilla
District 11



Dorothy L. Hukill (R)
Port Orange
District 8

MEMBERS AND OFFICERS OF THE SENATE THE 2014-2016 FLORIDA SENATE



Jack Latvala (R)
Clearwater
District 20



Tom Lee (R)
Brandon
District 24



John Legg (R)
Trinity
District 17



Gwen Margolis (D)
Coconut Grove
District 35



Bill Montford (D)
Tallahassee
District 3



Joe Negron (R)
Stuart
District 32



Jeremy Ring (D)
Margate
District 29



Maria Lorts Sachs (D)
Delray Beach
District 34



David Simmons (R)
Altamonte Springs
District 10



Wilton Simpson (R)
Trilby
District 18



Christopher L. Smith (D)
Fort Lauderdale
District 31



Eleanor Sobel (D)
Hollywood
District 33



Darren Soto (D)
Orlando
District 14



Kelli Stargel (R)
Lakeland
District 15



Geraldine F. "Geri"
Thompson (D)
Orlando
District 12



Vacant
District 6

Non-member Elected Officer



Debbie Brown
Secretary of the Senate

Sergeants at Arms



Donald Severance



Tim Hay



Journal of the Senate

ORGANIZATION SESSION

Tuesday, November 18, 2014

Journal of the Senate for the Organization Session of the Twenty-fourth Legislature to be convened under the Constitution of Florida, as revised in 1968, and subsequently amended, begun and held at the Capitol in the City of Tallahassee, in the State of Florida, on Tuesday, November 18, 2014, being the day fixed by the Constitution for the purpose.

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CALL TO ORDER

The Senate was called to order by outgoing Senate President Don Gaetz at 9:00 a.m. A quorum present.

PRAYER

The following prayer was offered by Senior Pastor Scott George, Pine Castle United Methodist Church, Orlando:

"I will lift my eyes to the hills, where does my help come from? My help comes from The Lord, the maker of heaven and earth." *Psalm 121*

Heavenly Father, on this joyous day of celebration and honor, our first request is for your presence to be with us today. We humbly and reverently call upon your name for wisdom and strength as we embark on a new day. We clearly recognize that without your presence and strength we can do nothing apart from you.

We ask that you will give these servants standing before you today the integrity and character to use resources wisely and well; to represent all members of our communities fairly; to make decisions that promote unity and common good; and to honor you in their words and actions.

Bless their efforts with clear insight; their deliberations with character; their work with clarity; and their decisions with impartiality.

We recognize our responsibility to the past and the future so we ask you today to give them the courage to dream new dreams and see new possibilities; give them the compassion to honor the least, forgotten, and overlooked; give them the ears to hear the cries of the poor; give them hearts to bring hope to the hurting; give them the voice to speak with

conviction; give them hands that are strong to humbly serve; and give them feet that are quick to walk with those in need.

We call upon your name and ask that we might be instruments of your peace, sowing love where there is hatred, pardon where there is injury, union where there is discord, faith instead of doubt, hope not despair, light to cast away darkness, and where there is sadness, joy.

The Lord bless and keep you. The Lord make his face to shine upon you and be gracious to you. The Lord lift up his countenance upon you and give you peace.

In your name we pray, Amen.

HONOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber, and the Adjutant General's Honor Guard marched into the chamber bearing flags of the United States of America and the State of Florida.

The Honor Guard included the following members of the Florida Army National Guard: Sergeant Major Thomas Aycock; Sergeant First Class James Reddick; Staff Sergeant Curtis Miller; and Specialist Andrew Bowen; and the following members of the Florida Air National Guard: Senior Master Sergeant Kerrie Warren; Senior Master Sergeant Michael Haynes; and Staff Sergeant Christopher Jones.

PLEDGE

Sergeant at Arms Donald Severance was joined by several children present in the chamber in the center aisle and led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced Joanna Lynn, daughter of Senator Gardiner, who sang *The Star Spangled Banner*.

DOCTOR OF THE DAY

The President recognized Dr. Donald Collins of Orlando, a guest of Senator Gardiner, as the doctor of the day. Dr. Collins specializes in internal medicine.

CERTIFICATE RECEIVED

The Secretary announced that the Honorable Ken Detzner, Secretary of State, had certified to the election of 20 Senators as follows:

STATE OF FLORIDA DEPARTMENT OF STATE

I, **Ken Detzner**, Secretary of State of the State of Florida, do hereby certify that the following candidates were duly elected at the General Election held on the Fourth day of November, 2014, to the office of

Member, State Senate, as shown by the records of the office:

SENATE DISTRICT	ELECTED SENATOR
2	Greg Evers
4	Aaron Bean
6	John Thrasher
8	Dorothy L. Hukill
10	David Simmons
12	Geraldine F. Thompson
14	Darren Soto
16	Thad Altman
18	Wilton Simpson
20	Jack Latvala
22	Jeff Brandes
24	Tom Lee
26	Bill Galvano
28	Nancy C. Detert
30	Lizbeth Benacquisto
32	Joe Negron
34	Maria Lorts Sachs
36	Oscar Braynon II
38	Rene Garcia
40	Miguel Diaz de la Portilla



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capitol, this 18th day of November, 2014.

Ken Detzner
SECRETARY OF STATE

COMMUNICATION

The Honorable Don Gaetz, President
The Florida Senate

November 7, 2014

Dear President Gaetz:

As you are aware, on November 10, 2014, I will be embarking on a new phase of public service as President of Florida State University. Accordingly, I would like to tender my resignation from the Florida Senate, District 6, effective midnight November 9, 2014.

It has truly been my pleasure and honor to serve the constituents of District 6 and to serve with you, Mr. President, as well as many fine elected legislators over so many years. I am grateful for the many opportunities afforded me during my time in the Senate. Particularly, the appointment as Chair of the Senate Committee on Rules for the last four years has been a unique privilege. I understand the significance of such a responsibility and am humbled to have been asked to serve the Senate in this capacity.

I have also been honored to work with an extremely talented and experienced staff in District 6. Led by Kelly Williams, a long-time member of the Senate professional staff, this team has been serving the communities of the district for a number of years pre-dating my service and is well-equipped to continue management of constituent services in my absence. I respectfully request that the District 6 office in St. Augustine remain open and that Kelly Williams, J.J. Whitson, and Darla Kubacki be retained until a new Senator is elected.

Respectfully,
John Thrasher
Senator, District 6

OATH OF OFFICE ADMINISTERED

The oath of office was administered by the Honorable Jorge Labarga, Chief Justice, Florida Supreme Court, to the recently elected Senators.

ROLL CALL

The roll of the Senate, as constituted by the 19 newly elected members, District 6 being vacant, and the 20 holdover members, was called by the Secretary, in alphabetical order, and the following members of the Senate were recorded as present:

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gardiner	Ring
Brandes	Gibson	Sachs
Braynon	Grimsley	Simmons
Bullard	Hays	Simpson
Clemens	Hukill	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

VACANCY IN OFFICE

A special general election for Senate District 6 will be held April 7, 2015.

ELECTION OF SECRETARY

The President announced that nominations would be received for Secretary of the Senate for a term of two years and recognized Senator Montford who placed in nomination the name of Debbie Brown.

Senator Montford: Thank you, Mr. President. I rise in great admiration to nominate Debbie Brown as Secretary of the Senate. Friends and colleagues, it would be very difficult to express to you and to you, Debbie, how much we appreciate your work here. Your work is known to be that of an expert. Quite frankly, we are always amazed at how you can keep everything going, especially keeping the President straight. She does a wonderful job. But also, Mr. President, it is a personal privilege of mine because Debbie is one of my constituents. She happened to grow up on the banks of the Apalachicola River, which we also know is the home of the Garden of Eden. If you don't know about that, Debbie and I both can explain that to you. I have known Debbie for a long, long time. I could almost call her a lifelong friend, but I am a little bit older than Debbie. But I have known her for many years, and I can tell you that what you see today is a true, true Floridian. She is a true servant. She is a servant of the people, and we all know, Debbie, how important you are to this body and to this state.

Mr. President and colleagues, it is my honor and privilege to nominate Debbie Brown as Secretary of the Senate.

By unanimous consent of the membership, Debbie Brown was elected Secretary of the Senate for the 2014-2016 term.

OATH OF OFFICE ADMINISTERED

Secretary Debbie Brown was administered the oath of office by the Honorable Jorge Labarga, Chief Justice, Florida Supreme Court.

RECOGNITION OF SERGEANT AT ARMS

The President recognized Senator Latvala, who thanked Donald Severance, Senate Sergeant at Arms, for his dedication and service to the Florida Senate. Senator Latvala also recognized Tim Hay as the newly appointed Sergeant at Arms who will serve concurrently with Sergeant Severance.

Senator Latvala: Donald Severance began his employment with the Florida Senate in 1976, as a Support Services Assistant, commonly known as a sergeant's man. John Melton was the Senate Sergeant at that time; Senator Dempsey Barron was President. Donald was promoted throughout the years and on February 1, 1998, was named the Deputy Sergeant at Arms under Wayne Todd. Donald became the Senate Sergeant on August 11, 1999, under President Toni Jennings. Donald retired from the Florida National Guard where he was a member of

the Rifle and Pistol Team from 1972–1994. He is a veteran of the First Gulf War, having served during Operations Desert Shield and Desert Storm.

Donald remains an active member of the Florida Highway Patrol Auxiliary and the National Legislative Services and Security Association. He is married to Sherry and has one daughter, Chelsey. Donald will retire on November 30, 2015, after 39 years of continuous service to the Florida Senate. He will have served under 21 Senate presidents, serving nine as the Sergeant at Arms.

The Senate listed the position for 60 days and received more than 20 applications from candidates in several states. The initial pool of applicants was narrowed to eight who answered a written questionnaire. Four finalists were selected and interviewed by a bipartisan senatorial selection committee. The committee unanimously recommended the appointment of Tim Hay as the new Senate Sergeant at Arms. Tim will serve under Sergeant Severance for the next year and become our new Senate Sergeant on December 1, 2015. Tim Hay began his employment with the Florida Senate on November 11, 2011, as OPS session staff. He was hired by Sergeant Severance into a full-time position on February 13, 2012. Tim has served as a reserve deputy with the Leon County Sheriff's Office since March of 2011.

SPECIAL GUESTS

The President introduced Governor Rick Scott, Lieutenant Governor Carlos Lopez-Cantera, Attorney General Pam Bondi, former Senate President and Chief Financial Officer Jeff Atwater, and Commissioner of Agriculture Adam Putnam.

The President introduced Florida Supreme Court Chief Justice Jorge Labarga and Justice Charles T. Canady.

The President recognized former Senate Presidents Mike Haridopolos, John McKay, Jim Scott, and John Vogt; and former Speaker of the House of Representatives, Dean Cannon.

The President recognized former Senators J.D. Alexander, Ron Silver, Alex Diaz de la Portilla, Al Lawson, Nan Rich, Alex Villalobos, Curt Kiser, Van Poole, Ronda Storms, Steve Geller, and John Thrasher.

The President recognized President-Designate Andy Gardiner, wife Camille Gardiner, children Andrew, Jr., Joanna Lynn, and Kathryn Lucille; parents Bill and Linda Gardiner; and Camille's parents, Richard and Joanne Wood. The President recognized the following family members: Grace Jorgensen and Helen Werba, aunts of President-Designate Gardiner; Brenda Thomas, Leslie Gruen, Jim Werba, Jonathan Werba, Tatiana Gruen, Ryan Werba, Shawn Norton, and Natalie Werba, cousins of President-Designate Gardiner; and friends who traveled from Senator Gardiner's district who were present in the gallery.

Senator Richter recognized the spouses of the Senate.

ORGANIZATION

The Senate proceeded to the organization of the body.

NOMINATIONS FOR PRESIDENT

The President announced that nominations would be received for President of the Senate, pursuant to Article III, section 2 of the Constitution, for a term of two years.

The President recognized Senator Garcia who placed in nomination the name of Senator Andy Gardiner of the 13th Senatorial District.

Senator Garcia: Mr. President, thank you very much. Senators, Governor, and Cabinet, and the Gardiner family, it truly is an honor and privilege to be here today to nominate a friend, Andy Gardiner, as Senate President for the 2014-2016 Session. When I embarked on this mission to give this speech, to be honest with you, this is the second most important speech I have given. Second only to the Catholic Conference of Women, and only because that's my key to heaven. Sorry, buddy. Sorry, Senator Gardiner.

I did go down to Orlando. First of all, as you all know, I would take a bullet for this man because he is truly an outstanding individual, a true family man. But instead of hearing that from me, I went down to Orlando and spoke to a couple of folks. Let's see what they had to say.

[video]

So you all can know, the first instruction that I was given was no videos. Oops, sorry. There goes that chairmanship, right? Anyway, the truth is, I could not have said it any better than they all did. Everyone that I spoke to in Orlando had something to say about his family, his mother, his father, his brother, and what a great family they come from. It's very evident in the family that he has now. Camille, it's your fault too, because you helped. Camille and those children you have, they are a beautiful family. I tell people in the State of Florida, the Senate is in really good hands, folks. The State of Florida is in incredible hands because Senator Gardiner will put families first before politics. That's what we need in the Senate and in the State of Florida.

So, Mr. President, guests, it is with a deep, humbled honor that I nominate Senator Andy Gardiner as our Senate President for the 2014-2016 Session.

The President recognized Senator Smith who seconded the nomination of Senator Gardiner.

Senator Smith: Thank you. I would first like to say I don't have any videos to show so I will take Senator Garcia's chairmanship if it is offered.

Ladies and gentlemen, today I am so proud to second the nomination of a good friend. Someone I feel will be a servant-leader to the Florida Senate. A servant-leader. In the Christian-Judeo tradition, servant-leader was best coined in the 1970 essay by Robert Greenleaf when he said a "servant-leader is servant first." It begins with a natural feeling that one wants to serve first. We all know about the leadership of Senator Gardiner. We have seen leadership from the eighth grade; leadership on his baseball team; leadership in college as he served as president of his fraternity's chapter; leadership within the community culminating in him being elected in 2000 to the Florida House of Representatives. We all saw the leadership from day one when he arrived in the House. But, what makes Andy special is the servant-leadership aspect of that. The servant-leadership. To be a servant you must have love. You must truly have love.

We have seen from the people that have come from Orlando and all the family that are here that Andy grew up with love. He has always loved; he is very close to his family. He grew up in Orlando as third generation, and he has always had love. But 17 years ago, he thought he had really found love when he met Camille at Stetson University. So, Andy did really have this big ball of love in him, but that didn't make him a servant. That is not the love that made him a servant. The love that made him a servant was the gift from God eleven years ago. Eleven years ago he truly saw what it meant to love. He truly saw what it meant to have a transformative love when God gave him a special gift to show him how to love and how to be a servant, as we see in the playbook of life in *Romans 3:4*. Not only that, but we also see glory and tribulations, knowing that tribulations produce perseverance; perseverance character; and character hope. When he got that gift eleven years ago, he truly embodied love, and that has made him a special person, a special man, and a special servant-leader.

As President of the Senate, he is going to need that leadership because all of us in the Senate think the same thing. We all want a better education system, home ownership for everyone, access to healthcare. We all want jobs, safe neighborhoods, clean and abundant water. But we are all different in the Senate. We all come from different races, sexes, religions, regions, economic backgrounds, ages, and communities. So we are all trying to get to those things, but we all see different paths of getting to them. I am so proud that we are going to have a traffic cop helping us get there. As we discuss education, I am glad we are going to have that servant-leader as a traffic cop saying, "Okay, Senator Hays, come up a little bit, okay wait a minute; Senator Bullard, come over a little bit." As we talk about health care, "Senator Thompson, okay, you go here and you go here." He is going to be that great traffic cop in between because he realizes that we all want the same thing for Florida, and it is going to take that love of a servant-leader to get us there; to be that traffic cop helping us get there. He will possess the grace that is needed in those

trying times the last days of session; that grace that was given to him as a gift from God in the form of his family, all of his family.

So, as we would say down in my district, I am honeymoon happy and peacock proud to nominate my good friend, my friend Andy Gardiner as President of the Florida Senate.

MOTION

On motion by Senator Galvano, nominations for President were closed.

ELECTION OF PRESIDENT

The roll was called on the election of the President and each Senator voted in the affirmative by saying “Andy Gardiner.”

The vote was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

OATH OF OFFICE ADMINISTERED

Senator Gardiner was joined by his family at the bar of the Senate where the oath of office was administered by the Honorable Jorge Labarga, Chief Justice, Florida Supreme Court. Senator Gardiner then proceeded to the rostrum where he joined President Gaetz.

President Gaetz presented the gavel to President Andy Gardiner, the 86th President of the Florida Senate since statehood.

PRESIDENT GARDINER PRESIDING

ADDRESS BY PRESIDENT

President Gardiner: I have some prepared remarks, and I’m going to start that in a minute. There are a couple of things that I want you to know. You saw a father down here very proud; I did not know that Joanna was going to sing today. So, Secretary Brown and Camille were a part of a conspiracy. That was truly an incredible thing to see, and Joanna, I’m so very proud of you.

Thank you to Speaker-Designate Crisafulli, Attorney General Bondi, Chief Financial Officer Atwater, Commissioner Putnam, and Chief Justice Labarga. I said to the Chief Justice, “Just don’t make me cry.” We got through it pretty good. To the members of the House, my family, and friends, thank you. This is truly an honor. I know that Governor Scott and Lieutenant Governor Lopez-Cantera already had to leave and head over to the House, but I can’t tell you how happy I was to see Governor Scott here today.

I especially want to thank Senator Garcia. We were a part of that class of 2000, and it is truly an honor for you to nominate me. I did leave one request: no videos. We had a video, but it was good to see some friends that I have not seen in a long time, especially Wayne Groover, who taught me in sixth grade at Blankner Elementary.

To Senator Smith, thank you. Being up here, there is one thing I am going to miss and that is sitting in front of Senator Smith and cracking

jokes. We have been friends for a very long time. It really means a lot to me that you nominated me. Thank you.

To the Senate and to our leaders, our Majority Leader Bill Galvano, I look forward to your leadership as our Majority Leader. I’ve walked in your shoes. I’ve lived it. Your job will be to make sure the majority has every opportunity to be successful in the Florida Senate. You will handle their agenda. You will be the occasional shoulder to cry on. You will be the one to lead our Majority Caucus, and for that, I’m forever grateful. Thank you, Senator Galvano.

Leader Joyner, we’ve known each other for many, many years, and we go back to the House. I’m excited about you and I starting this last chapter in our political careers in the Senate. We will be partners in this process, and, as I mentioned yesterday, the Senate is only as strong as the influence and the power of the minority. We are a family in the Senate, and we look forward to working with you and the members of the Democratic Caucus as we shape the future of Florida.

To my colleagues, my Senators, and my friends, this is beyond humbling. This morning, as I was getting prepared to be here—as you can imagine having three young kids, it can be a little hectic, especially at seven o’clock in the morning—Camille asked me, “Are you nervous?” I said, “No, I’m not nervous at all. This will be fine.” I got dressed with my suit, tie, and everything on, and I’m getting ready to leave. I forgot to shave. I obviously was a little distracted.

It is hard to believe that in two short years when I head back to Orlando I will have been a part of this process for more than 20 years. As a legislative aide, a member of the House, and a member of the Senate, to see that this journey will end in this way is incredible and very humbling. As a young legislative aide in the House, I remember watching President Jennings. Later as House Majority Leader, I remember observing President Lee, who I now have the opportunity to serve alongside. Who can forget Senate President Jim King? I’ve learned a lot from each leader that sits here today. I do want to briefly touch on President King. If you were in the House, you will understand this story. When you go into the Florida House and you’re elected as a freshman, usually you have three or four days of orientation, or as we called it, indoctrination. You learn about the House. You learn about what you do and how you do it and all those great things. When I came to the Senate, President King, who had finished being presiding officer, was asked by Jeff Atwater to handle the new member orientation. I went in to meet Jim King, and Senator King’s orientation lasted about thirty seconds. Jim King said to me, “Son, you’re not in the House anymore. You’re in the Senate. Are there any questions?” That pretty much summed it up. I also remember another story. There was a point in my very early career in the Senate when my name was being bounced around as maybe leaving and running for Congress. It wasn’t being bounced around by me, but by others. I still recall Senator King who sat right down here by Senator Dean. Jim King called me over and said, “I hear you might leave.” I said, “Well, there is some discussion.” He said, “Well, I’ve watched you. If you stick around, I think you’ve got a chance to be president.” That’s a conversation I’ve never forgotten. President King was a great president. I hope Linda King is here. There is President King’s wife, Linda King.

There are so many people I want to recognize and thank. First and foremost, I would not be here, I would have never served in the House, I never would have met my wonderful wife if it had not been for the personal relationship that I have with Christ, my God. He has guided me every step of the way, and for that, I am forever grateful. We all fall short of the Glory of God, and I know I have many times in my life. It has truly been an honor, and it means so much for what God has provided to our family.

We also have a special guest that Senator Bradley introduced last year with us today, Charlotte Yates. Her husband, Pastor Yates, was involved in my very early learning of my religious beliefs. There’s Charlotte, right up there.

I also want to thank the residents of Senate District 13 and the residents of House District 40 prior to that. It is beyond humbling to think the community that I grew up in, where I rode my bike, played Delaney Park Little League, went to Blankner, Howard, and Boone—to think that they have sent me here to represent them is unbelievable. In that first campaign, we knocked on doors, and I’d see former teachers, and I would say, “I’m running for the Florida House.” They would say, “You’re

running for the Florida House?" Every day, I just thank God for this opportunity to be here.

I also want to thank my adopted hometown, Apopka. If it were not for the leaders of Apopka, and David Rankin was on that video, I certainly would not be having this opportunity. In 1999, there was an opportunity to run for the Florida House, and I was working for the Apopka area Chamber of Commerce. While it sounded like a good idea to me and a couple of others, there were people in the community who didn't think it was a good idea. David Rankin and Derwin and Ray McLeod were the group of leaders in Apopka. I think David even wrote a letter to the editor that this would be a good thing for Apopka. For that, in my ten years that I spent in Apopka, it will always be my adopted hometown. Whatever I accomplish and wherever I go, it will be because of what the City of Apopka provided for me. I was there for ten years. They rode with me through the journey in the House. I see David Rankin and Commissioner Bryan Nelson up there in the gallery. It's a very special place for me.

I also want to recognize my colleagues at Orlando Health. They are all right up here in the gallery. They have covered for me. We have all worked together for many years, and the running joke now is, "Who is that guy that just walked in the door?" I've traveled a lot, but I truly appreciate your support and help through all of this. Thank you all for being here.

I look in the gallery, and I see some friends from home. A couple of them over here who probably could have had some different videos and some that the press may have preferred. When this journey is over, these will still be my buddies, and they'll still be my friends. I know that, and I'm truly grateful for them to be here.

I also want to thank Reynold Meyer, our Chief of Staff, and the Senate staff. I want to thank Debbie Brown, even though she conspired against me, for making this transition so easy. I am truly blessed, and we all are. As you know, this is a fleeting moment. Most of us, this afternoon, will go back home. People like Reynold Meyer, Katie, and Tony, this is their home. I call them lifers. We all go, but they love this institution just as much as we do. You all have made this transition so easy, and I have thoroughly enjoyed the opportunity to work with you.

To my mom and dad, thank you for everything. Thank you for just being my mom and dad.

My mother-in-law and my father-in-law, Joanne and Richard Wood, the most recent residents of District 13. They moved up from South Florida. Thank you for your support. I know that at times, with my mom and dad too, that you've gotten calls at the last minute about some political event that I did not tell Camille about, so we did not have a babysitter. We appreciate you being here as well, so thank you so much.

To my children, to Kathryn, "KK Wiggle Wiggle" as we like to call her, she's only four. I've commented that if you know Kathryn, she's got a little bit of an edge to her. I said to President Gaetz one time, "I think she's either going to be a ballerina or a sniper. We're not sure yet." I know that when we talked about today, it may be hard to understand all that is going on. The first question that she asked was, "Does this mean you get the big office?" I said, "Yes, I get the big office." Kathryn, I love you so much, and I hope there will be a lot of pictures over the next couple of years and maybe one or two nice articles in the paper that, as you get older, you will understand why Daddy traveled and missed a few things. To Joanna Lynn, it never occurred to me that I would have a daughter. After Andrew was born, Camille and I did not find out what we were having. When the doctor said, "Congratulations, you have a daughter," I was scared to death. You have brought more joy in our lives. Your smile is unbelievable, and I am so proud of you. I'm so glad you're my daughter. To Andrew, I'm proud that you're my son. When we pray, we pray for passion. We pray for passion, because I want you to have passion every day of your life. It's my job as your dad to help you and to be with you. There isn't a day that will go by, as Senator Smith mentioned, it's been 11 years, that I don't think about what we can do in this Legislature to help you and others. I love you, son. I'm so proud that you're my son.

This is a unique time for the Senate. With the exception of Senator Thrasher's departure for FSU, we have the exact same Senate returning for the new term. We have worked together for years. Many of us were together in the House. We know each other. We know each other's family

members. Some of us have watched our children grow up together. We have celebrated with joy at the birth of a new child or grandchild, or shared the grief of losing a parent. We know our colleagues' strengths, weaknesses, and passions.

My hope is that we will use this unique time in the Senate, and the knowledge we have gained from our years of service together, to work hand in hand on important issues of the day. We certainly have the opportunity to hit the ground running. I expect to announce committee assignments in early December, and committee meetings will begin after the first of the year. Some Senators have subject-area expertise that has been a great benefit to the body over the last several years. I appreciate and respect that institutional knowledge. For that reason, some Senators will be asked to resume work in familiar policy or budget areas. Others, however, will be asked to lead in new areas. In appointing chairs and assigning committees, I will give great deference to your preferences, but I will ask you to take responsibility for those policy and budget areas in which you have requested a leadership role. My job is to put the right people in the right places and then allow those Senators to drive the agenda.

Over the last two years, we have seen very few bills withdrawn from committees of reference, also known as the famous blue cards. This is a new tradition for the Senate, started by President Gaetz, and one I intend to continue.

Chairs will decide the fate of bills assigned to their committees. Amendments will be reviewed thoroughly and, if substantive changes have been made, whether it is week one or week seven, bills will be re-referenced for further debate and discussion. Upon our return in January, we will have no time to waste. Bills will need to start moving, and chairs will need to deliberately plan their agendas to allow for the expected workload. My hope is to have Senators sit on fewer committees, providing each Senator more time to delve into the big issues of the day. This means committees will be smaller; more Senators will be empowered—and expected—to take on leadership roles.

You already know many of the issues that are important to me. But there are other significant issues this body will need to address over the next two years. The long-range financial outlook, a constitutionally-required three-year look at our state budget, takes into account current levels of general revenue, increases in critical and high priority needs, as well as our state reserves. These factors indicate our revenues will exceed our obligations by approximately \$336 million. This number reflects significant ongoing investments we, along with Governor Scott and our colleagues in the House, have made over the last two years as our economy has started to recover. We funded K-12 education at unprecedented levels; we appropriated nearly a half billion dollars in teacher raises; we passed the first raise for state employees in six years; we delivered the historic creation of a dedicated funding stream for education construction; and, we set aside more than \$500 million in broad-based tax relief.

As a result of these investments, there will be less new money available as we develop our budget and contemplate new programs or enhanced spending in current initiatives. As we develop our priorities for the coming session, this Senate will also have the historic responsibility to plan the implementation of Amendment 1.

Preparing for today's session, I read the remarks made by Senate President Jim King during the 2002 Organization Session, which followed Governor Bush's re-election. President King said, "Election night yielded nine new constitutional amendments, which we will have to enact into law. One of the most demanding is the class size amendment, which, while I believe it to be a noble goal, is also the largest unfunded mandate in our state's history. It will require us to make some very tough decisions, but today you swore an oath to accept the responsibility of carrying out the will of the voters, and together we must find a solution." President King's words certainly ring true.

Whether we agree with Amendment 1 or not, the people of Florida have spoken, and Amendment 1 was added to our constitution. That is our reality. Amendment 1 requires the Legislature to set aside one-third of documentary stamp revenue into the Land Acquisition Trust Fund to be spent on a variety of environmental initiatives. The challenge with Amendment 1 is not spending more money on the environment.

We already spend hundreds of millions of dollars of doc stamp revenue and other state revenues on many initiatives that benefit Florida's environment and natural resources. The challenge facing this Senate is the impact Amendment 1 will have on transportation, affordable housing, and economic development, and other priorities which also receive doc stamp funding. In this new reality, as we work to apply this new portion of our constitution and faithfully implement the will of the voters, there is going to be some pain.

There is no question implementing this amendment will be a challenge. When it is all said and done, we have the opportunity at this time in history as the legislature closest in time to the passage of this amendment, to make a significant impact on the future of water and natural resources policy in our state. That is a significant honor, an immense responsibility, and a mission I look forward to each of you being a part of.

Not long ago, the Legislature was faced with significant budget shortfalls necessitating budget after budget of challenging cuts. Fortunately, Florida's economy has drastically improved and over the last four years, we have been in a position to invest heavily in areas greatly impacted by the recession. As we look to the future, we have every reason to be optimistic. Florida's economy is strong and growing as the private sector continues to create the jobs that fuel Florida's families. Our challenge is to remain deliberative and to responsibly plan for Florida's future.

The work doesn't stop when we leave Tallahassee. We need to be working on issues, talking with constituents, and drafting bills. As I said, when we return in January, we will hit the ground running. In my designation, I mentioned that this is a chapter, the final chapter of my Senate career that has not been written yet. Each of you will be an author, as I will be the author of yours. You have my commitment to truly be as best as I can to serve as leader. When you come see me, there may be times when I say, "Do what you want; you're in charge." I do that because I trust you, I believe you, and I know that this Senate will make it happen. I am truly beyond words and humbled. I will do everything I can to make you, my family, and my mom and dad proud. Thank you.

NOMINATIONS FOR PRESIDENT PRO TEMPORE

The President announced that nominations would be received for President Pro Tempore of the Senate for a term of two years.

The President recognized Senator Gaetz who placed in nomination the name of Senator Garrett Richter of the 23rd Senatorial District.

Senator Gaetz: Thank you, Mr. President. In President Pro Tempore Garrett Richter, we have a man who does not want to give up his VIP parking place. Or his office. Or his place on the floor. If we elect him, he will be the first Senator in memory chosen twice for this high office. I know what's behind this. In May, on this floor, this Senate gave the outgoing President a valuable, precious, meaningful, expensive, historic gift and gave the President Pro Tempore a golf bag and a beer sign. You want a second shot at a nice gift. Of course, under Senate rules, the Senate Pro Tempore assumes the presidency if the President dies. Look at him; look at me. You've had your best shot.

So, what really is the case for Garrett Richter? After the recent election, I was watching late night public TV; I do a lot of that, now. No one calls anymore, and I have a lot of time. I can tell you about the Canadian moose and their mating calls. But, after the recent election, I was watching a panel of historians who were opining on why two-thirds of the American people chose not to vote. Many of the ones who did vote in the recent election were unenthusiastic about the people that they voted for. The biggest turn off to voters, these historians concluded, was a lack of authenticity. People didn't think many of these candidates of either party were genuine or real. We are hip deep in manufactured leaders made for politics, and then they fade to gray when they are not in office anymore. What Americans and Floridians seem to want and don't find often enough are authentic leaders. Women and men who already made their bones outside politics; who already earned respect in real life. Whose importance comes not from the titles they temporarily hold, but from the character they permanently embody.

That's why I respect our Minority Leader, Senator Joyner. Civil rights is not a bullet point on a mailer for her. The struggle for justice defines her life. Arthenia Joyner is authentic.

So is Garrett Richter. Garrett Richter does not come to the debate about minimum wage by listening to somebody else's story or testimony. He worked as a janitor, and he rode public transportation to get to his job. He knows where the rungs on the ladder start, because he gripped the bottom rung and then worked his way up. He doesn't decide his position on veteran's legislation because it's popular back home to be for veterans. Garrett Richter earned the Bronze Star for combat bravery as an Army recon tunnel rat. When he came home, and when those who were in that war came home, there were no parades or Florida GI bills. So he knows. He knows what it's like. He fulfilled his military obligation and then some. Then he joined the Air Force.

He's real, he's genuine. Media blogs don't drive his vote on tax policy, or insurance costs, or small business regulation, because he's started and run and struggled with small businesses. He knows what it's like to pay taxes and to pay premiums and to wonder if he can meet the payroll at the end of the week. He founded businesses largely on his own reputation. He built them largely on his own sweat equity. By January, one of those businesses will be a billion dollar bank. That's pretty good.

Leader Joyner spoke yesterday of a wall. Garrett Richter knows what it takes to climb that wall. From the janitor's closet in the basement where he held a mop to the CEO's corner office where he holds a billion dollars in trust and in value.

Garrett doesn't have to wonder what's right and wrong about public ethics and private integrity. The sign on his bank is two hands clasped in trust and in friendship. Garrett Richter's handshake is the best contract you will ever get, because his handshake is the full faith and credit of an authentic man. That's why every time he has offered himself to his neighbors to be their advocate, their State Representative, their Senator, he has been elected without opposition. Every time. Not too many people in politics can say that. He is authentic and the force multiplier for his authenticity is sitting right next to him, Diana Richter. Garrett Richter is not important because he is a Senator. He is a Senator because he's important; important to his community, important to his state, important to his country. Garrett Richter was a made man before he ever stepped into this building, before he ever sat on this floor.

Mr. President, you chose well. The guidance and support he will give you won't come from a focus group, but from a life authentically lived. He will be your lifeline to the real economy; where women and men work hard to earn better jobs, where young families risk it all to start a business, where a returning soldier steps back onto American soil, and all he wants is a chance to build a life here. He can be your lifeline to them, because Garrett Richter is them. Mr. President, Senator Richter will tell you when something is wrong, and he will help you make it right. He will stand in the breach for you, even if he stands alone. He will never, ever let you down. He is authentic. That is why I ask the Senate to confirm your choice, and I nominate Senator Garrett Richter for President Pro Tempore.

The President recognized Senator Montford who seconded the nomination of Senator Richter.

Senator Montford: Thank you, Mr. President. It is often said that President Gaetz and I look alike, we sound a little bit alike, and I am amazed at how well we think alike. Either that or he stole my notes this morning and just read from them. So, some of this may be a little repetitious, but bear with me.

First of all, I would like to say what, indeed, an honor this is to be able to second this nomination because Garrett is just a really, really special person. I remember the first time I met Senator Richter; we walked into an establishment nearby, and he and Senator Bennett were standing there, and somebody said let me introduce you to these two Senators that are really powerful. They know what is going on, and you need to get to know them. So I walked over and began to introduce myself, and Garrett said, "We know who you are, and we know where you are from, now don't mess it up. We like you, so don't mess it up," and then Senator Bennett said a few things I can't repeat here. Then they said, "We want you to go to the ballgame with us tonight," and I said, "Well, I may have other plans." They said, "Whatever plans, they are not as important as spending the evening with the two of us." So, I go with them and I learn quickly the difference between Mike Bennett and Garrett Richter.

Let me say just a couple of things, though. Senator Richter has followed a path of service in all of the positions that he has been in. Pres-

ident Gardiner, you mentioned a couple years ago when you were recognizing Senator Richter that he was a tunnel rat, as Senator Gaetz had just said, in Vietnam, and he searched those tunnels that were built by the Viet Cong in eliminating the enemy for the safety of his friends upstairs. The courage to crawl through the unknown danger for the sake of those you fight beside is not something that can be done for appearances or rewards. It is done simply out of selfless service and true love for those who are waiting aboveground. He served our nation fearlessly, but he also served those who fought beside him in a very loving way, his colleagues and his comrades. As many of you know, and as Senator Gaetz explained here this morning, he started out his job as a custodian and worked his way up. What impressed me about that when I first heard it, and quite frankly I have used that example many times, Garrett, when talking to young people throughout the state. I have used you as a good example of what life can mean and what a good example of what hard work and dedication will do. We know too, Garrett, that your father had tremendous faith in you, and that faith your father had in you was not unfounded, and it is obvious to everybody in here today what your father saw in you. And you, my friend, we have unquestionable faith in you.

Senator Richter once spoke on the floor about importance of political civility, and I can't think of a better person in this chamber than Senator Richter himself as an example. We know the profound impact that Senator Richter can have on anybody's day, just the simple smallest interaction. And it shouldn't go unnoted, Senator Richter, that one of my Senate aides said recently, "He is the nicest guy. You should watch him because he always speaks to me when I walk down the hall. You need to do that, Senator Montford." So, I am going to be watching, okay? I can say, quite frankly, we all see you as our partner. But I can think of no better partner for the Florida Senate than Senator Garrett Richter and our Senate President. You are going to make a dynamic duo. I also know that Floridians are looking more closely at the Florida Legislature, including the Senate, than they ever have before. I know that with President Gardiner and with you, my friend, Florida will be served exceptionally well because Senator Richter knows the importance of decency among his colleagues, and he fosters that culture of collaboration with all of us on this floor.

So finally, I want to say the last thing, and probably the most important, Garrett, is that you set such a good example of a family man, of how important family is. Without talking to you or Diana very long, we know how important your children are and your grandchildren as well. We were together last evening, and we looked like two grandfathers where we both pulled out our phones, and we started showing each other pictures of our grandchildren. Of course, I couldn't get mine to work, and Garrett took my phone and showed me how to do it. We quickly came to realize that we both had grandchildren, boys and girls. Each of us has one granddaughter. We also quickly realized that, we believe, Mr. President, Florida State President, both of them are going to be cheerleaders at Florida State University. We figured that out last night because they are so beautiful. But I can't think of a better honor for myself, personally, than to be able to stand here today and call you my friend and my colleague, and I trust you with my life. Thank you, Mr. President.

MOTION

On motion by Senator Benacquisto, nominations for President Pro Tempore were closed.

ELECTION OF PRESIDENT PRO TEMPORE

The roll was called on the election of the President Pro Tempore and each Senator voted in the affirmative by saying "Garrett Richter."

The vote was:

Yeas—38

Abruzzo	Bullard	Gaetz
Altman	Clemens	Galvano
Bean	Dean	Garcia
Benacquisto	Detert	Gibson
Bradley	Diaz de la Portilla	Grimsley
Brandes	Evers	Hays
Braynon	Flores	Hukill

Joyner	Negron	Sobel
Latvala	Ring	Soto
Lee	Sachs	Stargel
Legg	Simmons	Thompson
Margolis	Simpson	Mr. President
Montford	Smith	

Nays—None

OATH OF OFFICE ADMINISTERED

Senator Richter was joined by his wife, Diana, at the bar of the Senate where the oath of office was administered by the Honorable Jorge Labarga, Chief Justice, Florida Supreme Court. Senator Richter then proceeded to the rostrum where he joined President Gardiner.

ADDRESS BY PRESIDENT PRO TEMPORE

Senator Richter: Thank you, President Gaetz, and thank you, Senator Montford. I cherish your friendship, and I admire your values. You are both men that are extremely comfortable in your own skin and confident in your beliefs. I believe in you, and I thank you for the very kind words you expressed on my behalf. Thank you.

Thank you, President Gardiner. Thank you for your confidence in me. When I told Diana that you selected me as your Pro Tempore, like she did two years ago, she asked, "Why did President Gardiner select you?" I told her you said that it was because of my warm personality. Well, she went to the bookshelf and removed the dictionary. After opening the dictionary, she looked at me and said, "Garrett, it says here that the definition of warm is not too hot!"

President Gardiner, I am extremely honored to serve as your Pro Tempore. I look forward to working with you and making a positive difference in Florida over the next two years. Two years ago, I was honored to accept this position, and, in my remarks, I referred to David Walker's book, *The Comeback of America*. In his book, he wrote about the decline of the Roman Empire. Two of the reasons he stated that the Roman Empire collapsed were: first, a loss of political civility and, second, a central government that was fiscally irresponsible and out of control.

Each and every Senator in this room can stand proud of your accomplishments in our last session. The budget that each of you passed was a balanced and fiscally responsible budget for the State of Florida. It passed with a 40 to 0 vote. A loss of political civility? Not in the Florida Senate!

That Senate is all gathered here again for the next two years, everybody but our good friend Senator John Thrasher. Senator Thrasher, collectively, we wish you the greatest success. I know that you will take the same energy to FSU that you brought to the Florida Legislature. Each Senator gathered here this morning will play a significant role in the State of Florida, and the citizens in our state can be proud of the men and women they've elected to represent them in Tallahassee!

Two years ago, I gave a "shout out" to my tremendous staff: Becky Kokkinos, Sandy Mummert, and Michael Nacheff. These three dedicated individuals are still with me, serving our constituents, researching issues, providing valuable insights, and keeping me on schedule. Becky, Sandy, and Michael have a passion for excellence, an unquenchable thirst for quality, and a motor that never stops running. They complete every journey they embark on, and they complete it with first class results. Becky, Sandy, and Michael, thank you for your loyalty, your professionalism, and your friendship. I am proud of each one of you.

Two years ago when I accepted this nomination, I told you that Diana and I had recently celebrated our 38th wedding anniversary. Well, I'm glad to report that Diana has put up with me for two more years and that last month we celebrated our 40th wedding anniversary! Our 40 years together have been filled with adventure, opportunity, new roads, and fantastic memories. Our three children are adults. They are achieving their goals in life, and they are making a difference. Our daughters, Melissa and Elizabeth, each married wonderful men and each have two children, Santiago and Ignacio and Ian and Leah. Diana and I are "Mimi" and "Pop Pop." There is no better sound in the world than the

sound of running feet and a voice hollering out, “Mimi, I love you,” or “Pop Pop, I love you,” as they run into your arms. Our son Rob is navigating the international business arena. His wisdom and tenacity make his mom and me proud as can be.

Diana, thank you for standing behind me when I needed a push, thank you for standing in front of me when I needed guidance, and thanks for standing beside me when I needed advice. I love you, and I’m proud to be your husband.

Speaking of pride, each of you know the look of pride when you see it. It smiles a smile that is bigger than life. It carries a grin that can never be wiped off. It causes one to stand taller, smile brighter, hold their stomach in, and push their chest out. I witnessed the greatest vision of pride last session right here in this chamber. A young man could hardly contain himself as his father was recognized. He was jittery with excitement. He was beaming with pride. Each and every time his father’s name was mentioned, he grew taller and taller. He patted his mother on the back and hugged her dearly as he watched his dad be honored. That young man stood taller than anybody in the chamber that day. That young man’s pride brought tears to my eyes. His pride was overwhelming. That young man is Andrew Gardiner, Jr. I watched him as he sat next to his dad on the floor, and I watched him the times he sat with his mom in the gallery. Camille, the love that you and President Gardiner have instilled in your family will give you each the strength and endurance to conquer any challenge, to overcome any obstacle, and to cross every finish line with a huge smile on your faces. Joanna Lynn, Kathryn Lucille, and Andrew, Jr., will make you proud of them because of the memories you give them and the pride they have in their mom and dad.

President Gardiner, your values will define your term as President. Your values include your family, your faith, your “Golden Rule” approach to people, your passion for good policy, and your commitment to doing what’s right for Florida. These are the values that you hold high. These are the values that give every Senator in this chamber the ability to stand tall, to hold in their stomach, and to push out their chest as we are all proud to serve Florida with your leadership. Thank you for selecting me as your President Pro Tempore. I’m extremely honored, and I accept!

SPECIAL RECOGNITION

President Gardiner recognized Senator Galvano from the 26th District as the Majority (Republican) Leader for the 2014-2016 term.

CERTIFICATE RECEIVED

By direction of the President, the Secretary read a certificate from the Minority (Democratic) Party certifying the name of Senator Arthenia Joyner as Minority Leader and Senator Oscar Braynon II as the Minority Leader Pro Tempore for the 2014-2016 term.

Senator Joyner: Thank you, Mr. President. On behalf of the Senate Democratic Caucus, let me offer you our sincere congratulations and best wishes for a successful two years as President of this esteemed body. We each come from different parties and different approaches, but we’ve traveled this path together, you and I. At the end of the day, we’ve had the same goal at heart: the well-being of Floridians and our beautiful state. As we continue this journey, let us follow that mission once again and, when it is time to pass the gavel to our successors two years hence, know that our friendship will always endure. Thank you, Mr. President.

COMMITTEE APPOINTED

On motion by Senator Bradley that a committee be appointed to notify the House of Representatives that the Senate was convened for the purpose of organization, the President appointed Senators Brandes, Sachs, Hukill, and Braynon, with Senator Bean acting as Chair. The committee was excused.

ADOPTION OF RULES

On motion by Senator Simmons, the Rules were adopted to govern the Senate for the ensuing two years.

On motion by Senator Simmons, the Secretary was authorized to make any technical and conforming changes to the 2014-2016 Senate Rules.

SENATE RULES

RULE ONE

OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

PART ONE—SENATE OFFICERS

1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers are to hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

1.2—The President calls the Senate to order

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed thirty (30) minutes.

1.3—The President’s control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

1.4—The President’s authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

(3) As necessary, the President is authorized to incur travel and per diem expenses for the next session of the Legislature. The President shall have the power to assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as author-

ized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee.

1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yea and nay votes, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, as required by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator.

1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

1.11—The Secretary prepares daily calendar

(1) The Secretary shall prepare a daily calendar that shall set forth:

- (a) The order of business;
- (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
- (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- (d) Notices of committee meetings; and
- (e) Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays.

1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

1.15—The Secretary examines legal form of bills for introduction

The Secretary shall examine all bills on their tender for introduction, but prior to their receiving a number, he or she shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

See Rule 3.1—Form of bills.

1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be promptly reviewed by the appropriate committees for research and summary. Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

PART TWO—SENATORS**1.20—Attendance, voting, and disclosure of conflicts**

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.21—Excused absence

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

1.22—Senate papers left with Secretary

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

1.23—Senators deemed present unless excused

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

See Rule 4.2—Quorum.

1.24—Contested seat

If a seat in the Senate is contested, notice stating the grounds of such contest shall be given by the contestant to the Senate prior to the day of the organization session of the Legislature; and the contest shall be determined by majority vote as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

PART THREE—SENATE EMPLOYEES**1.28—Dismissal of employees; employment of a spouse or immediate relative**

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

1.32—Employee political activity

Senate employees shall be regulated concerning their political activity pursuant to Senate Administrative Policies and Procedures.

PART FOUR—LEGISLATIVE CONDUCT AND ETHICS**1.35—Legislative conduct**

Every Senator shall conduct himself or herself to justify the confidence placed in him or her by the people and, by personal example and admonition to colleagues, shall maintain the integrity and responsibility of his or her office.

1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any committee of continuous existence, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, or any committee of continuous existence must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. When required by law, the Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action shall remove such Senator from all assigned committees subject to the right of appeal under Rule 1.5(2).

1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;
2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

- (b) For the purpose of this Rule, the term:
 1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
 2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

1.40—Ethics training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least one (1) hour in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President.

1.41—Senate employees and conflicts

Senate employees shall be accountable to the intent of these Rules regulating legislative conduct and ethics.

1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel and shall emanate therefrom. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form

the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. The special master shall conduct an investigation, shall give reasonable notice to the Senator who is alleged to have violated the Rules and shall grant the Senator an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master's report and recommendation is advisory only and shall be presented to the Rules Chair, or the President when the complaint is against the Rules Chair, as soon as practicable after the close of the investigation. If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master's report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation. If the complaint is against the Rules Chair, the chair is excused and the vice chair shall conduct the deliberation. If the Rules Committee votes to dismiss the complaint, the Rules Chair or vice chair shall dismiss the complaint. Otherwise, the special master's report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a two-thirds (2/3) vote of the Senate, on recommendation of the Rules Committee.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

PART FIVE—PUBLIC MEETINGS AND RECORDS

1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President, after consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism.
- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to be in compliance with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, "legislative business" is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or Senate subcommittee.

1.45—Notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a representative designated to represent the Speaker);
- (b) Meetings of a majority of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a majority of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(3) In cases of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Office Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.

- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.
- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of 30 days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the 30-day period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

RULE TWO

COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

2.1—Standing committees; standing subcommittees; select subcommittees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
 - 1. Subcommittee on Criminal and Civil Justice
 - 2. Subcommittee on Education
 - ~~3. Subcommittee on Finance and Tax~~
 - ~~3.4. Subcommittee on General Government~~
 - ~~4.5. Subcommittee on Health and Human Services~~
 - ~~5.6. Subcommittee on Transportation, Tourism, and Economic Development~~
- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Communications, Energy, and Public Utilities
- (g) Community Affairs
- (h) Criminal Justice
- (i) Education Pre-K - 12
- (j) Environmental Preservation and Conservation
- (k) Ethics and Elections
- ~~(l) Finance and Tax~~
- ~~(t) Gaming~~
- ~~(m) Fiscal Policy~~
- ~~(n)(m)~~ Governmental Oversight and Accountability
- ~~(o)(n)~~ Health Policy
- ~~(p)~~ Higher Education
- ~~(q)(n)~~ Judiciary
- ~~(r)(p)~~ Military and Veterans Affairs, Space, and Domestic Security
- ~~(s)(q)~~ Reapportionment
- ~~(t)(r)~~ Regulated Industries
- ~~(u)(s)~~ Rules
- ~~(v)(t)~~ Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions.

See Rule 1.5—The President's appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee or hear a bill referred to it.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by majority vote of those committee members present.

2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees' jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee's duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee, standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

2.3—Repealed

2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

2.5—Repealed

2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) ~~meeting~~ as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by

the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee to ~~the its~~ standing committee ~~to which it was referred by the President~~ without proper notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 4:30 p.m. on the day preceding its intended publication. If such day is a Friday, delivery shall be by 2:30 p.m.

2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President and notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the majority of the Senate present.

2.11—Presentation of bills before committees

The introducer of a bill shall attend the meeting of the committee before which such bill is noticed as provided in these Rules. Only if an introducer is required to be present in another committee meeting, may such introducer may discharge this duty by sending another legislator or his or her legislative assistant. Senate committee professional staff shall be limited to presenting committee bills at meetings of their assigned committees of reference.

2.12—Order of consideration of bills; exception

(1) Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may, in the chair's sole discretion, consider a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

(2) A bill may be considered out of its order on the committee agenda if agreed to by unanimous consent of those committee members present obtained in the following manner: prior to consideration of the motion, the member moving for unanimous consent of those committee members present shall orally give the committee not less than fifteen (15) minutes' notice of the member's intention to move and shall specify the number of the bill. On the entertainment of the motion, the moving member shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those committee members present shall be given or refused without further debate.

2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a two-thirds (2/3) vote of those Senators present at a sitting or except as provided in Rule 2.7 or Rule 4.7(2).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall be reported as a committee substitute unless the committee by majority vote decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee sub-

stitute and shall not be precluded from doing so with the substance of the bill as originally introduced.

- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee to which the matter was referred by the President. The standing committee, which shall promptly certify a copy to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee of reference, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee of reference in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee of reference. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee of reference considers the standing subcommittee's report unless, on motion by any member of the committee, adopted by a two-thirds (2/3) vote of those standing committee members present, the same report shall be rejected ~~may be taken from the table. When a subcommittee report bill is rejected thus removed from the table~~ by a standing committee, the bill it shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(6) When a bill with a favorable report by a standing subcommittee is considered by the standing committee to which it was referred by the

President, no additional testimony shall be permitted except by a majority vote of those standing committee members present before a vote on final passage; however, debate by members of the standing committee shall be allowed prior to such vote.

2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a majority of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups, therefore, the rules governing each respective house apply. Meetings between a majority of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a majority of the conferees managers on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings between a majority of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a majority of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess, and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

PART TWO—COMMITTEES—OFFICERS

2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. The ruling shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal from a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal from a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a majority of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair if such substitution shall not extend beyond such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

PART THREE—COMMITTEES—MEMBERS

2.27—Members' attendance, voting; proxy and poll votes prohibited

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period, and this excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action ~~constitute automatic withdrawal from the committee.~~

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A majority of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

PART FOUR—COMMITTEES—VOTING

2.28—Taking the vote

(1) The chair shall declare all votes and shall cause same to be entered on the records of the committee, but if any member questions a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the results have been announced, a member with unanimous consent of those committee members present may vote or change his or her vote. If the vote alters the final action of the committee, no vote

or change of vote shall be valid unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

2.29—Pair voting prohibited

No pair voting shall be permitted by the committee.

2.30—Casting vote for another

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

2.31—Explanation of vote

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE

2.32—Motions; how made, withdrawn

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced. The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To rise
- (b) To take a recess
- (c) To reconsider instantan passage of a main question
- (d) To reconsider
- (e) To limit debate
- (f) To temporarily postpone
- (g) To commit to a select subcommittee
- (h) To amend

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member, during the meeting at which the vote was taken, may so move.

(3) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

(4) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to rise. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting, and, unless considered during such meeting, shall be considered abandoned.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to rise.

(6) After day forty-five (45) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and considered during the meeting at which the original vote was taken.

(7) A motion to reconsider instantan may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

(a) If the motion to reconsider instantan is agreed to by a two-thirds (2/3) vote of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.

(b) If a motion to reconsider instantan is not agreed to, a motion to reconsider, if offered or pending as provided in subsection four (4) of this Rule, will be a special and continuing item on the committee agenda for the next meeting.

2.36—Reconsideration; vote required

The affirmative votes of a majority of the committee members present shall be required to adopt a motion to reconsider.

2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than five (5) minutes.

2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

PART SIX—COMMITTEES—AMENDMENTS

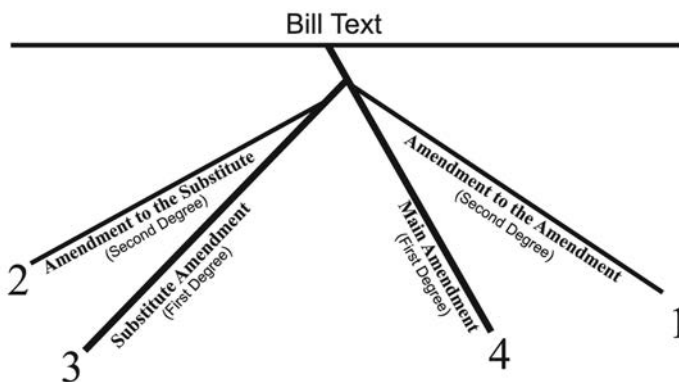
2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, notice, manner of consideration; germanity

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this rule, office hours are the weekdays of Monday through Friday, 8:00 a.m. - 5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
 - (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
 - (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
 - (d) After the first fifty (50) days of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
 - (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this rule, including any filed during a committee meeting in which it is to be offered, requires a two-thirds (2/3) vote of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.
- (2) Amendments shall be filed on forms prescribed by the Secretary.
- (a) An amendment shall be considered only after its sponsor, who is a member of the committee, gains recognition from the chair to move its adoption.
 - (b) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.
 - (c) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
 - (b) Amendments to the substitute are next voted on.
 - (c) The substitute then is voted on.
- (2) The adoption of a substitute amendment in lieu of an original amendment shall be treated and considered as an amendment to the bill itself.

(3) ~~The following third (3rd) degree amendments are out of order: An amendment of the third (3rd) degree is out of order.~~

- (a) A substitute amendment for an amendment to the amendment.
- (b) A substitute amendment for an amendment to the substitute.
- (c) An amendment to an amendment to the amendment.
- (d) An amendment to an amendment to the substitute amendment.

2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill.

2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

PART SEVEN—COMMITTEES—DECORUM AND DEBATE

2.45—Decorum and debate

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to "Mr. or Madam Chair" and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of "Senator" or such appellation and the surname of the member referred to or addressed.

2.46—Chair's power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires the floor. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have five (5) minutes in order to close debate.

2.49—Time for debate

No Senator shall speak longer than ten (10) minutes without yielding the floor, except by consent of a majority of those committee members present.

2.50—Limitation on debate

When a matter is under debate by the committee, a member may move to limit debate, and the motion shall be decided without debate. The introducer of the pending matter on which debate would be limited shall have five (5) minutes to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a two-thirds (2/3) vote of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a majority vote of the committee members present.

2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

2.53—Repealed

See Rule 2.23—Chair's authority; appeals.

2.54—Repealed

See Rule 2.23—Chair's authority; appeals.

RULE THREE**BILLS, RESOLUTIONS, AND MEMORIALS****3.1—Form of bills**

(1) All bills shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*, and the enacting clause, "Be It Enacted by the Legislature of the State of Florida." The title of each bill shall be prefaced by the words, "A bill to be entitled An act." Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through with hyphens, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: "Substantial rewording of section. See s. [number], F.S., for present text." When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words "Proof of Publication Attached" clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

3.4—Form of joint resolutions

All joint resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, "Be It Resolved by the Legislature of the State of Florida." Each joint resolution shall be prefaced by the words: "A joint resolution."

See FLA. CONST. art. III, s. 6 Laws.

3.5—Form of memorials

All memorials shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, "Be It Resolved by the Legislature of the State of Florida."

3.6—Form of resolutions; Senate and concurrent

(1) All Senate resolutions and all concurrent resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: "Be It Resolved by the Senate of the State of Florida." Concurrent resolutions shall contain the resolving clause: "Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring."

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished any person after the resolution's adoption.

3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,

- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.
- (g) committee bills,
- (h) trust fund bills, and
- (i) public-record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3)(2) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

(4)(3) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the Presquorumst (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall reflect the committee reference and the report of the committee. ~~All requirements for the referencing of bills to and the consideration of bills by Senate committees shall be deemed to have been met and discharged if the jurisdictional requirements of this Rule have been complied with as to each of such bills.~~

~~(4) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.~~

(4)(5) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accom-

plish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

3.11—Companion measures

(1) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure. Such motion may be adopted by a majority vote of those Senators present, provided the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a two-thirds (2/3) vote of those Senators present and read such House measure.

(2) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted. Differences between the Senate bill and the House bill shall be explained by the mover prior to a vote on a substitution motion.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from such committee without motion, unless a Senator requests a vote on such a withdrawal action.

(4)(2) At the moment the Senate passes the House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original. A bill may be co-introduced by any Senator whose name is affixed to the original.

(2) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on those bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

RULE FOUR**ORDER OF BUSINESS AND CALENDAR****4.1—Sittings of the Senate**

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. ~~During the first fifty (50) days of a regular session, The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 8:00 p.m., unless extended by a majority vote. Otherwise, the Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m.~~

See Rule 1.2—The President calls the Senate to order.

4.2—Quorum

A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

4.3—Daily Order of Business

(1) The Daily Order of Business shall be as follows:

- (a) Roll Call
- (b) Prayer
- (c) Pledge of Allegiance to the Flag of the United States of America
- (d) Reports of Committees
- (e) Motions Relating to Committee Reference
- (f) Messages from the Governor and Other Executive Communications
- (g) Messages from the House of Representatives
- (h) Matters on Reconsideration
- (i) Consideration of Bills on Third (3rd) Reading
- (j) Special Order Calendars
- (k) Consideration of Bills on Second (2nd) Reading
- (l) Correction and Approval of Journal
- (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

(5) Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

4.4—~~Repealed~~Committee of the Whole

~~By a majority vote of those Senators present, the Senate may resolve itself into a Committee of the Whole and, when thus constituted, may consider any question whether formally introduced in the Senate or not. The Senate may, however, restrict the subject matter to be considered by the Committee of the Whole, or its jurisdiction, by resolving itself into a Committee of the Whole for a specific and limited purpose. The President shall preside and maintain order and decorum. The Senate Rules relating to standing committees shall govern when applicable. The Committee of the Whole may consider and report, by majority vote of those committee members present, on any bill or question not formally introduced in the Senate and any bill on which all standing committees of reference have rendered a favorable report. A bill on which committee action has been taken by the committee or committees of reference or on which an unfavorable committee report has been filed may be considered only by a two thirds (2/3) vote of those committee members present. Such vote shall also be required to favorably report any such bill to the Senate. A bill thus originating in a Committee of the Whole shall, when introduced as contemplated by the *State Constitution*, receive no further reference to committee. A favorable report by a Committee of the Whole on a bill having theretofore received an unfavorable report by a standing committee of reference shall not have the effect of withdrawing such bill from the table. Consideration by the Senate of such a bill shall be preceded by the adoption of the appropriate motion during a sitting of the Senate. Bills considered by a Committee of the Whole shall be read once, debated, amended, and acted on as a standing committee function. The body of a bill formally introduced shall not be interlined or defaced, but all amendments denoting the location shall be entered on a separate paper by the Secretary of the Committee of the Whole. The same shall be agreed to by the Committee of the Whole, and the report filed as otherwise provided in these Rules for committee reports. After report, the bill or other matter may be again debated and shall be subject to be again amended by the Senate. The quorum for a Committee of the Whole shall be the same as for the Senate, and when the Committee of the Whole shall rise, the roll shall be called to ascertain the presence of a quorum of the Senate.~~

4.5—Conference committee report

(1) The report of a conference committee appointed pursuant to Rule 1.5 shall be read to the Senate ~~after which at two (2) consecutive sittings, and on the completion of the second (2nd) reading the vote shall be:~~

- (a) on the adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

~~During the last five (5) days of a regular session and during any extension thereof, the report shall be read only once.~~ Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

4.6—Reference generally

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) The sequence of the President's reference actions shall indicate which standing committee will receive the report of a standing subcommittee.

~~(3)(2)~~ Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session

shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees as may be recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(4)(3) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

(5)(4) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(6)(5) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(7)(6) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.3(5).

4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a two-thirds (2/3) vote of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment which substantially amends the bill, the President may change or correct the reference of the reported bill. Notice shall be given to the Secretary and the introducer of the bill.

4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) All claim bills shall be filed with the Secretary on or before August 1 in order to be considered by the Senate during the next regular session, except that Senators elected to the Senate during a general election or a special general election may have sixty-two (62) days from the date of that election to file a claim bill. Senators currently serving who are re-elected during a general election are not subject to the im-

mediately preceding provision relating to sixty-two (62) days. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill which does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill which does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a two-thirds (2/3) vote of those Senators present.

(3) If the President determines that a *de novo* hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct such hearing pursuant to reasonable notice. Discovery procedures shall be governed by the *Florida Rules of Civil Procedure* and the *Florida Evidence Code*, as applicable. The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. On receipt of the special master's report and recommendations, if any, the Secretary shall, upon the President's reference, deliver each claim bill with the report attached to the committee or committees of reference.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, Governor's office, adopting Joint Rules of the Legislature, extending a session of the Legislature, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

~~(3) A joint resolution setting an effective date for a bill passed over the Governor's veto may be considered on motion and introduced without reference.~~

4.10—Reference to different committee or removal

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of “Motions Relating to Committee Reference” on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

4.11—Papers of miscellaneous nature

Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a majority vote of those Senators present. A two-thirds (2/3) vote shall be required to spread remarks upon the Journal.

4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall receive three (3) separate readings on three (3) separate days previous to a vote on final passage unless decided otherwise by a two-thirds (2/3) vote of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

See FLA. CONST. art. XI, s. 1 Proposal by legislature.

4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall receive two (2) separate readings by title on two (2) separate days previous to a voice vote on adoption, unless decided otherwise by a two-thirds (2/3) vote of those Senators present.

(2) Concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, Governor's office, adopting Joint Rules of the Legislature, extending a session of the Legislature, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

4.15—Referral or postponement on third (3rd) reading

On the third (3rd) reading of a bill or joint resolution, it shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a two-thirds (2/3) vote of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a majority of those Senators present.

4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than fifteen (15) minutes' notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar. No other bills shall be considered until this Special Order Calendar has been completed by the Senate.
- (b) A bill appearing on a Special Order Calendar may be stricken by a two-thirds (2/3) vote of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a two-thirds (2/3) vote of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A two-thirds (2/3) vote of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) The Rules Chair, with the approval of the President, may submit a Consent Calendar, to be held in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any member of the delegation for the local area affected by a bill on the Local Bill Calendar may request that the bill be removed from such calendar.

4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

4.20—Enrolling

The Secretary shall be responsible for the enrolling of all Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.21—Veto messages

All veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

RULE FIVE

VOTING

5.1—Taking the yeas and nays

The President shall declare all votes, but, if five (5) Senators immediately question a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: "The Secretary will unlock the board and Senators prepare to vote." When sufficient time has elapsed for each Senator to vote, the President shall say: "Have all Senators voted?" And, after a short pause, shall state: "The Secretary shall now lock the board and record the vote." When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter in the Journal the result. When the Senate is equally divided, the question shall be lost.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary's desk throughout the day's sitting.

(3) The original roll call shall not be altered, but, if no objections are raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

5.3—Casting vote for another

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

5.4—Repealed

5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit his or her explanation in writing and file it with the Secretary. This explanation shall be entered in the Journal.

5.6—Election by ballot

In all cases of ballot, a majority of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

RULE SIX

MOTIONS AND PRECEDENCE

6.1—Motions; how made, withdrawn

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
 - 1. At a time certain
 - 2. Instantly
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess
- (d) Questions of privilege
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider
See Rule 6.4—Reconsideration generally.
- (g) To limit debate
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- ~~(j) To commit to the Committee of the Whole~~
~~See Rule 4.4—Committee of the Whole.~~
- ~~(j)(4)~~ To commit to a standing committee
- ~~(k)(4)~~ To commit to a select committee
- ~~(l)(m)~~ To amend
See Rule 7—Amendments.
- ~~(m)(n)~~ To postpone indefinitely
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

(3) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one

(1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) Motions for the previous question and to lay on the table shall not be entertained.

6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a majority of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a majority of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.

(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last five (5) days of a regular session, a motion to reconsider shall be made and considered on the same day and time it is offered.

6.5—Reconsideration; vote required

The affirmative votes of a majority of those Senators present shall be required to adopt a motion to reconsider.

6.6—Reconsideration; debate

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than five (5) minutes.

6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a two-thirds (2/3) vote of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) five (5) calendar days of a regular session and during any extensions thereof, or during a special session, the bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or

to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 6.4—Reconsideration generally.

6.9—Motion to indefinitely postpone

The adoption of a motion to indefinitely postpone a measure shall dispose of it for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

RULE SEVEN

AMENDMENTS

7.1—General form; notice; manner of consideration

(1) No amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 5:00 p.m. the day before it is to be offered at a sitting. Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public. The consideration of all amendments not timely filed in accordance with this Rule, requires a two-thirds (2/3) vote of those Senators present, if any Senator requests that such vote be taken.

(2) Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments. An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(4) The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measure residing in the committee or committees of reference.

(5) Reviser's bills may be amended only by making deletions.

7.2—Adoption

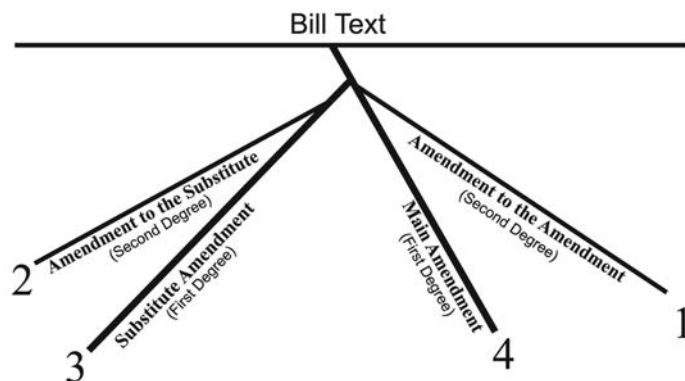
(1) On second (2nd) reading, amendments may be adopted by a majority vote of those Senators present.

(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to the substitute, shall be adopted by a two-thirds (2/3) vote of those Senators present.

(3) Amendments to the title or corrective amendments may be decided, without debate, by a majority vote of those Senators present on third (3rd) reading.

7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment is in order.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) The adoption of a substitute amendment in lieu of an original amendment shall be treated and considered as an amendment to the bill itself.

(3) The following third (3rd) degree amendments are out of order:
Amendments of the third (3rd) degree are out of order.

- (a) A substitute amendment for an amendment to the amendment.
- (b) A substitute amendment for an amendment to the substitute.
- (c) An amendment to an amendment to the amendment.
- (d) An amendment to an amendment to the substitute amendment.

7.4—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

7.5—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, the same shall be noted by the Secretary on the jacket before it is transmitted to the House.

7.8—House amendments to Senate bills

(1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:

- (a) Amend the House amendment,
- (b) Concur in the House amendment,
- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

7.9—House refusal to concur in Senate amendment

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

RULE EIGHT

DECORUM AND DEBATE

8.1—Decorum and debate

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to "Mr. or Madam President" and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of "Senator" or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

8.2—Presiding officer's power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may permit the person rising to state why he or she desires the floor. If the question the Senator desires to raise is entitled to precedence, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have five (5) minutes in order to close debate.

8.5—Limit on speaking

No Senator shall speak longer than thirty (30) minutes without yielding the floor, except by consent of a majority of those Senators present.

8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have five (5) minutes to discuss said motion. If, by a two-thirds (2/3) vote of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a majority vote.

8.7—Points of order, parliamentary inquiry, definitions

(1) A "point of order" is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A "parliamentary inquiry" is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

8.8—Questioning decision not to abstain

A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

8.9—Appeals

Taking exception to a ruling of a presiding officer shall be by appeal. An appeal from a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending,

but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

8.10—Appeals debatable

An appeal from a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

8.11—Questions of privilege

(1) Questions of privilege have two (2) forms:

- (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
- (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.

(2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting either house collectively takes precedence over a question of privilege affecting an individual Senator.

RULE NINE

LOBBYING

9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his or her relationship with legislators.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

9.3—Lobbyists' requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator's own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine (9) in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist. Upon a determination by the Rules Chair that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. Upon a determination by the chair that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed. The special master shall conduct an investigation, shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, and shall grant the lobbyist an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master's report and recommendation is advisory only and shall be presented to the chair as soon as practicable after the close of the investigation. If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master's report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation. If the Rules Committee votes to dismiss the complaint, the Rules Chair shall dismiss the complaint. Otherwise, the special master's report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) Any person determined to have violated the requirements of Rule Nine (9) shall be censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a majority vote of the Senate, on recommendation of the Rules Committee.

9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine (9), the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

9.8—Lobbyist expenditures and compensation

Chapter 2005-359, *Laws of Florida*, amends existing provisions of the law relating to legislative lobbying at the state level in Florida and adds new and substantial obligations, prohibitions, and requirements.

This Rule provides assistance to persons seeking to comply with the letter and spirit of the new law as it applies in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions. It also is intended to provide guidance to the legislative committees that will participate in enforcing the new law.

Part One of the Guidelines refines and applies the new prohibition, with ten clearly stated exceptions, so that Senators and Senate employees can no longer directly or indirectly take any "expenditure" from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that "lobbying firms" must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state's compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This Rule sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full

disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the new law and this Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the new law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One—Expenditures

(1) General Guidelines

a) The Expenditure Prohibition

The new law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The new expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida's gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

Example: A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

Example: A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

Example: A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

"*Expenditure*" is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

"*Lobbying*," in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication ("active lobbying"); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature ("goodwill").

"*Goodwill expenditure*" is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A "*lobbyist*" is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

"*Personal benefit*" means a profit or gain pertaining to, directed toward, or affecting a person.

A “principal” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association.*

c) Honorarium-related Expenses

It is no longer permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The new expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person *other* than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

**TEST FOR DETERMINING LEGALITY
OF AN INDIRECT EXPENDITURE**

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist’s or principal’s intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist’s or principal’s item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm’s expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm’s invitation was extended to Legislator C’s spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N’s spouse and offers to pay for the spouse’s travel expenses. The lobbyist and Legislator N’s spouse know each other only through the lobbyist’s involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N under the new law.

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no “expenditure.”

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor’s eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate, which is currently 29 cents per mile. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of “relative” is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient’s employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida’s citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or committee of continuous existence; or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the new lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the new law do not reach expenditures made by a lobbyist or principal for items such as “media advertising,” “publications,” “communications,” and “research.”

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of “active lobbying” (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to “instruct their representatives.”

5. Office and Personal Expenses of Lobbyists and Principals

“Office expenses” and personal expenses of the lobbyist or principal for “travel,” “lodging,” and “food and beverages” as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro rata portion of a host’s monthly or annual membership in an exclusive supper club.

10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee's public, civic, charitable, or professional service.

h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the new lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

(2) Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

ANSWER: A county legislative delegation may host an annual event in Tallahassee *provided* that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)(g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal and none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can "legislative days" that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: "Legislative days" and other legislative events funded by lobbyist or principal dollars may continue *provided* no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)(g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees *provided* that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)(g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions / BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a "fundraiser?" Could legislators then accept free food and beverages at the event?*

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a committee of continuous existence, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the new law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a "fundraiser" is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida's campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator's or legislative employee's expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child's parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or indirectly. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1)(g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1)(g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the new law for "floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session"?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist's home, whether or not active lobbying occurs?*

ANSWER: Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator's and lobbyist's friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

ANSWER: Yes, *provided* the dinner is "Dutch treat."

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner "Dutch treat" at the Governor's Club?*

ANSWER: Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist's business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or *indirectly*. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

ANSWER: Yes. A legislator or legislative employee is liable for *knowingly* accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. "Knowingly" has many statutory definitions, including that a person: (1) has *actual knowledge* of the information; (2) acts in *deliberate ignorance* of the truth or falsity of the information; or, (3) acts in *reckless disregard* of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make *reasonable inquiry* as to the source of the proposed expenditure to determine whether it is prohibited. *Reasonableness* will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, *at a minimum*, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn't know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, *at a minimum*, to ask whether the person is a lobbyist or principal or affiliated with a

lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don't know visiting from Colorado and who subsequently offers to pay for the legislator's and spouse's dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

ANSWER: Yes, *provided* the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?*

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a nonprofit group raise funds from lobbyists for its charitable causes?*

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a nonprofit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

ANSWER: Yes, *provided* the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

ANSWER: Yes, *provided* the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by “relatives” of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer’s retreat and partake of food and beverages?*

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses *associated primarily with a legislator’s or legislative employee’s employment*, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator’s office, what should the legislator do with the item?*

ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

Part Two—Compensation

(1) General Guidelines

Chapter 2005-359, *Laws of Florida*, for the first time, requires the reporting of *compensation* received by *lobbying firms* for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A “lobbying firm” is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The new law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as “media fees,” “consulting services,” “professional services,” “governmental services,” and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for *lobbying* activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

(2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a “lobbying firm” as defined in section 11.045(1)(g), *Florida Statutes*. Only “lobbying firms” must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

ANSWER: No. The provision in question merely clarifies that reportable “compensation” under the law must be provided to a “lobbying firm,” and not contracted or subcontracted through some “straw man” to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of “compensation” in section 11.045(1)(b), *Florida Statutes*, as “anything of value provided or owed to a *lobbying firm*.”

RULE TEN

CHAMBER OF THE SENATE

10.1—Persons entitled to admission

No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President. A special section of the gallery shall be reserved for members of the families of Senators.

10.2—Exception

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine (9). During a sitting, no person admitted under this Rule shall engage in any lobbying activity for or against any measure under consideration in the Senate.

10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

RULE ELEVEN

CONSTRUCTION AND WAIVER OF RULES

11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a two-thirds (2/3) vote of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a two-thirds (2/3) vote, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a two-thirds (2/3) vote of those Senators present.

11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to members or Senators present, shall be by majority vote of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

11.5—Uniform construction

When in the Senate Rules reference is made to “two-thirds (2/3) of those present,” “two-thirds (2/3) vote,” “two-thirds (2/3) of the Senate,” “two-thirds (2/3) of those voting,” etc., these shall all be construed to mean two-thirds (2/3) of those Senators present and voting, except that two-thirds (2/3) of the membership of the Senate shall be required to consider additional proposed legislation in any extended session in accordance with Article III, Section 3 of the *State Constitution*.

11.6—General

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning: the singular always includes the plural. Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial; however, “matter” also means an amendment, an appointment, or a suspension.

11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

RULE TWELVE

EXECUTIVE SESSIONS, APPOINTMENTS, SUSPENSIONS, AND REMOVALS

PART ONE—EXECUTIVE SESSIONS

12.1—Executive session; authority

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

12.3—Executive session; vote required

When the Senate agrees, by a majority of those Senators present, that specified appointments, removals, or suspensions shall be considered in

executive session, such shall be calendared for formal consideration by the Senate.

12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

PART TWO—APPOINTMENTS, SUSPENSIONS, AND REMOVALS

12.7—Procedure; generally

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority's predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within three (3) months after the Secretary of the Senate receives effective date of the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order,

the attention of the Senate, committee, subcommittee, or special master shall be directed at the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within three (3) months after the conclusion of any pending proceedings. In a suspension case in which the criminal charge is a misdemeanor, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

12.10—Adjudication of guilt not required to remove suspended officer

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

12.11—Special master; appointment

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

12.12—Special master; floor privilege

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

12.13—Issuance of subpoenas and process

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

12.14—Rule takes precedence

In any situation where there is a direct conflict between the provisions of Rule Twelve (~~12~~) and part V of chapter 112, *Florida Statutes*, Rule Twelve (~~12~~), derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

RULE THIRTEEN

SPECIAL SESSION

13.1—Applicability of Senate Rules

All Senate Rules shall apply and govern during special sessions except to the extent specifically modified or contradicted herein.

13.2—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

13.3—Committee meetings; schedule, notice, amendment deadline

- (1) Committee meetings shall be scheduled by the President.
 - (a) Meetings of committees scheduled in accordance with this Rule may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.
 - (b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary by 5:00 p.m. of the day prior to the meeting.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill to be considered, and the amendment deadline for the meeting. All other provisions for publication of notice of committee meetings are suspended. Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than thirty (30) minutes thereafter.

13.4—Delivery for introduction

All bills for introduction may be delivered to the Secretary at any time.

13.5—Committee reports

(1) Bills referred to a standing committee or committees shall be reported to the Secretary before 4:30 p.m. of the third (3rd) calendar day after the day of reference (the day of reference not being counted as the first (1st) day) unless otherwise ordered by the Senate by majority vote of those Senators present.

(2) Any bill on which no committee report is filed as required above may be withdrawn from such committee and placed on the Calendar of Bills on Second (2nd) Reading on a point of order.

(3) Bills referred to a standing subcommittee shall be reported to the standing committee to which the bills were referred at a time specified by the chair of the standing committee which shall not be beyond the time allowed herein.

13.6—Conference committee reports

(1) The report of a conference committee appointed pursuant to Rule 1.5 shall be read to the Senate and, on the completion of the reading, the vote shall be on the adoption or rejection thereof and final passage of the measure as recommended. A conference committee report shall be made available to the membership two (2) hours prior to the beginning of debate of the report by the Senate.

(2) The report must be acted on as a whole, being adopted or rejected, and each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(3) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(4) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house.

(5) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(6) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

13.7—Reconsideration

A motion to reconsider shall be made and considered on the same day when made.

13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, whichever occurs later.

RULE FOURTEEN

SEAL AND INSIGNIA

14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof a fan of the five flags which have flown over Florida, above a disc containing the words: "In God We Trust" arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: "Seal." At the

bottom shall be the date: "1838." The perimeter of the seal shall contain the words: "Senate" and "State of Florida."

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain a fan of the five flags that have flown over Florida, above the Great Seal of Florida. At the base of the coat of arms shall be the words: "The Florida Senate."

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

On motion by Senator Gaetz, by unanimous consent—

By Senator Gaetz—

SCR 2-Orig—A concurrent resolution establishing the Joint Rules of the Florida Legislature for the 2014-2016 term.

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the following joint rules shall govern the Florida Legislature for the 2014-2016 term:

JOINT RULES

Joint Rule One—Lobbyist Registration and Compensation Reporting

1.1—Those Required to Register; Exemptions; Committee Appearance Records

(1) All lobbyists before the Florida Legislature must register with the Lobbyist Registration Office in the Office of Legislative Services. Registration is required for each principal represented.

(2) As used in Joint Rule One, unless the context otherwise requires, the term:

(a) "Compensation" means payment, distribution, loan, advance, reimbursement, deposit, salary, fee, retainer, or anything of value provided or owed to a lobbying firm, directly or indirectly, by a principal for any lobbying activity.

(b) "Legislative action" means introduction, sponsorship, testimony, debate, voting, or any other official action on any measure, resolution, amendment, nomination, appointment, or report of, or any matter that may be the subject of action by, either house of the Legislature or any committee thereof.

(c) "Lobby" or "lobbying" means influencing or attempting to influence legislative action or nonaction through oral or written communication or through an attempt to obtain the goodwill of a member or employee of the Legislature.

(d) "Lobbying firm" means any business entity, including an individual contract lobbyist, that receives or becomes entitled to receive any compensation for the purpose of lobbying and where any partner, owner, officer, or employee of the business entity is a lobbyist. "Lobbying firm" does not include an entity that has employees who are lobbyists if the entity does not derive compensation from principals for lobbying or if such compensation is received exclusively from a subsidiary or affiliate corporation of the employer. As used in this paragraph, an affiliate corporation is a corporation that directly or indirectly shares the same ultimate parent corporation as the employer and does not receive compensation for lobbying from any unaffiliated entity.

(e) "Lobbyist" means a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. An employee of the principal is not a lobbyist unless the employee is principally employed for governmental affairs. The term "principally employed for governmental affairs" means that one of the principal or most significant responsibilities of the employee to the employer is overseeing the employer's various relationships with government or representing the employer in its contacts with

government. Any person employed by the Governor, the Executive Office of the Governor, or any executive or judicial department of the state or any community college of the state who seeks to encourage the passage, defeat, or modification of any legislation by personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, is a lobbyist.

(f) “Lobbyist Registration and Compensation Reporting System (LRCRS)” means the online application that serves as the system of record for the Lobbyist Registration Office in the Office of Legislative Services and consists of the electronic registration system and the electronic filing system.

(g) “LRO” means the Lobbyist Registration Office in the Office of Legislative Services.

(h) “Office” means the Office of Legislative Services.

(i) “Payment” or “salary” means wages or any other consideration provided in exchange for services but does not include reimbursement for expenses.

(j) “Principal” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; the individual members of the association are not principals merely because of their membership in the association.

(k) “Unusual circumstances,” with respect to any failure of a person to satisfy a filing requirement, means uncommon, rare, or sudden events over which the person has no control and which directly result in the failure to satisfy the filing requirement.

(3) For purposes of Joint Rule One, the terms “lobby” and “lobbying” do not include any of the following:

(a) A response to an inquiry for information made by any member, committee, or staff of the Legislature.

(b) An appearance in response to a legislative subpoena.

(c) Advice or services that arise out of a contractual obligation with the Legislature, a member, a committee, any staff, or any legislative entity to render the advice or services where such obligation is fulfilled through the use of public funds.

(d) Representation of a client before the House of Representatives or the Senate, or any member or committee thereof, when the client is subject to disciplinary action by the House of Representatives or the Senate, or any member or committee thereof.

(4) For purposes of registration and reporting, the term “lobbyist” does not include any of the following:

(a) A member of the Legislature.

(b) A person who is employed by the Legislature.

(c) A judge who is acting in that judge’s official capacity.

(d) A person who is a state officer holding elective office or an officer of a political subdivision of the state holding elective office and who is acting in that officer’s official capacity.

(e) A person who appears as a witness or for the purpose of providing information at the written request of the chair of a committee, subcommittee, or legislative delegation.

(f) A person employed by any executive or judicial department of the state or any community college of the state who makes a personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, while that person is on approved leave or outside normal working hours and who does not otherwise meet the definition of a lobbyist.

(5) When a person, regardless of whether the person is registered as a lobbyist, appears before a committee of the Legislature, that person must submit a Committee Appearance Record as required by the respective house.

(6) The responsibilities of the Office and of the LRO under Joint Rule One may be assigned to another entity by agreement of the President of the Senate and the Speaker of the House of Representatives for a contract period not to extend beyond December 1 following the Organization Session of the next biennium, provided that the powers and duties of the President, the Speaker, the General Counsel of the Office of Legislative Services, and any legislative committee referenced in Joint Rule One may not be delegated.

1.2—Method of Registration

(1) Each person required to register with the LRO must register through the LRCRS and attest to that person’s full legal name, business address, e-mail address, and telephone number; the name, business address, e-mail address, and telephone number of each principal that person represents; and the extent of any direct business association or partnership that person has with any member of the Legislature. In addition, if the lobbyist is a partner, owner, officer, or employee of a lobbying firm, the lobbyist must state the name, address, and telephone number of each lobbying firm to which the lobbyist belongs and the e-mail address of the employee responsible for the submission of compensation reports. Registration is not complete until the LRCRS receives the principal’s authorization and the registration fee. Any changes to the information existing in the LRCRS must be updated online in the LRCRS within 15 days from the effective date of the change.

(2) Any person required to register must do so with respect to each principal prior to commencement of lobbying on behalf of that principal. The LRCRS will request authorization from the principal with the principal’s name, business address, e-mail address, and telephone number to confirm that the registrant is authorized to represent the principal. The principal or principal’s representative shall also identify and designate the principal’s main business pursuant to a classification system approved by the Office, which shall be the North American Industry Classification System (NAICS) six-digit numerical code that most accurately describes the principal’s main business.

(3) Any person required to register must renew the registration annually for each calendar year through the LRCRS.

(4) A lobbyist shall promptly cancel the registration for a principal upon termination of the lobbyist’s representation of that principal. A cancellation takes effect the day it is received by the LRCRS. Notwithstanding this requirement, the LRO may remove the name of a lobbyist from the list of registered lobbyists if the principal notifies the LRO in writing that the lobbyist is no longer authorized to represent that principal.

(5) The LRO shall retain registration information submitted under this rule.

(6) A person required to register under Joint Rule One shall be considered a lobbyist of the Legislature for the purposes of ss. 11.045, 112.3148, and 112.3149, Florida Statutes.

1.3—Registration Costs; Exemptions

(1) To cover the costs incurred for the administration of Joint Rule One, each person who registers under Joint Rule 1.1 must pay an annual registration fee to the LRO. The annual period runs from January 1 to December 31. These fees must be paid at the time of registration.

(2) The following persons are exempt from paying the fee, provided they are designated in writing by the agency head or person designated in this subsection:

(a) Two employees of each department of the executive branch created under chapter 20, Florida Statutes.

(b) Two employees of the Fish and Wildlife Conservation Commission.

(c) Two employees of the Executive Office of the Governor.

(d) Two employees of the Commission on Ethics.

(e) Two employees of the Florida Public Service Commission.

(f) Two employees of the judicial branch designated in writing by the Chief Justice of the Florida Supreme Court.

(3) The annual fee is up to \$50 per each house for a person to register to represent one principal and up to an additional \$10 per house for each additional principal that the person registers to represent. The amount of each fee shall be established annually by the President of the Senate and the Speaker of the House of Representatives. The fees set must be adequate to ensure operation of the lobbyists' registration, compensation, and reporting functions. The fees collected by the LRO under this rule shall be deposited into the State Treasury and credited to the Legislative Lobbyist Registration Trust Fund specifically to cover the costs incurred in administering Joint Rule One.

1.4—Reporting of Lobbying Firm Compensation

(1)(a) Each lobbying firm shall file a compensation report with the LRO through the LRCRS for each calendar quarter during any portion of which one or more of the firm's lobbyists were registered to represent a principal. The report must include the:

1. Full name, business address, and telephone number of the lobbying firm;
2. Registration name of each of the firm's lobbyists; and
3. Total compensation provided or owed to the lobbying firm from all principals for the reporting period, reported in one of the following categories: \$0; \$1 to \$49,999; \$50,000 to \$99,999; \$100,000 to \$249,999; \$250,000 to \$499,999; \$500,000 to \$999,999; or \$1 million or more.

(b) For each principal represented by one or more of the firm's lobbyists, the lobbying firm's compensation report must also include the:

1. Full name, business address, and telephone number of the principal; and
2. Total compensation provided or owed to the lobbying firm for the reporting period, reported in one of the following categories: \$0; \$1 to \$9,999; \$10,000 to \$19,999; \$20,000 to \$29,999; \$30,000 to \$39,999; \$40,000 to \$49,999; or \$50,000 or more. If the category "\$50,000 or more" is selected, the specific dollar amount of compensation must be reported, rounded up or down to the nearest \$1,000.

(c) If the lobbying firm subcontracts work from another lobbying firm and not from the original principal:

1. The lobbying firm providing the work to be subcontracted shall be treated as the reporting lobbying firm's principal for reporting purposes under this paragraph; and
2. The reporting lobbying firm shall, for each lobbying firm identified as the reporting lobbying firm's principal under paragraph (b), identify the name, business address, and telephone number of the principal originating the lobbying work.

(d) The senior partner, officer, or owner of the lobbying firm shall certify to the veracity and completeness of the information submitted pursuant to this rule; certify that no compensation has been omitted from this report by deeming such compensation as "consulting services," "media services," "professional services," or anything other than compensation; and certify that no officer or employee of the firm has made an expenditure in violation of s. 11.045, Florida Statutes.

(2) For each principal represented by more than one lobbying firm, the Office shall aggregate the reporting-period and calendar-year compensation reported as provided or owed by the principal. Compensation reported within a category shall be aggregated as follows:

(3) The compensation reports shall be filed no later than 45 days after the end of each reporting period. The four reporting periods are from January 1 through March 31, April 1 through June 30, July 1 through September 30, and October 1 through December 31, respectively. The reports shall be rendered in the identical form provided by the respective houses and shall be open to public inspection.

(4) A report filed pursuant to this rule must be completed and filed through the LRCRS not later than 11:59 p.m. of the day designated in

subsection (3). A report not filed by 11:59 p.m. of the day designated is a late-filed report and is subject to the penalties under Joint Rule 1.5(1).

(5) Each person given secure sign-on credentials in the LRCRS is responsible for protecting the credentials from disclosure and is responsible for all filings made by use of such credentials, unless and until the Office is notified that the person's credentials have been compromised. Each report filed by electronic means pursuant to this rule shall be deemed certified in accordance with paragraph (1)(d) by the person given the secure sign-on credentials and, as such, subjects the person and the lobbying firm to the provisions of s. 11.045(8), Florida Statutes, as well as any discipline provided under the rules of the Senate or House of Representatives.

(6) If the President of the Senate and the Speaker of the House of Representatives jointly declare that the electronic system is not operable, the reports shall be filed in accordance with instructions on the LRCRS website which will be posted for a reasonable period of time.

1.5—Failure to File Timely Compensation Report; Notice and Assessment of Fines; Appeals

(1) Upon determining that the report is late, the LRCRS shall immediately notify the lobbying firm by e-mail as to the failure to timely file the report and that a fine is being assessed for each late day. The fine shall be \$50 per day per report for each late day, not to exceed \$5,000 per report.

(2) Upon submittal of the late-filed report by the lobbying firm, the LRCRS shall determine the amount of the fine based on the submittal date shown in the electronic receipt issued by the LRCRS.

(3) Such fine shall be paid within 30 days after the notice of payment due is transmitted by the LRCRS, unless an appeal is made to the LRO. The moneys shall be deposited into the Legislative Lobbyist Registration Trust Fund.

(4) A fine may not be assessed against a lobbying firm the first time the report for which the lobbying firm is responsible is not timely filed. However, to receive the one-time fine waiver, the report for which the lobbying firm is responsible must be filed within 30 days after the notice of failure to file is transmitted by the LRCRS. A fine shall be assessed for all subsequent late-filed reports.

(5) Any lobbying firm may appeal or dispute a fine, based upon unusual circumstances surrounding the failure to file on the designated due date, and may request and shall be entitled to a hearing before the General Counsel of the Office of Legislative Services, who shall recommend to the President of the Senate and the Speaker of the House of Representatives, or their respective designees, that the fine be waived in whole or in part for good cause shown. The President of the Senate and the Speaker of the House of Representatives, or their respective designees, may, by joint agreement, concur in the recommendation and waive the fine in whole or in part. Any such request shall be made within 30 days after the notice of payment due is transmitted by the LRCRS. In such case, the lobbying firm shall, within the 30-day period, notify the LRO in writing of the firm's intention to request a hearing.

(6) A lobbying firm may request that the filing of a report be waived upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services, who shall make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(7)(a) All lobbyist registrations for lobbyists who are partners, owners, officers, or employees of a lobbying firm that fails to timely pay a fine are automatically suspended until the fine is paid or waived and all late reports have been filed or waived. The LRO shall promptly notify all affected principals, the President of the Senate, and the Speaker of the House of Representatives of any suspension or reinstatement. All lobbyists who are partners, owners, officers, or employees of a lobbying firm are jointly and severally liable for any outstanding fine owed by a lobbying firm.

(b) Such lobbyist may not be reinstated in any capacity representing any principal until the fine is paid and all late reports have been filed or

waived or until the fine is waived as to that lobbyist and all late reports for that lobbyist have been filed or waived. A suspended lobbyist may request a waiver upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services who shall, as soon as practicable, make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(8) The LRO shall notify the coordinator of the Office of the failure of a lobbying firm to file a report after notice or of the failure of a lobbying firm to pay the fine imposed.

1.6—Open Records; Internet Publication of Registrations and Compensation Reports

(1) All of the lobbyist registration forms and compensation reports received by the LRO shall be available for public inspection and for duplication at reasonable cost.

(2) The LRO shall make information filed pursuant to Joint Rules 1.2 and 1.4 reasonably available on the Internet in an easily understandable and accessible format through the LRCRS. The LRCRS must include, but not be limited to including, the names and business addresses of lobbyists, lobbying firms, and principals; the affiliations between lobbyists and principals; and the classification system designated and identified with respect to principals pursuant to Joint Rule 1.2.

1.7—Records Retention and Inspection and Complaint Procedure

(1) Each lobbying firm and each principal shall preserve for a period of 4 years all accounts, bills, receipts, computer records, books, papers, and other documents and records necessary to substantiate compensation reports and registration documentation.

(2) Upon receipt of a complaint based on the personal knowledge of the complainant made pursuant to the Senate Rules or the Rules of the House of Representatives, any such documents and records may be inspected when authorized by the President of the Senate or the Speaker of the House of Representatives, as applicable. The person authorized to perform the inspection shall be designated in writing and shall be a member of The Florida Bar or a certified public accountant licensed in Florida. Any information obtained by such an inspection may only be used for purposes authorized by law, Joint Rule One, the Senate Rules, or the Rules of the House of Representatives, which purposes may include the imposition of sanctions against a person subject to Joint Rule One, the Senate Rules, or the Rules of the House of Representatives. Any employee who uses that information for an unauthorized purpose is subject to discipline. Any member who uses that information for an unauthorized purpose is subject to discipline under the applicable rules of each house.

(3) The right of inspection may be enforced by appropriate writ issued by any court of competent jurisdiction.

1.8—Questions Regarding Interpretation of Joint Rule One

(1) A person may request in writing an informal opinion from the General Counsel of the Office of Legislative Services as to the application of Joint Rule One to a specific situation involving that person's conduct. The General Counsel shall issue the opinion within 10 days after receiving the request. The informal opinion may be relied upon by the person who requested the informal opinion. A copy of each informal opinion that is issued shall be provided to the presiding officer of each house. A committee of either house designated pursuant to section 11.045(5), Florida Statutes, may revise any informal opinion rendered by the General Counsel through an advisory opinion to the person who requested the informal opinion. The advisory opinion shall supersede the informal opinion as of the date the advisory opinion is issued.

(2) A person in doubt about the applicability or interpretation of Joint Rule One with respect to that person's conduct may submit in writing the facts for an advisory opinion to the committee of either house designated pursuant to s. 11.045(5), Florida Statutes, and may appear in person before the committee in accordance with s. 11.045(5), Florida Statutes.

1.9—Effect of Readoption and Revision

All obligations existing under Joint Rule One as of the last day of the previous legislative biennium are hereby ratified, preserved, and re-imposed pursuant to the terms thereof as of that date. The provisions of Joint Rule One are imposed retroactively to the first day of the present legislative biennium except that provisions new to this revision are effective on the date of adoption or as otherwise expressly provided herein.

Joint Rule Two—General Appropriations Review Period

2.1—General Appropriations and Related Bills; Review Periods

(1) A general appropriations bill shall be subject to a 72-hour public review period before a vote is taken on final passage of the bill in the form that will be presented to the Governor.

(2) If a bill is returned to the house in which the bill originated and the originating house does not concur in all the amendments or adds additional amendments, no further action shall be taken on the bill by the nonoriginating house, and a conference committee shall be established by operation of this rule to consider the bill.

(3) If a bill is referred to a conference committee by operation of this rule, a 72-hour public review period shall be provided prior to a vote being taken on the conference committee report by either house.

(4) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice, and members of the Cabinet shall be furnished to the official's office in the Capitol or Supreme Court Building.

(5)(a) Copies required to be furnished under subsection (4) shall be furnished to members of the Legislature as follows:

1. A printed copy may be placed on each member's desk in the appropriate chamber; or

2. An electronic copy may be furnished to each member. The Legislature hereby deems and determines that a copy shall have been furnished to the members of the Legislature when an electronic copy is made available to every member of the Legislature. An electronic copy is deemed to have been made available when it is accessible via the Internet or other information network consisting of systems ordinarily serving the members of the Senate or the House of Representatives.

(b) An official other than a member of the Legislature who is to be furnished a copy of a general appropriations bill under subsection (4) may officially request that an electronic copy of the bill be furnished in lieu of a printed copy, and, if practicable, the copy may be furnished to the official in the manner requested.

(6) The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

(7) The 72-hour public review period shall begin to run upon completion of the furnishing of copies required to be furnished under subsection (4). The Speaker of the House of Representatives and the President of the Senate, as appropriate, shall be informed of the completion time, and such time shall be announced on the floor prior to vote on final passage in each house and shall be entered in the journal of each house. Saturdays, Sundays, and holidays shall be included in the computation under this rule.

(8) An implementing or conforming bill recommended by a conference committee shall be subject to a 24-hour public review period before a vote is taken on the conference committee report by either house, if the conference committee submits its report after the furnishing of a general appropriations bill to which the 72-hour public review period applies.

(9) With respect to each bill that may be affected, a member of the Senate or the House of Representatives may not raise a point of order under this rule after a vote is taken on the bill. Except as may be re-

quired by the Florida Constitution, noncompliance with any requirement of this rule may be waived by a two-thirds vote of those members present and voting in each house.

2.2—General Appropriations and Related Bills; Definitions

As used in Joint Rule Two, the term:

(1) “Conforming bill” means a bill that amends the Florida Statutes to conform to a general appropriations bill.

(2) “General appropriations bill” means a bill that provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill that contains appropriations that are incidental and necessary solely to implement a substantive law is not included within this term. For the purposes of Joint Rule Two and Section 19(d) of Article III of the Florida Constitution, the Legislature hereby determines that, after a general appropriations bill has been enacted and establishes governing law for a particular fiscal year, a bill considered in any subsequent session that makes net reductions in such enacted appropriations or that makes supplemental appropriations shall not be deemed to be a general appropriations bill unless such bill provides for the salaries of public officers and other current expenses of the state for a subsequent fiscal year.

(3) “Implementing bill” means a bill, effective for one fiscal year, implementing a general appropriations bill.

Joint Rule Three—Joint Offices and Policies

3.1—Joint Legislative Offices

(1) The following offices of the Legislature are established:

- (a) Office of Economic and Demographic Research.
- (b) Office of Legislative Information Technology Services.
- (c) Office of Legislative Services.

(d) Office of Program Policy Analysis and Government Accountability.

(2) Offices established under this rule shall provide support services to the Legislature that are determined by the President of the Senate and the Speaker of the House of Representatives to be necessary and that can be effectively provided jointly to both houses and other units of the Legislature. Each office shall be directed by a coordinator selected by and serving at the pleasure of the President of the Senate and the Speaker of the House of Representatives. Upon the initial adoption of these joint rules in a biennium, each coordinator position shall be deemed vacant until an appointment is made.

(3) Within the monetary limitations of the approved operating budget, the salaries and expenses of the coordinator and the staff of each office shall be governed by joint policies.

(4) The Office of Legislative Services shall provide legislative support services other than those prescribed in subsections (5)-(7).

(5) The Office of Legislative Information Technology Services shall provide support services to assist the Legislature in achieving its objectives through the application of cost-effective information technology.

(6) The Office of Economic and Demographic Research shall provide research support services, principally regarding forecasting economic and social trends that affect policymaking, revenues, and appropriations.

(7) The Office of Program Policy Analysis and Government Accountability shall:

(a) Perform independent examinations, program reviews, and other projects as provided by general law, as provided by concurrent resolution, as directed by the Legislative Auditing Committee, or as directed by the President of the Senate or the Speaker of the House and shall provide recommendations, training, or other services to assist the Legislature.

(b) Transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by office reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues.

3.2—Joint Policies

(1) The President of the Senate and the Speaker of the House of Representatives shall jointly adopt policies they consider advisable to carry out the functions of the Legislature. Such policies shall be binding on all employees of joint offices and joint committees.

(2) The employees of all joint committees and joint legislative offices shall be under the exclusive control of the Legislature. No officer or agency in the executive or judicial branch shall exercise any manner of control over legislative employees with respect to the exercise of their duties or the terms and conditions of their employment.

Joint Rule Four—Joint Committees

4.1—Standing Joint Committees

(1) The following standing joint committees are established:

- (a) Administrative Procedures Committee.
- (b) Committee on Public Counsel Oversight.
- (c) Legislative Auditing Committee.

(2) No other joint committee shall exist except as agreed to by the presiding officers or by concurrent resolution approved by the Senate and the House of Representatives.

(3) Appointments to each standing joint committee shall be made or altered and vacancies shall be filled by the Senate and the House of Representatives in accordance with their respective rules. There shall be appointed to each standing joint committee no fewer than five and no more than seven members from each house.

(4)(a) The President of the Senate shall appoint a member of the Senate to serve as the chair, and the Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from the Organization Session until noon on December 1 of the calendar year following the general election.
2. The Administrative Procedures Committee for the period from noon on December 1 of the calendar year following the general election until the next general election.

(b) The Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the chair, and the President of the Senate shall appoint a member of the Senate to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from noon on December 1 of the calendar year following the general election until the next general election.
2. The Administrative Procedures Committee for the period from the Organization Session until noon on December 1 of the calendar year following the general election.

(c) A vacancy in an appointed chair or vice chair shall be filled in the same manner as the original appointment.

4.2—Procedures in Joint Committees

The following rules shall govern procedures in joint committees other than conference committees:

(1) A quorum for a joint committee shall be a majority of the appointees of each house. No business of any type may be conducted in the absence of a quorum.

(2)(a) Joint committees shall meet only within the dates, times, and locations authorized by both the President of the Senate and the Speaker of the House of Representatives.

(b) Joint committee meetings shall meet at the call of the chair. In the absence of the chair, the vice chair shall assume the duty to convene and preside over meetings and such other duties as provided by law or joint rule. During a meeting properly convened, the presiding chair may temporarily assign the duty to preside at that meeting to another joint committee member until the assignment is relinquished or revoked.

(c) Before any joint committee may hold a meeting, a notice of such meeting shall be provided to the Secretary of the Senate and the Clerk of the House of Representatives no later than 4:30 p.m. of the 7th day before the meeting. For purposes of effecting notice to members of the house to which the chair does not belong, notice to the Secretary of the Senate shall be deemed notice to members of the Senate and notice to the Clerk of the House shall be deemed notice to members of the House of Representatives. Noticed meetings may be canceled by the chair with the approval of at least one presiding officer.

(d) If a majority of its members from each house agree, a joint committee may continue a properly noticed meeting after the expiration of the time called for the meeting. However, a joint committee may not meet beyond the time authorized by the presiding officers without special leave granted by both presiding officers.

(3) The presiding officers shall interpret, apply, and enforce rules governing joint committees by agreement when the rule at issue is a joint rule. Unless otherwise determined or overruled by an agreement of the presiding officers, the chair shall determine all questions of order arising in joint committee meetings, but such determinations may be appealed to the committee during the meeting.

(4) Each question, including any appeal of a ruling of the chair, shall be decided by a majority vote of the members of the joint committee of each house present and voting.

4.3—Powers of Joint Committees

(1) A joint committee may exercise the subpoena powers vested by law in a standing committee of the Legislature. A subpoena issued under this rule must be approved and signed by the President of the Senate and the Speaker of the House of Representatives and attested by the Secretary of the Senate and the Clerk of the House.

(2) A joint committee may adopt rules of procedure that do not conflict with the Florida Constitution or any law or joint rule, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(3) A joint committee may not create subcommittees or workgroups unless authorized by both presiding officers.

4.4—Administration of Joint Committees

(1) Within the monetary limitations of the approved operating budget, the expenses of the members and the salaries and expenses of the staff of each joint committee shall be governed by joint policies adopted under Joint Rule 3.2. Within such operating budget, the chair of each joint committee shall approve all authorized member expenses.

(2) Subject to joint policies adopted under Joint Rule 3.2, the presiding officers shall appoint and remove the staff director and, if needed, a general counsel and any other staff necessary to assist each joint committee. All joint committee staff shall serve at the pleasure of the presiding officers. Upon the initial adoption of these joint rules in a biennium, each joint committee staff director position shall be deemed vacant until an appointment is made.

4.5—Special Powers and Duties of the Legislative Auditing Committee

(1) The Legislative Auditing Committee may direct the Auditor General or the Office of Program Policy Analysis and Government Accountability to conduct an audit, review, or examination of any entity or record described in s. 11.45(2) or (3), Florida Statutes.

(2) The Legislative Auditing Committee may receive requests for audits and reviews from legislators and any audit request, petition for

audit, or other matter for investigation directed or referred to it pursuant to general law. The committee may make any appropriate disposition of such requests or referrals and shall, within a reasonable time, report to the requesting party the disposition of any audit request.

(3) The Legislative Auditing Committee may review the performance of the Auditor General and report thereon to the Senate and the House of Representatives.

4.6—Special Powers and Duties of the Administrative Procedures Committee

The Administrative Procedures Committee shall:

(1) Maintain a continuous review of the statutory authority on which each administrative rule is based and, whenever such authority is eliminated or significantly changed by repeal, amendment, holding by a court of last resort, or other factor, advise the agency concerned of the fact.

(2) Maintain a continuous review of administrative rules and identify and request an agency to repeal any rule or any provision of any rule that reiterates or paraphrases any statute or for which the statutory authority has been repealed.

(3) Review administrative rules and advise the agencies concerned of its findings.

(4) Exercise the duties prescribed by chapter 120, Florida Statutes, concerning the adoption and promulgation of rules.

(5) Generally review agency action pursuant to the operation of chapter 120, Florida Statutes, the Administrative Procedure Act.

(6) Report to the President of the Senate and the Speaker of the House of Representatives at least annually, no later than the first week of the regular session, and recommend needed legislation or other appropriate action. Such report shall include the number of objections voted by the committee, the number of suspensions recommended by the committee, the number of administrative determinations filed on the invalidity of a proposed or existing rule, the number of petitions for judicial review filed on the invalidity of a proposed or existing rule, and the outcomes of such actions. Such report shall also include any recommendations provided to the standing committees during the preceding year under subsection (11).

(7) Consult regularly with legislative standing committees that have jurisdiction over the subject areas addressed in agency proposed rules regarding legislative authority for the proposed rules and other matters relating to legislative authority for agency action.

(8) Subject to the approval of the President of the Senate and the Speaker of the House of Representatives, have standing to seek judicial review, on behalf of the Legislature or the citizens of this state, of the validity or invalidity of any administrative rule to which the committee has voted an objection and that has not been withdrawn, modified, repealed, or amended to meet the objection. Judicial review under this subsection may not be initiated until the Governor and the head of the agency making the rule to which the committee has objected have been notified of the committee's proposed action and have been given a reasonable opportunity, not to exceed 60 days, for consultation with the committee. The committee may expend public funds from its appropriation for the purpose of seeking judicial review.

(9) Maintain a continuous review of the administrative rulemaking process, including a review of agency procedure and of complaints based on such agency procedure.

(10) Establish measurement criteria to evaluate whether agencies are complying with the delegation of legislative authority in adopting and implementing rules.

(11) Maintain a continuous review of statutes that authorize agencies to adopt rules and shall make recommendations to the appropriate standing committees of the Senate and the House of Representatives as to the advisability of considering changes to the delegated legislative authority to adopt rules in specific circumstances.

4.7—Special Powers and Duties of the Committee on Public Counsel Oversight

(1) The Committee on Public Counsel Oversight shall appoint a Public Counsel.

(2) The Committee on Public Counsel Oversight may file a complaint with the Commission on Ethics alleging a violation of chapter 350, Florida Statutes, by a current or former public service commissioner, an employee of the Public Service Commission, or a member of the Public Service Commission Nominating Council.

(3) Notwithstanding Joint Rule 4.4(2), the Committee on Public Counsel Oversight shall not have any permanent staff but shall be served as needed by other legislative staff selected by the President of the Senate and the Speaker of the House of Representatives.

Joint Rule Five—Auditor General

5.1—Rulemaking Authority

The Auditor General shall make and enforce reasonable rules and regulations necessary to facilitate audits that he or she is authorized to perform.

5.2—Budget and Accounting

(1) The Auditor General shall prepare and submit annually to the President of the Senate and the Speaker of the House of Representatives for their joint approval a proposed budget for the ensuing fiscal year.

(2) Within the limitations of the approved operating budget, the salaries and expenses of the Auditor General and the staff of the Auditor General shall be paid from the appropriation for legislative expense or any other moneys appropriated by the Legislature for that purpose. The Auditor General shall approve all bills for salaries and expenses for his or her staff before the same shall be paid.

5.3—Audit Report Distribution

(1) A copy of each audit report shall be submitted to the Governor, to the Chief Financial Officer, and to the officer or person in charge of the state agency or political subdivision audited. One copy shall be filed as a permanent public record in the office of the Auditor General. In the case of county reports, one copy of the report of each county office, school district, or other district audited shall be submitted to the board of county commissioners of the county in which the audit was made and shall be filed in the office of the clerk of the circuit court of that county as a public record. When an audit is made of the records of the district school board, a copy of the audit report shall also be filed with the district school board, and thereupon such report shall become a part of the public records of such board.

(2) A copy of each audit report shall be made available to each member of the Legislative Auditing Committee.

(3) The Auditor General shall transmit a copy of each audit report to the appropriate substantive and fiscal committees of the Senate and House of Representatives.

(4) Other copies may be furnished to other persons who, in the opinion of the Auditor General, are directly interested in the audit or who have a duty to perform in connection therewith.

(5) The Auditor General shall transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by audit reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues. The Auditor General may also transmit recommendations at other times of the year when the information would be timely and useful for the Legislature.

(6) A copy required to be provided under this rule may be provided in an electronic or other digital format if the Auditor General determines that the intended recipient has appropriate resources to review the copy. Copies to members, committees, and offices of the Legislature shall be provided in electronic format as may be provided in joint policies adopted under Joint Rule 3.2.

Joint Rule Six—Joint Legislative Budget Commission

6.1—General Responsibilities

(1) The commission, as provided in chapter 216, Florida Statutes, shall receive and review notices of budget and personnel actions taken or proposed to be taken by the executive and judicial branches and shall approve or disapprove such actions.

(2) Through its chair, the commission shall advise the Governor and the Chief Justice of actions or proposed actions that exceed delegated authority or that are contrary to legislative policy and intent.

(3) To the extent possible, the commission shall inform members of the Legislature of budget amendments requested by the executive or judicial branches.

(4) The commission shall consult with the Chief Financial Officer and the Executive Office of the Governor on matters as required by chapter 216, Florida Statutes.

(5) The President of the Senate and the Speaker of the House of Representatives may jointly assign other responsibilities to the commission in addition to those assigned by law.

(6) The commission shall develop policies and procedures necessary to carry out its assigned responsibilities, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(7) The commission, with the approval of the President of the Senate and the Speaker of the House of Representatives, may appoint subcommittees as necessary to facilitate its work.

6.2—Organizational Structure

(1) The commission is not subject to Joint Rule Four. The commission shall be composed of seven members of the Senate appointed by the President of the Senate and seven members of the House of Representatives appointed by the Speaker of the House of Representatives.

(2) The commission shall be jointly staffed by the appropriations committees of both houses. The Senate shall provide the lead staff when the chair of the commission is a member of the Senate. The House of Representatives shall provide the lead staff when the chair of the commission is a member of the House of Representatives.

6.3—Notice of Commission Meetings

Not less than 7 days prior to a meeting of the commission, a notice of the meeting, stating the items to be considered, date, time, and place, shall be filed with the Secretary of the Senate when the chair of the commission is a member of the Senate or with the Clerk of the House when the chair of the commission is a member of the House of Representatives. The Secretary of the Senate or the Clerk of the House shall distribute notice to the Legislature and the public, consistent with the rules and policies of their respective houses.

6.4—Effect of Adoption; Intent

This Joint Rule Six replaces all prior joint rules governing the Joint Legislative Budget Commission and is intended to implement constitutional provisions relating to the Joint Legislative Budget Commission existing as of the date of the rule's adoption.

Joint Rule Seven—Qualifications of Members

7.1—Residency

(1) A member shall be a legal resident and elector of his or her district at the time of election and shall maintain his or her legal residence within that district for the duration of his or her term of office. While a member may have multiple residences, he or she shall have only one legal residence. The legal residence of a member at a designated location is demonstrated by a totality of the circumstances. Factors to be considered include, but are not limited to:

(a) Where one claims to reside, as reflected in statements to others or in official documents;

(b) The abandonment of a prior legal residence, as evidenced by moving from or selling a prior legal residence;

(c) The abandonment of rights and privileges associated with a prior legal residence;

(d) Where one is registered as a voter;

(e) Where one claims a legal residence for a homestead exemption;

(f) Where one claims a legal residence for a driver license or other government privilege or benefit;

(g) The transfer of one's bank accounts to the district where one maintains a legal residence;

(h) Where one's spouse and minor children maintain a legal residence, work, and attend school;

(i) Where one receives mail and other correspondence;

(j) Where one customarily resides;

(k) Where one conducts business affairs;

(l) Where one rents or leases property; and

(m) Where one plans the construction of a new legal residence.

(2) In accordance with Section 3 of Article X of the Florida Constitution, a vacancy in office occurs when a member fails to maintain a legal residence within his or her district as required at the time of election.

(3) In accordance with Section 2 of Article III of the Florida Constitution, each house of the Legislature shall be the sole judge of the qualifications of its members, including whether a member no longer satisfies his or her qualifications for office.

(4) Each member shall affirm in writing that he or she is a legal resident and elector of his or her district based on the provisions of this Joint Rule. Each member shall file the written affirmation with the Secretary of the Senate or the Clerk of the House of Representatives before the convening of Organization Session following each general election. For a member who is elected pursuant to a special election, the member must execute the written affirmation before or concurrent with taking the oath of office and provide such affirmation to the Secretary of the Senate or the Clerk of the House of Representatives. The form of the written affirmation shall be prescribed by the Secretary of the Senate and the Clerk of the House of Representatives for members of their respective house of the Legislature.

—was introduced and read by title.

On motion by Senator Gaetz, **SCR 2-Orig** was read the second time by title, adopted, and by two-thirds vote immediately certified to the House.

SPECIAL RECOGNITION

The President recognized former Senator John Thrasher for his service with the Florida Senate and congratulated him for being chosen as President of Florida State University. A video was shown in his honor.

Senator Gaetz: First, Mr. President and members of the Senate, let me acknowledge that it was President Gardiner who insisted that his day be shared with John Thrasher. Now that's vintage Andy Gardiner; gracious and thoughtful. I appreciate, Mr. President, your asking me to speak about Senator Thrasher. For these years that he and I have served together, he's been like a brother to me, a much older brother. Much, much older brother. There's a great deal of feeling here on the Senate floor about you, Senator Thrasher. In fact, I was touched yesterday; I stopped by your office, and I saw Senator Latvala there helping you pack. Go ahead, that settles in after awhile.

I suspect that you will miss the Senate, as this Senate will miss you, and we'll surely miss Jean, the new First Lady of Florida State University. Jean Thrasher, stand up, Jean. There are consolations, Senator Thrasher, in your not being able to move a bill on this floor today, because if you tried, in view of Saturday's game, I'm not sure that you

would do well with the Miami delegation. We all saw, Senator Bradley, how much the University of Florida is paying its new president. Set a high water mark. When you came in today, one of the envelopes on your desk was a draft of the Preeminent University President's Pay Equity Act which we will ask the President to allow us to take up instanter.

On November 6, I did receive a letter from Senator Thrasher. He had just been reelected, but it turns out that he had been interviewing for another job at the same time. Who knew? Something to do with global warming and evolution, that's what I read. Mr. President, this is the letter that I wrote back on behalf of the Senate to Senator Thrasher. It turned out to be the last letter I signed as Senate President. "The Honorable John Thrasher, President of the Florida State University. Dear Mr. President. Your letter of resignation from the Florida Senate has been received. I hope you will understand that my first inclination was to seek a general counsel's opinion as to whether I could reject it. I know I speak for your colleagues here when I say we would want you to have both jobs. Your acceptance of the presidency of your beloved Florida State University diminishes the Senate. It hollows out the corridors of this Legislature, which you have led with such distinction and effectiveness. It creates a lonely place on the Senate floor where you stood as the model of what a Senator should be; a lion of the Senate. Remember, the Senate is always your home. Today is a historic day for your university. I envy your new colleagues at Florida State the opportunity they will have to learn from you, to be inspired by you, and to follow you to greatness. The Senate sends you Godspeed."

Senator Smith: Thank you, Mr. President. Earlier today, we were having trouble. I know Senator Gaetz and I have been having trouble thinking of what to call Senator Thrasher. We can call him Representative, Mr. Speaker, Mr. Chair, Senator, and President. You can call him all those things, but I'll tell you what I will call him. I will call him in January for tickets to the national championship game. I'll pay face value for them. Honestly, I like calling him my friend.

When we were coming into the House, we couldn't have been more opposite from where we've come from. From every part, even our political thought, a lot of times, we were opposites. We've always been friends. He's always been a true gentlemen. Now that he's leaving, I guess I'm the chair of the Calendar Committee and chair of Rules, since you were the Rules chair before. I was vice chair.

The great thing about John Thrasher is even though he would disagree with you on issues, he would always try and work with you to at least make sure everyone got something. The one thing I want to bring out is last year, I had a bill that was near and dear to my heart: the Safe Neighborhoods bill. We passed it out of this Senate. Over in the House they were jamming it up. I go over to the House, and Senator Thrasher is already on the House floor. He's arguing about something else. I go in and he says, "Smith, what are you doing over here?" I said, "My Safe Neighborhoods bill." He said, "Didn't we pass that?" I said, "Yeah." He said, "What are they doing over here?" I said, "Don't be jamming it up." He goes, "I voted for it, right?" I said, "Yeah." Then, he turns around and he goes to Republican leadership, and he goes full Thrasher. We all know what full Thrasher means. It just meant a lot that an issue that was near and dear to me, he really didn't have a lot invested in the bill, but because he considers you a friend, because you are a Senator, he turned around and went to bat for me in the Florida House. After ignoring you since I got elected in '98, and you were my first Speaker, I have never been so proud as that moment when you turned around, and you went to bat for me. I'll always remember that. Thank you, and Godspeed.

Senator Thompson: Thank you, Mr. President. Senators, as a member of the Seminole Caucus, which during my tenure in the Senate has been chaired by Senator Thrasher, I rise today to congratulate him. We have had an opportunity to talk, and he is committed obviously to the continued preeminence of our alma mater, Florida State University, but also to all of the other institutions within the State University System. So, Senator Thrasher, I congratulate you and intend to see you, and we will share the tomahawk chop. Congratulations.

Senator Negron: Thank you very much, Mr. President, and just to follow up briefly on Leader Smith talking about Thrasher going "Thrasher." It reminds me of Chris Rock who said, "The tiger didn't go crazy. The tiger went tiger." So, I just want to tell two quick stories about Senator Thrasher that come to mind when I think about his time in the Senate. I think it was Senator Benacquisto, Senator Simmons, Senator Richter, who was chairing the Insurance Committee, and I was tagging

along. We had an issue on an insurance bill where we had a difference of opinion with the House. It was getting towards the end of session, and we weren't making progress. So I remember we all kind of gathered here at the back. For some reason, he was about four steps ahead of all of us, and it was like Moses parting the Red Sea. He was marching as if he was in the military or on a mission. We got into the House, and, when we walked in, there were these three startled young men that were members of the House. John Thrasher looked at them and said, "Boys, we are going to work this out," and we did. He just had that aura to say this is what is going to happen, and we are going to get it done. The House got something, we got something, and it worked out.

This second story, I can't give you all of the details or verify because I didn't actually see it happen, although I saw the consequences of it happening—kind of like the wind. We were working on another bill that Senator Benacquisto had, an insurance bill. Our friends on the fourth floor who are retained to redress grievances, and we respect their role in the process, but they were acting in a way that the Speaker didn't think was appropriate. So, apparently, there was a little get together out in the hallway. I wasn't there. I didn't see it. Apparently, they received some information from Senator Thrasher on how would be the best way to act in this particular situation, and, about ten minutes later, all kinds of things started happening. So, I thought that is how leaders get things done. Sometimes they control, sometimes they persuade, and sometimes just their accumulated goodwill and respect that people have for them is able to get things done. We appreciate all the work that you did for all of us to help us achieve our priorities, and we know you are going to take that same zealous leadership to your next venture, so congratulations.

Senator Benacquisto: Thank you, Mr. President. You know each of us on this floor could give a little story about how you have touched our lives and how you made a difference for them, and we are all forever blessed by having you in our lives. I just want to share the thing you taught me that has served me very well, and it is to take on the fight even if you know you are going to lose. You fight because you believe in something or someone or an ideal or a purpose, but it is what we came here for. We came here to govern, to lead, to enact policy, to change the world, and make things better. I remember, on the bad end of a 19-19 vote, you patted me on the back and said, "That was worth everything. Even though we lost, you stood tall and strong for what you believed in." That is the legacy that even when you are gone we will look at that chair and no one will ever be able to fill the shoes, the seat, the chair, the legacy. But what you have given to us, because your name has been called to a higher purpose (Go Gators). We will miss you terribly, but your legacy, your friendship, your guardianship of the traditions of the Senate will live on, and we are forever blessed for you. Thank you.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representatives J. Diaz, Adkins, Ray, Renuart, Roberson, Tobia, Van Zant, Mayfield, Moskowitz, Kerner, and Edwards was received and informed the Senate that the House of Representatives was convened for the purpose of organization. The committee then withdrew from the chamber.

COMMITTEE DISCHARGED

The committee appointed to notify the House of Representatives appeared at the bar of the Senate and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

SPECIAL RECOGNITION

Recognition of former Senator Thrasher continued with Senator Lee's remarks.

Senator Lee: Thank you, Mr. President. Congratulations, again to you, sir, and to Camille and your family. What a wonderful day this must be in your lives. We're looking forward to two great years. President Gaetz, thank you for the past two years. It's been a real privilege serving under you. Welcome back to the battleground here on the floor of the Senate. We look forward to having you as a partner back here in debate.

These organization sessions, Mr. President, are always quite ceremonial and sometimes they don't seem too substantive, but we do learn a few things. I wasn't surprised to learn that you were good with the ladies. Well, Camille seemed a little shocked that it happened to come out. I was pleasantly surprised to see that Joanna has such a beautiful voice and is so composed to be able to sing the national anthem before this Senate. That had to be a real moment of pride in your life. I'm still trying to recover from the visual of Senator Montford's musings of having been in the Garden of Eden with our esteemed Secretary. What's up with that? I suppose a man can dream. I had a bit of trepidation when he rose to second the nomination of Senator Richter, but we got through that.

Senator Thrasher, when I came to the Senate in 2012, I knew you as a fierce, competitive Speaker of the House of Representatives when I was a member of the Senate. I knew you as a lobbyist. When I came here serving on the leadership team for President Gaetz, along with you, I got to know you as a father, as a grandfather, as a husband, and, man, do I like that guy better. It's not easy in this process with family. It's a competitive process that we have. It's not easy to rise to the top of your game. It's a heck of a lot harder to stay there. Over the course of your history in this Florida Legislature, you've cut a big swath through this town. You've done a lot for people whose names will never be mentioned here, who are now populating this town, agencies, the lobbying corps, and the staff of this institution. We all owe you a debt of gratitude for your career of service to this Legislature in the House and in the Senate.

We wish you so very, very well going forward as President of FSU. I am admittedly agnostic as to this whole FSU/Gator thing. I just want to see us win national championships here in Florida, but, like Senator King, I know that your heart has always been at FSU. Jean, you're going to make a wonderful, wonderful First Lady, and there's nothing that does us more pride than to see our own go on to bigger and better things beyond this institution. Thank you for your friendship, thank you for your mentorship, and we wish you Godspeed. Thank you, Mr. President.

Senator Flores: Thank you, Mr. President. I was just going to say, "thank you," but I have a story. You guys know I have lots of stories. What I really want to say is thank you for a lot of times over the years saving myself from myself, and so this story is titled, "Why you figured out that you had to kind of take me under your wing." I am not going to give the full details, but you guys will figure it out. So, my first year in the Senate when I first came into the Senate, I was the youngest for a brief moment, and then this guy came and beat me by a month. So I was younger, and Senator Thrasher has always been someone that I looked up to. He took care of me, I would say, like a big brother, right? Not a dad because we are very close in age as well. I was asked by President Haridopolos for my opinion on a certain piece of legislation that was moving forward. I had some concerns with this legislation. I was asked my opinion, and, unfortunately, I gave my opinion. This is kind of the way the story goes. We were sitting around the table, and there were people around the table who were also Senators. I will just say I am a young, Hispanic woman, and the people who were around the table were not that. And so someone said, "So, what do you think about this legislation?" I said, "Well, I have a little bit of a concern because I think that if this legislation were to move forward, the legislature is going to look less like having young, Hispanic women." That is not actually what I said. So think about what the opposite of that is, and that is what I said to this group. Senator Thrasher turned to me, and he said, "You know you see around the table, they are not young, Hispanic women here." That will teach you guys to think of the opposite of young, the opposite of Hispanic, and the opposite of a woman and that is what I said. I think that is when he said, "I am going to have to mentor her a little bit more. Even when your opinions are asked, maybe just temper them down just a little bit." I haven't done a great job of that always, but I have gotten better at it. So I want to thank you for guiding me, for counseling me, for calming me down when I get a little nervous at the end of session. You have always taken care of me. There really wasn't a need to, I mean right, like I said, we are very similar, both obviously young, Hispanic women here, and so you didn't need to take me under your wing, but you did. I appreciate it, and I will miss you very, very much.

Senator Bradley: Thank you, Mr. President. Obviously President Thrasher is well known throughout the state as the Speaker of the

House and powerful Senate Rules Chairman, and now FSU President. But where I come from, Clay County, he is known as “John and Jean.” Before he made such an incredible and indelible mark on the history of our state, after his military service, he was very well distinguished, and had a very successful stint in the private world. He started his public service on the Clay County School Board and also served in the Clay County Commission. His name is on our Performing Arts Center in Clay County. So while he grew up in Jacksonville and went to Lee High School, he is a son of Clay County, and we are very proud to call him that.

Jean and John, it is such an honor for you to be such a mentor and friend in your family. We are so blessed to have known you. Congratulations so much on this new endeavor. This Gator is proud of these Seminoles. Thank you.

Senator Joyner: Thank you, Mr. President. I didn’t know John Thrasher as a Speaker. I wasn’t here. I knew him by reputation. He didn’t lobby me. There were no issues that he lobbied that he needed my vote. We never met until he was elected to the Florida Senate. As a freshman Senator, they put his office right next door to mine. That’s when we met, and out of that gratuitous meeting grew a relationship which is now a friendship. We, as you all know, have had our differences. I tell you, at the end of the day, there has been the greatest friendship that one could realize. Now, people said, “Oh, you can’t. I know how you feel about Thrasher after what happened.” I said, “He’s my friend. This is a civil body. This is the place where you express your opinion, and we all are not going to agree on many issues.” When it’s over, as good lawyers do, we realize that we win some, and we lose some. At the end of the process, John and Arthenia are friends, and we will remain that way. When he was in the process of applying for and getting his most recent job, there was much talk, and I just said, “I got my money on Thrasher.” Congratulations, Mr. President.

Senator Montford: Thank you, Mr. President. The first time I met Senator Thrasher, I heard about him a long time before. Being in education, first of all, Senator, thank you for your true and genuine interest in public education. You are to be commended for that. He was well known in education circles as being sometimes opinionated. That was before I was a Senator when I was a school superintendent. There was a bill that was rather controversial. I got some calls from around the state that said, “You need to go around and talk to that Thrasher guy.” I said, “Look, I don’t know Senator Thrasher that well.” They said, “Go talk to him anyway.” So, being the smart guy that I am, I told my secretary to wait until 5, 5:30 and call, and maybe he’ll be gone home. So she did and waited. Much to my surprise, the secretary came in and said, “He’s just leaving, but he’ll wait for you.” So I said, “Gosh, he’s going to wait for me. Okay.” So I go down and I walked in and I said, “I’m here to talk about this bill.” And you said, “Well, I’m here to listen.” And he did. He said, “You got any suggestions?” And I did. He even took one. He didn’t take the rest of them, but he did take that one. So, thank you for that. You had no reason to do that, but that’s just the kind of man you are.

But that’s the past. I want to talk about the future. As a graduate of Florida State University, I am just so doggone proud and happy. I can’t wait until you get in there and stir it up because, I’ll tell you what, if I was a graduate of any other school, especially one that used to play football, I would really be concerned. I’m going to put my money, Senator Joyner, on John Thrasher as well. I’m proud of you.

Senator Altman: Thank you, Mr. President. You know John Thrasher has been a phenomenal public servant. He has been the chairman of our party, he has been the Speaker of the House, and he has been our Rules Chair here in the Senate. He has run a very successful business representing Brevard County, and I can tell you he did phenomenally well. When I really got to know the real John Thrasher though was when I watched him in committee. I have never seen a member that was so intent in making sure that every individual in that committee room, whether it be a member or whether it be the public speaking, had their day. Incredibly courteous, he always listened, he was never distracted, he was never late, he always paid attention to the speaker and gave them complete and due respect whether he was chairman or just a simple committee member. That is when I saw the greatness of John Thrasher—an incredible humility, concretely dedi-

cated to the sanctity of this body and how we deal with the public. As busy as he is, and as big a man and as many accomplishments he has ever had, when a member of the public was speaking before that committee, they were number one. He never forgot the people. It certainly has been a great honor to serve with John Thrasher and take him as a role model of what it means to be a representative of the people.

President Gardiner: President Thrasher, you and I have traveled this state together, this country. Camille and I have thoroughly enjoyed our time together. We have shared a lot of laughs, and as men and brothers, we’ve shared a lot of tears. When you informed me this may happen, I think I shed a few tears in that meeting. Today is a very special day, but, in my heart, I’m losing one of my favorite senators. I’m going to miss looking down and seeing you on this floor, but know that you will always be welcome here. Keep your phone on, because things will happen where I will call you. I’m just so happy for you and Jean. Everything that you have given to this state, a lot of us watched that interview process and what you and Jean went through. I think Republican and Democrat alike looked at that and some of the comments that were made and were just appalled because we have seen what you have done. You are the right person at the right time for Florida State University. Camille and I went to Stetson University, so like Senator Lee, we don’t get caught up in the Florida/Florida State process. I’m probably going to have to be a Florida State fan now. I’m really excited about the house you have. My three children are going to get to stay there during session for 60 days. President Thrasher, congratulations, and Jean, congratulations.

MOTION

On motion by Senator Gaetz, Florida State University President John Thrasher, former Senator, was invited to address the Senate.

FSU President Thrasher: Thank you, Mr. President. I’m almost moved, by everything that was said, to stay. Not really, Jack, not really. I promise you I’m leaving. I promise. Mr. President, thank you for allowing this, first and foremost. Thank you all for staying, secondly. I didn’t expect this and certainly don’t deserve it. I don’t deserve the arthritis in my knee, either, but I am honored that you would do this and appreciate everything that was said. Congratulations, Mr. President. Congratulations, Mr. President Pro Tempore to you here. You all are going to be an incredible team to lead this great body.

One thing you said when you talked about Andrew, I know you were talking about a lot of other folks. One of my daughters is upstairs, Julie, and her husband Mark, who is a Gator. They share something with you and Camille, and Mason and Andrew have gotten to be great friends. It’s something I’ll never forget. I know that you will work passionately and continue the good work that you have started on behalf of all those kinds of children who need some support from this great state.

President Gaetz, thank you for the honor of being your Rules Chairman for the last two years. As I’ve told you before, I have no brothers or sisters, but if I had one, a brother, it would be Don Gaetz. I promise you. You’re an incredible man. You’re an incredible voice for this body. To have you back on this floor and already hear you, I’m sure that some folks are starting to have some trepidation about where they stand on certain issues. I’ve been around a long time, and there’s nobody who is a better advocate for the things he believes in than President Don Gaetz. To have your friendship and to have Vicky’s for Jean and me is just an immeasurable honor. Thank you very much.

Mr. President, I’m going to use one of your lines and that is, I’ll be short. I promise to be short. I do want to recognize, first and foremost, the First Lady of Florida State University, my wife, Jean. I know, Garrett, you’ve mentioned the fact that you all have had 40 years together. This December, Jean and I will have been married 50 years. As she likes to say, at least 25 of them have been pretty good. So, thank you, darling, for everything you’ve done for me and your support and your continued support. I have signed a new prenuptial agreement because of the FSU deal.

David Simmons, you’re going to be the new Rules Chairman, and you’re going to be a great one. I told David at one point that I was going

to send my FSU contract over to him to review, but I'm afraid if I had, I would still be waiting to be President of Florida State University. Good job this morning, and your brevity was incredibly effective, just so you remember that.

I have had a great staff for five years, Mr. President. I'd like to say hello to them and have you all acknowledge them. Kelly Williams has worked for five or six Senators in the State of Florida, going back to Bill Bankhead, Ander Crenshaw, Jim King, Jim Horne, and then she inherited me. Kelly has been with the Florida Senate for 30 years and is an incredible public servant. Kelly, thank you for everything. I appreciate it. J.J. Whitson, whose father ran my first campaign for the House. J.J. was ten years old and went around handing out things. He's come back, and he's been with me for the last four or five years. I appreciate your service to the state and what you've done. Thank you, J.J. Darla Kubacki has been with me the entire time I've been here also. Thank you very much, Darla, for everything. I appreciate it. And last, but not least, David, you are going to inherit an incredible staff led by the incomparable; one of the great public servants that I have known in my lifetime. Somebody who is a mentor, a friend, and I mean a close friend, and that's the Honorable John Phelps. I thank you for your service and the great staff that we've had for the last five years.

Somebody asked me, Mr. President, "How has it been to be President of Florida State University?" I said, "Well, I've only been there a week or so. But I can already tell you a good day at Florida State University is when I don't hear from the Athletics Director." I haven't heard from him this morning, I might add. I also heard, Mr. President, you had a little extra money, and I know your love for higher education. The Governor said keep tuitions low, but I think he also said keep preeminence high. We're going to do that.

I go back very quickly to 1970, when I walked on the Senate floor for the first time as an intern in the Senate Commerce Committee working for Senator Fred Karl. I always wanted to be in this place. I've had my chance. I've been here five years, and it's been an incredible journey. The

friendships, the love and admiration I have for each and every one of you, I'll never forget. God bless you. Thank you very much. I appreciate it.

SPECIAL ACKNOWLEDGMENT

President Gardiner: I wanted to briefly describe the gavel. I saw Speaker Crisafulli and he gave me a gavel. The history of this gavel is that his father actually went and found the wood to make this gavel. The head of the gavel is from an orangewood tree that was planted in the 1930s, and the base was from an orangewood tree that was planted in the 1940s. I will use this today, and I will do everything I can to not break it over the next two years. I especially want to thank the Speaker. It's very fitting given how I feel about family that this came from his grandfather's property. His dad went and picked out the wood and he made it.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 2-Org.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

ADJOURNMENT

On motion by Senator Simmons, the Senate in Organization Session adjourned sine die at 11:59 a.m.



Journal of the Senate

Final Reports After Adjournment Sine Die — 2014 Organization Session

ENROLLING REPORTS

SCR 2-Org has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on November 19, 2014.

Debbie Brown, Secretary

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages, numbered 1 through 47, inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida in Organization Session, convened at 9:00 a.m. on the 18th day of November, 2014, and adjourned at 11:59 a.m. on the 18th day of November, 2014.

A handwritten signature in cursive script that reads "Debbie Brown".

Debbie Brown
Secretary of the Senate

Tallahassee, Florida
November 19, 2014

JOURNAL OF THE SENATE

ORGANIZATION SESSION

November 18, 2014

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Journal
of the
S E N A T E
State of Florida



FORTY-SEVENTH REGULAR SESSION

UNDER THE CONSTITUTION AS REVISED IN 1968

MARCH 3 THROUGH MAY 1, 2015

MEMBERS OF THE SENATE

(26 Republicans, 14 Democrats)

REGULAR SESSION

March 3 through May 1, 2015

District 1: Don Gaetz (R), Niceville*
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa

District 2: Greg Evers (R), Baker**
Escambia, Santa Rosa, and part of Okaloosa

District 3: Bill Montford (D), Tallahassee*
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, and Wakulla

District 4: Aaron Bean (R), Fernandina Beach**
Nassau and part of Duval

District 5: Charles S. "Charlie" Dean, Sr. (R), Inverness*
Baker, Citrus, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion

District 6: Travis Hutson (R), St. Augustine***
Flagler, Putnam, St. Johns, and part of Volusia

District 7: Rob Bradley (R), Fleming Island*
Alachua, Bradford, and Clay

District 8: Dorothy L. Hukill (R), Port Orange**
Parts of Lake, Marion, and Volusia

District 9: Audrey Gibson (D), Jacksonville*
Part of Duval

District 10: David Simmons (R), Altamonte Springs**
Seminole and part of Volusia

District 11: Alan Hays (R), Umatilla*
Parts of Lake, Marion, Orange, and Sumter

District 12: Geraldine F. "Geri" Thompson (D), Orlando**
Part of Orange

District 13: Andy Gardiner (R), Orlando*
Parts of Brevard and Orange

District 14: Darren Soto (D), Orlando**
Parts of Orange, Osceola, and Polk

District 15: Kelli Stargel (R), Lakeland*
Parts of Orange, Osceola, and Polk

District 16: Thad Altman (R), Rockledge**
Parts of Brevard and Indian River

District 17: John Legg (R), Trinity*
Parts of Hillsborough and Pasco

District 18: Wilton Simpson (R), Trilby**
Hernando and parts of Pasco and Sumter

District 19: Arthenia L. Joyner (D), Tampa*
Parts of Hillsborough, Manatee, and Pinellas

District 20: Jack Latvala (R), Clearwater**
Part of Pinellas

District 21: Denise Grimsley (R), Sebring*
Okeechobee and parts of Highlands, Martin, Osceola, Polk, and St. Lucie

District 22: Jeff Brandes (R), St. Petersburg**
Parts of Hillsborough and Pinellas

District 23: Garrett Richter (R), Naples*
Parts of Collier and Lee

District 24: Tom Lee (R), Brandon**
Part of Hillsborough

District 25: Joseph Abruzzo (D), Wellington*
Part of Palm Beach

District 26: Bill Galvano (R), Bradenton**
DeSoto, Glades, Hardee, and parts of Charlotte, Highlands, Hillsborough, and Manatee

District 27: Jeff Clemens (D), Lake Worth*
Part of Palm Beach

District 28: Nancy C. Detert (R), Venice**
Sarasota and part of Charlotte

District 29: Jeremy Ring (D), Margate*
Part of Broward

District 30: Lizbeth Benacquisto (R), Ft. Myers**
Parts of Charlotte and Lee

District 31: Christopher L. Smith (D), Fort Lauderdale*
Part of Broward

District 32: Joe Negron (R), Stuart**
Parts of Indian River, Martin, Palm Beach, and St. Lucie

District 33: Eleanor Sobel (D), Hollywood*
Part of Broward

District 34: Maria Lorts Sachs (D), Delray Beach**
Parts of Broward and Palm Beach

District 35: Gwen Margolis (D), Coconut Grove*
Part of Miami-Dade

District 36: Oscar Braynon II (D), Miami Gardens**
Parts of Broward and Miami-Dade

District 37: Anitere Flores (R), Miami*
Part of Miami-Dade

District 38: Rene Garcia (R), Hialeah**
Part of Miami-Dade

District 39: Dwight Bullard (D), Miami*
Hendry, Monroe, and parts of Collier and Miami-Dade

District 40: Miguel Diaz de la Portilla (R), Coral Gables**
Part of Miami-Dade

* Holdovers

** Elected General Election, November 4, 2014, for a term of 4 years

*** Elected Special General Election, April 7, 2015, for a term ending November 6, 2018

OFFICERS OF THE SENATE

Andy Gardiner, *President*

Garrett Richter, *President Pro Tempore*

Bill Galvano, *Majority (Republican) Leader*

Arthenia L. Joyner, *Minority (Democratic) Leader*

Non-member Elected Officer

Debbie Brown, *Secretary of the Senate*

MEMBERS AND OFFICERS OF THE SENATE

THE 2014-2016 FLORIDA SENATE

President



Andy Gardiner (R)
Orlando
District 13

President Pro Tempore



Garrett Richter (R)
Naples
District 23

Majority (Republican) Leader



Bill Galvano (R)
Bradenton
District 26

Minority (Democratic) Leader



Arthenia L. Joyner (D)
Tampa
District 19



Joseph Abruzzo (D)
Wellington
District 25



Thad Altman (R)
Rockledge
District 16



Aaron Bean (R)
Fernandina Beach
District 4



Lizbeth Benacquisto (R)
Ft. Myers
District 30



Rob Bradley (R)
Fleming Island
District 7



Jeff Brandes (R)
St. Petersburg
District 22



Oscar Braynon II (D)
Miami Gardens
District 36



Dwight Bullard (D)
Miami
District 39



Jeff Clemens (D)
Lake Worth
District 27



Charles S. "Charlie"
Dean, Sr. (R)
Inverness
District 5



Nancy C. Detert (R)
Venice
District 28



Miguel Diaz de la Portilla
(R)
Coral Gables
District 40



Greg Evers (R)
Baker
District 2



Anitere Flores (R)
Miami
District 37



Don Gaetz (R)
Niceville
District 1



Rene Garcia (R)
Hialeah
District 38



Audrey Gibson (D)
Jacksonville
District 9



Denise Grimsley (R)
Sebring
District 21



Alan Hays (R)
Umatilla
District 11



Dorothy L. Hukill (R)
Port Orange
District 8

MEMBERS AND OFFICERS OF THE SENATE

THE 2014-2016 FLORIDA SENATE



Travis Hutson (R)
St. Augustine
District 6



Jack Latvala (R)
Clearwater
District 20



Tom Lee (R)
Brandon
District 24



John Legg (R)
Trinity
District 17



Gwen Margolis (D)
Coconut Grove
District 35



Bill Montford (D)
Tallahassee
District 3



Joe Negron (R)
Stuart
District 32



Jeremy Ring (D)
Margate
District 29



Maria Lorts Sachs (D)
Delray Beach
District 34



David Simmons (R)
Altamonte Springs
District 10



Wilton Simpson (R)
Tribby
District 18



Christopher L. Smith (D)
Fort Lauderdale
District 31



Eleanor Sobel (D)
Hollywood
District 33



Darren Soto (D)
Orlando
District 14



Kelli Stargel (R)
Lakeland
District 15



Geraldine F. "Geri"
Thompson (D)
Orlando
District 12

Includes new member in District 6 elected at a special election on April 7, 2015

Non-member Elected Officer



Debbie Brown
Secretary of the Senate

Sergeants at Arms



Donald Severance



Tim Hay



Journal of the Senate

Number 1—Regular Session

Tuesday, March 3, 2015

Beginning the Forty-seventh Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 117th Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 3rd of March, A.D., 2015, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:00 a.m. A quorum present—38:

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Excused: Senator Gibson

PRAYER

The following prayer was offered by Reverend Roland S. Nadeau, M.S., Blessed Trinity Catholic Church, Orlando:

O loving God of hope and promise, we ask your blessing and guidance upon this new session of the Senate of the State of Florida so that the

discussions and debates of these Senators lead to laws and actions that will enhance the quality of life of all the citizens of Florida.

We pray that you grant them openness of mind and heart that will permit them to work effectively and expeditiously for the common good. Stretch their vision to embrace the entire State of Florida with all its peoples and their concerns, from its smallest villages to its place at the table in our national family. Enhance their intelligence with wisdom and temper their courage with compassion as they work with the challenges facing the State of Florida. May the concerns and needs of their private lives not be an obstacle to their elected role as public servants in understanding and advancing the concerns and needs of the people of Florida.

Keep our hearts grateful for the freedom we enjoy in these United States and for the idealism of those who enter elected service. Amen.

COLOR GUARD

At the direction of the President, the Sergeant at Arms opened the doors of the chamber and a Color Guard of the U.S. Navy Reserves marched into the chamber bearing flags of the United States of America and the State of Florida. This year marks the 100th anniversary for the U.S. Navy Reserves.

The Color Guard included the following members: Petty Officer 1st Class Myra Treadwell; Petty Officer 2nd Class Cheri Patterson; Petty Officer 3rd Class Daniel Watson; Hospital Corpsman Wenceslas Montlouis; Airman Jackson Kulon; Chief Petty Officer Michael Terhune; and Lieutenant Paul Collier.

PLEDGE

Sergeant Severance was joined by several children present in the chamber in the center aisle and led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced violinist Kaylin Peavie who performed *The Star Spangled Banner*. Kaylin is a sophomore at Douglas Anderson School of the Arts in Jacksonville.

DOCTOR OF THE DAY

The President recognized Dr. E.J. Sanchez of Bradenton, sponsored by Senator Galvano, and Dr. Stuart Sobel of Hollywood, husband of Senator Eleanor Sobel, as the doctors of the day. Dr. Sanchez specializes in cardiology, and Dr. Sobel specializes in dermatology.

MOMENT OF SILENCE

At the request of Senator Latvala, the Senate observed a moment of silence for former Senator Ken Plante, who died on March 1, 2015. Senator Plante's daughters, Melanie Steele and Colleen Baxter, and grandson, George Baxter, were present in the gallery.

SPECIAL GUESTS

The President introduced the following guests: Governor Rick Scott; Lieutenant Governor Carlos Lopez-Cantera, former Majority Leader of the House of Representatives; Commissioner of Agriculture Adam Putnam, former congressman; Chief Financial Officer Jeff Atwater, former Senate President; and Attorney General Pam Bondi.

The President recognized the following Supreme Court Justices: Chief Justice Jorge Labarga, Justice Ricky Polston, Justice Barbara Pariente, Justice Charles Canady, and Justice James E.C. Perry.

The President announced that the Senate was honored by the presence of former Senate Presidents Jim Scott and John Vogt. The President also announced the presence of former Senators Steve Geller, former Minority Leader; Dave Aronberg, Palm Beach County State Attorney; Carey Baker, Lake County Property Appraiser; Al Lawson, former Minority Leader; Arnett Girardeau, former President Pro Tempore; Van Poole; Curt Kiser; Ellyn Bogdanoff; and Burt Saunders.

The President introduced his wife, the first lady of the Florida Senate, Camille Gardiner, and welcomed all the other Senate spouses and family members who were present in the chamber. The President introduced his parents, Bill and Linda Gardiner; his mother-in-law, Joanne Wood; and his children, Andrew, Jr., Joanna Lynn, and Kathryn.

COMMITTEE APPOINTED

On motion by Senator Simmons that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed to the business of the session, the President appointed Senator Bean, Chair; and Senators Hukill, Altman, Brandes, Clemens, and Bullard. The committee was excused.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representative McBurney, Chair; and Representatives Adkins, Ray, Drake, Williams, Rouson, Clarke-Reed, and Jacobs was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the session. The committee then withdrew from the chamber.

REMARKS BY PRESIDENT ANDY GARDINER

It's been three months or a little more since we were all in this chamber back before Thanksgiving. We took the month of December off, but I said at that time that we are going to come back and hit the ground running, and we are going to work very, very hard. You certainly have done that. I just want to run through a couple of very important things as we start this legislative session. As of this morning, and I'm sure this number went up before the deadline, nearly 800 bills had been filed. Thanks to our Chair of Rules, Senator Simmons, 700 of them have been referred to committees. Thank you, Chair Simmons. I know you have been very busy. I know you wanted to rewrite all of them, but you will have your time when it is appropriate.

We have moved forward on implementation of Amendment 1. Senators Dean, Simmons, Simpson, Hays, and Montford have put together what I think is really the foundation for Amendment 1. We have not gotten into the distribution of the funds, but what we have said in the Senate is that we want that transparency. We want the voters of this state who supported Amendment 1 to know exactly where those moneys have gone. With your leadership, you have started that process. Those six bills passed out of Environmental Preservation last week, and they are moving forward.

On the water policy, Chair Dean, again your leadership team has started the process of implementing what the Speaker and I talked about with the joint water policy. There are parts of that which are very important to a lot of us that we talked about. It's not just the water, but it's the maintaining of the lands; it's the access for the public to these lands. All of that, Chair Dean, has been a part of your bill as well as eco-tourism and bike trails, which I have talked a lot about. Of course, Chair Hays, you will get your shot in Appropriations. That is when we will talk

about the funding part of Amendment 1, and we look forward to your work on that.

On testing and assessments, again, the Senate has hit the ground running. When I asked Chair Legg and President Gaetz to chair the committees that oversee our education policy, we talked almost immediately about the ongoing issues dealing with testing in this state. Chair Legg, Senator Montford, and President Gaetz, the leadership that you all have shown and the openness to all sides on the testing issue have been incredible. We are ahead of schedule, and Senator Legg, you and I have talked about it. We are not going to wait around. If there is an issue with testing that needs to be addressed, then the Senate will act and we will act quickly. That bill continues to move forward. Thank you, Senator Legg.

The Department of Corrections Senate Bill 7020, Senator Evers, when you and I talked about your appointment, I asked you then to look at the issues dealing with the Department of Corrections. You have shown a tremendous amount of leadership. I never thought I'd be notified that one of my Senators was visiting prisons late at night, but you've done that. I think that has been important. It's important for us to understand the challenges the department has had. Again, under your leadership, that bill is moving, and it's moving quickly.

Also this week, Chair Bean will begin a discussion that honestly I don't know where it ends. We will start the discussion about Medicaid expansion. We have an obligation to look at this issue. That obligation is required for many of us that believe in it, but also with the Low-Income Pool possibly in jeopardy, over a billion dollars in funding potentially going away, we at least should have the discussion. Senator Bean's committee will workshop that issue this week. A Healthy Florida Works is a bipartisan group of business owners and leaders that have brought forward a plan. We want to talk about it. I don't know how it ends. I haven't read the last chapter on this one. But we, at least in the Senate, will have the discussion that's the best way to go for Florida.

On our budget, President Lee is our chair. There have been a lot of discussions about revenues being increased, but, in the meetings that I've been in with President Lee, we just keep getting invoices. We are not getting much new revenue, but I have a tremendous amount of confidence in you, President Lee. As we move forward on the issues of the day, not just Amendment 1, but funding and tax cuts—all of that has to be discussed. But we are going to do it deliberately, we are going to do it right, and we are going to do it smart.

President Gaetz, you and I talked about adoption in the State of Florida, the need for significant changes, and how we handle individuals in our systems. Even those with unique abilities, we understand that the best place for them to be is with a family. Your bill, again, will be heard in Fiscal Policy this week. That is a road map for all families to adopt children and incentives to do so. We thank you for your leadership on that.

Finally, an issue that I've talked a lot about deals with economic independence for people with unique abilities. The Senate has embraced this journey that my family has been on for 11 years now, and I am forever grateful. Senate Bill 7030 that will be heard this week deals with post-secondary options for individuals with unique abilities. The PLSA, the policy that we passed last year, had over 5,000 families apply for those learning scholarships. It will be heard in a second committee this week. We are also moving forward with Senate Bill 7022, which will be heard in its second committee and deals with the opportunity to promote employment for individuals with unique abilities. Specifically, our goal is, if we are going to ask businesses to embrace individuals with unique abilities, we should lead by example in government.

Financial literacy under Senator Hukill, the ABLE Act, which Leader Benacquisto is leading, and then finally, the unique abilities designation recognizing our businesses that do step forward, these are all very, very important issues. Senator Lawson, when he was here, said that, "Rarely will we be remembered for what we say, but we will be remembered for what we do." These are things that are very, very dear and very important. I am forever grateful to the Senate and its support of these issues.

I will leave you with this. This is day one of 60. I stand here very humbled. The reality is that this time next year, we may be about to sine die; so, this journey will be quick. You have my commitment that I talk a

lot about servant leadership. I believe in my heart that if I empower the individuals in this room, Republican and Democrat, there will be many times that you will come to me and say, "What do you want to do?" I will say, "Whatever you want to do." That is what I believe. I hope that when this journey is done, we will be able to look at some of these issues, especially those for families with unique abilities, and say, "We moved the needle; we made some significant changes." I hope when each of you leaves, you say, "You know what? I had every opportunity to be successful. Win, lose, or draw I was in the game. I was in the debate." When you drive home on I-10 under the speed limit and you think that, then I will consider this to be a successful presidency. I am truly honored. This will be the last speech you will hear from me—probably. It's not my thing. What is my thing is to make you all very empowered and successful. Thank you.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 8003 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Workman—

HCR 8003—A concurrent resolution providing that the House of Representatives and the Senate convene in Joint Session for the purpose of receiving a message from the Governor.

—was read the first time by title. On motion by Senator Simmons, **HCR 8003** was read the second time by title, unanimously adopted and certified to the House.

MOTION

On motion by Senator Simmons, by two-thirds vote **HCR 8003** was ordered immediately certified to the House.

COMMITTEE DISCHARGED

The committee appointed to notify the House of Representatives returned to the Senate chamber and reported to the President that its duty had been performed. The committee was thanked for its service and discharged.

SPECIAL PRESENTATION

Sergeant Severance presented the President with a cherry wood gavel which was handmade from a tree on his property.

RECESS

On motion by Senator Simmons, the Senate recessed at 10:37 a.m. to reconvene at 2:00 p.m. or upon call of the President, for the purpose of receiving the message of the Governor and conducting other Senate business.

(See remainder of Senate business following the joint session.)

JOINT SESSION

Pursuant to **HCR 8003**, the Senate formed in processional order and marched in a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order by The Honorable Steve Crisafulli, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet, and Justices of the Supreme Court were received and seated.

The Speaker invited President Gardiner, President of the Senate, to the rostrum and requested that the President preside over the joint session.

THE PRESIDENT PRESIDING

The President declared a quorum of the joint session present.

Representative Shevrin Jones delivered the prayer.

Senate President Pro Tempore Garrett Richter and House Speaker Pro Tempore Matt Hudson led the Pledge of Allegiance to the flag of the United States of America.

Jeanne Plakon, daughter of Representative Plakon, performed *America the Beautiful*.

On motion by Representative Corcoran that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senator Bradley, Co-Chair; and Senators Benacquisto, Simpson, Thompson, and Braynon. On behalf of the Speaker, the President appointed Representative Fresan, Co-Chair; and Representatives Van Zant, Wood, Cruz, Kerner, and Murphy. The committee withdrew from the chamber.

SPECIAL GUESTS

The President recognized the following guests: first lady of the House of Representatives, Kristin Crisafulli and family; and first lady of the Senate, Camille Gardiner.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, the Honorable Rick Scott, Governor, who was escorted to the rostrum.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR RICK SCOTT

Good morning, President Gardiner, Speaker Crisafulli, and distinguished members of the Florida Legislature. Welcome, Lieutenant Governor Carlos Lopez-Cantera, Attorney General Pam Bondi, Chief Financial Officer Jeff Atwater, Commissioner of Agriculture Adam Putnam, Chief Justice Labarga, and members of the Florida Supreme Court. And I would like to recognize my wonderful wife, Ann. We have been married for almost 43 years. I love you Ann. We have been blessed.

So now it's time for another state of the state speech or, as I like to call it, a chance for me to show off my world-renowned oratorical skills. It's okay, you can laugh. It was meant to be a joke.

I want to start off today by talking about what unites us: a love for our great state. Like me, I know all of you don't have to be in these offices. No one forced you to take these jobs. You signed up for service, and you worked hard to get here. And, like me, you wanted to work for the people of Florida because you know we are the best state in the country. Certainly, we all have our own ideas, and we debate with vigor. But I do believe it is important to acknowledge that we all have common goals for the families that live in our great state. We want every person in Florida to have the opportunity to live the dream of America. I believe we are the best place in the country and the world to make dreams come true. I call this Florida exceptionalism.

Let me take just a minute to brag about our great state, which I know you love just as much as I do. These are some of the successes created by the great people in our state. In the last four years, the unemployment rate in Florida has dropped in half—from 11.1 percent to 5.6 percent—the second biggest drop in unemployment in the United States. We have added over 728,000 new private-sector jobs. We have 279,000 job openings right now in our state. In the last year, around 250,000 people moved to our state, and we are now the third biggest state in the nation—bigger than New York. From 1992-2011, Florida inherited \$100 billion in adjusted gross income from other states. This is more than one-eighth of our annual GDP. Last year, we had our fourth record year of tourism—97.3 million people visited our state. Clearly, our investment in Visit Florida is working, and every 85 tourists create another Florida job.

We have 15 seaports. Our investments in ports are working, with over 150,000 trade jobs added in the last four years. We have also made

significant investments in our airports, which have helped bring record numbers of tourists to Florida. Enterprise Florida has won over 400 competitive projects for new jobs, projects like Hertz and Navy Federal Credit Union. We are a right-to-work state. We are the gateway to Latin America. We are the number two state for trade infrastructure. We are also number two for aerospace and aviation establishments in the U.S. We are the second best state for business by CEO Magazine, and we will soon be number one.

We are home to over 250 languages. We are at a 43-year low in our crime rate. We are clearly the best melting pot in the world. Housing prices are up. Taxes are down. We have cut taxes more than 40 times in four years. We have no personal income tax. The average person pays about \$1,800 in state taxes in Florida—the lowest in the nation. We have the lowest number of state workers per capita in the country, and we are going to continue to look for productivity gains. Our LLCs and Subchapter S corporations don't pay a business tax. Over 80 percent of our C corporations don't pay the business tax. We have reduced taxes for our small businesses.

For the first time since Governor Martinez was in office, we have reduced state debt. We have paid down \$7.5 billion in debt. Our fourth graders are number two in the world in reading. The National Council on Teacher Quality says we have the best equipped teachers in the nation for two surveys in a row. Our state colleges offer \$10,000 degrees in areas where our students can get jobs. When we held the line on tuition last year, the price of a Florida Prepaid Plan dropped in half.

Florida is an exceptional place. As far back as the 1800s, people were moving to Florida to make their dreams come true. In 1851, a doctor and researcher in North Florida received a patent for a refrigeration invention he developed after experimenting with ways to cool a room to make his patients more comfortable. Today, we know this man as the “father of air conditioning,” and without John Gorrie's invention, the beauty of Florida wouldn't be home to almost 20 million people today!

In 1878, Henry Flagler moved to Florida and began dreaming big. He saw beautiful beaches that were warm year-round, and when people told him there wasn't any way people up north would come down here, he was bold enough to build a railway to get them here and hotels for them to stay in. We now have the vibrant cities of Miami and Palm Beach thanks to the dreams of Henry Flagler over 100 years ago.

In the middle of the Great Depression, George Jenkins, Jr., left his job at a grocery store and decided he would open up his own store. I am sure many people thought Mr. Jenkins was crazy, but he had a dream. Today, his chain of stores employs 127,000 Floridians and is the largest employee-owned company in the country. We know it as Publix.

Of course, we all know about the dreams of Walt Disney. He never lived in Florida, but dreamed up Disney World, which opened in 1971 and put Florida on the map to be the worldwide tourist destination we are today.

Florida has long been a place where dreams come true. But, this is not just our past—it is our future. We have to ask ourselves who has the next big dream for Florida? Who are the inventors? The builders? The trailblazers? We want more people to chase their dreams in Florida. In fact, some of the people whose dreams are changing the world are here with us today. Please help me welcome: Richard Gonzmart, the fourth-generation President of the Columbia Restaurant Group in Tampa—Florida's oldest restaurant.

Mary Ann Carroll—a world renowned artist from Florida—unfortunately could not be with us this morning. Mary Ann began selling her paintings in the 1950s along Fort Pierce's roadsides. As an African American, she said she was not allowed into any galleries at the time. But, with her 60-year career of hard work and many struggles, Mary Ann now promotes the beauty of our state through her artwork hanging in museums and galleries all across the world.

Please help me welcome theme park designer, Bill Coan, President of ITEC Entertainment Corporation in Orlando. Bill has designed theme parks and attractions around the world like Daytona USA.

Finally, let's welcome meteorologist and storm chaser, Gladys Rubio. Gladys and her husband, Jose, moved to Miami from Cuba in the early 1990s for a better life. Today, Gladys tracks giant storms across the

world at the National Hurricane Center for Spanish language audiences in the United States and the Caribbean.

Florida is an exceptional place. Every one of you has dreamed big and helped make our state great. I am now a proud grandfather, and I think a lot about how we can make Florida the place where our children's and grandchildren's dreams come true. In order to be a land where dreams come true, I believe we have to out-compete the rest of the world. There are five ways we can do that. First: Let's keep cutting taxes! Floridians can spend their money better than government can. I want to say that again: Floridians can spend their money better than government can.

I have recommended cutting the tax on cell phones and TVs for every Florida family so they can save around \$43 a year for spending as little as \$100 a month on cell phone and TV bills combined. I have also recommended that we permanently end the tax on manufacturing equipment so more companies will make major capital investments in Florida. Businesses can spend their money and create jobs better than government can. I have recommended that we get rid of the state sales tax on college text books because getting a higher education degree must become more affordable. Students can spend their money better than government can. It should not require a federal loan and decades of debt for students to get a college degree. Price limits access—plain and simple.

If we are going to out-compete the world, the second thing we must do is make higher education more affordable. I want to work with you this year to pass a college affordability bill that will hold the line on graduate school tuition and bring transparency to university costs. Just like any business, we should expect education to become more affordable each year, not more expensive. Let us never again say, “We have to raise tuition because tuition in other states is higher than ours.” We don't raise taxes when other states have taxes higher than ours, and we shouldn't raise tuition when other states have higher tuition.

Third, to out-compete the world, we must invest in workforce development. Our recommended investments this year include: \$30 million for high-skill workforce training; \$20 million for advanced workforce training at our tech centers; \$5 million to incentivize \$10,000 STEM degrees at our state colleges; and \$1 million to create a paid summer program for STEM teachers.

Fourth, if we are going to out-compete the world, we must invest in K-12 education. This year, we are recommending an increase in K-12 funding to \$50 above the historic level to \$7,176 per student. Four years ago, I stood before you and said we would have to make some hard decisions. And we did. We made reductions that dipped into education, knowing that when the economy improved we could invest again. Many of these decisions were unpopular, but by living within our means it created an environment for success. Few thought we could add 728,000 jobs, have the highest funding for education, and invest in our environment just four years later. But, we did it together—and we have more work to do. Now that our economy is thriving, it is time to make major investments in education. Let's not squander our budget surplus on special interests. Our budget should reflect the principles we campaigned on or, in other words, we should do exactly what we told voters we would do.

The final thing we must do to out-compete the world is keep Florida beautiful. Florida is an exceptional place—we have the economy and the opportunity to keep it that way. Our recommended budget includes more than \$3 billion for environmental and agriculture programs, which includes a total of \$150 million in funding to protect the Everglades and another \$150 million that will help protect land for the Florida panther. It is important to point out that our recommended environmental investments in land and water programs will be \$82 million above what is required by Amendment 1.

The goals I just outlined to out-compete the world are bold. I have met with many of you over the last few months, and I know we share the exact same vision. We want Florida to be the best place in the world for our children and grandchildren to live their dreams. We agree on more than we disagree on. We want to give families back more of the money they earn and reduce the burden of government. In the weeks ahead, I expect some people will try to divide us. They will try to distract us. But, Mr. President, Mr. Speaker, I believe we can come together with our shared desire to improve this great state. Many of our shared goals are already outlined in your “Work Plan 2015.” Members of the Senate,

members of the House, I commit to all of you that I will be a tireless partner in your fight to make Florida the best place in the world for all of our children and grandchildren to get a great job and live their dreams.

I believe that our rich history is only a glimpse of what we can do in the future. Everything is possible in Florida. We are now in the lead, and it's ours to lose. We have to avoid any temptation to stand down or rest on our laurels. And of course, even with our tremendous progress, there are still some Floridians who have not yet found their opportunity. Having grown up in a family that was at times down on our luck, I know the importance of each and every family having an opportunity. Remembering those tough times drives me every day to do all I can to give each and every one of our citizens the chance to realize their dreams. Government cannot guarantee outcomes for everyone, but we should all be united in our desire to guarantee opportunities for everyone who is willing to work hard.

I am looking forward to working side-by-side with you during session to achieve our shared goals, inspire future generations to dream, and keep Florida working. God bless America, and God bless the exceptional state of Florida. Thank you.

DISSOLUTION OF JOINT SESSION

Following the Governor's address, the previously appointed committee escorted the Governor from the rostrum and from the House Chamber, followed by the Lieutenant Governor, members of the Cabinet, and Justices of the Supreme Court.

SPEAKER CRISAFULLI PRESIDING

On motion by Senator Simmons, the joint session was dissolved at 11:54 a.m., and the Senators were escorted from the House Chamber by the Senate Sergeant at Arms.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—38:

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

SPECIAL ORDER CALENDAR

At the direction of the President, by unanimous consent—

CS for SB 2—A bill to be entitled An act relating to greyhound racing injuries; providing a short title; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported on a form adopted by the Division of Pari-mutuel Wagering in the Department of Business and Professional Regulation within a certain timeframe; specifying the information that must be included in the form; requiring the division to maintain the forms as public records for a specified time; specifying disciplinary action that may be taken against a licensee of the department who fails to report an injury or who makes false statements on an injury form; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; providing an appropriation; providing an effective date.

—was taken up out of order and by two-thirds vote read the second time by title. On motion by Senator Sobel, by two-thirds vote **CS for SB 2** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—None

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for SB 2**.

SPECIAL GUESTS

The President recognized Vicky Gaetz, wife of Senator Gaetz, who was present in the gallery.

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

SB 700—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2015 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2015 shall be effective immediately upon publication; providing that general laws enacted during the August 7-11, 2014, special session and prior thereto and not included in the Florida Statutes 2015 are repealed; providing that general laws enacted during the 2015 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote **SB 700** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—None

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

SB 702—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.45, 11.9336, 20.255, 27.366, 28.22205, 39.307, 39.524, 40.32, 61.13016, 112.31455, 163.32466, 189.074, 200.065, 212.0606, 285.18, 287.0595, 288.9934, 288.9936, 298.01, 316.545, 322.058, 327.391, 337.403, 339.041, 339.135, 339.2818, 348.753, 348.7546, 365.172, 373.223, 376.3072, 377.6015, 379.2495, 380.06, 381.78, 394.494, 394.495, 394.913, 397.333, 397.754, 397.92, 400.022, 403.067, 408.036, 408.061, 409.1678, 409.906, 409.966, 409.986, 409.987,

456.039, 456.074, 479.03, 479.16, 480.041, 480.043, 482.161, 487.2031, 499.84, 499.91, 499.92, 514.0115, 538.03, 570.07, 570.482, 597.020, 605.0712, 605.0805, 624.523, 625.1212, 626.0428, 627.062, 627.745, 627.797, 662.121, 662.122, 662.1225, 662.130, 662.141, 662.146, 662.147, 680.528, 721.13, 775.0862, 775.21, 775.25, 784.078, 787.02, 787.06, 921.1402, 940.031, 943.0435, 944.275, 960.03, 960.065, 961.06, 985.0301, 985.265, 1002.395, 1003.4203, 1003.4282, 1003.493, 1003.4935, 1003.51, 1003.5716, 1005.33, 1007.271, 1008.22, 1008.25, 1008.34, 1008.44, 1011.80, 1011.81, 1011.905, 1013.738, F.S.; reenacting and amending s. 409.1451, F.S.; reenacting ss. 288.001, 430.502, 509.032, 539.001, and 718.116, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process; providing effective dates.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote **SB 702** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—None

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

SB 704—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 88.7011, 120.745, 163.336, 218.077(5), 220.33(7), 253.01(2)(b), 288.106(4)(f), 339.08(1)(n), 381.0407, 403.709(1)(f), 409.911(10), 409.91211, 430.04(15), 430.502(10)-(12), 443.131(5), 624.351, 624.352, and 626.2815(7), F.S., and amending ss. 110.123, 339.135, 409.912, 409.9122, 576.061, 828.27, and 1002.32, F.S., to delete provisions which have become inoperative by nonconcurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2015 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 409.91195, 409.91196, 409.962, 636.0145, 641.19, 641.225, and 641.386, F.S., to conform cross-references; providing an effective date.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote **SB 704** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Detert	Latvala
Abruzzo	Diaz de la Portilla	Lee
Altman	Evers	Legg
Bean	Flores	Margolis
Benacquisto	Gaetz	Montford
Bradley	Galvano	Negron
Brandes	Garcia	Richter
Braynon	Grimsley	Ring
Bullard	Hays	Sachs
Clemens	Hukill	Simmons
Dean	Joyner	Simpson

Smith	Soto	Thompson
Sobel	Stargel	
Nays—None		

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

SB 706—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 257.171, 257.193, 257.43, 393.0651, 393.066, 394.4789, 394.495, 394.496, 394.497, 397.406, 397.407, 397.427, 397.471, 397.901, 397.96, 400.147, 401.113, 401.252, 401.34, 402.04, 402.47, 403.414, 403.510, 403.7061, 403.763, 403.871, 403.873, 403.874, 403.876, 403.942, 406.11, 409.2598, 409.9102, 415.112, 420.526, 420.527, 429.44, 467.0125, 467.013, 467.019, 468.1165, 468.307, 468.3851, 468.3852, 468.404, 468.435, 468.532, 468.8312, 468.8317, 468.8412, 476.214, 477.022, 479.07, 481.205, 502.121, and 509.035, F.S., and repealing s. 415.112, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rule-making authority; providing an effective date.

—was read the second time by title.

Senator Sobel moved the following amendment which was adopted:

Amendment 1 (219210) (with title amendment)—Delete lines 45-77.

And the title is amended as follows:

Delete line 3 and insert: 257.171, 257.193, 257.43, 394.4789,

Senator Dean moved the following amendment which was adopted:

Amendment 2 (912826) (with title amendment)—Delete lines 359-367.

And the title is amended as follows:

Delete line 6 and insert: 401.34, 402.04, 402.47, 403.414, 403.7061,

On motion by Senator Simmons, by two-thirds vote **SB 706** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—None

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

CS for SB 426—A bill to be entitled An act relating to trust funds of the Department of Education and the Board of Governors of the State University System; terminating the Building Fee Trust Fund, the Replacement Trust Fund, the State University System Concurrence Trust Fund, the State University System Law Enforcement Trust Fund, and the Uniform Payroll Trust Fund within the Department of Education and the Board of Governors of the State University System; providing for the disposition of balances in and revenues of such trust funds; amending s. 932.7055, F.S.; requiring certain proceeds to be deposited

into a state university's appropriate local account instead of the special law enforcement trust fund; amending s. 1010.86, F.S.; conforming provisions to changes made by this act; providing an effective date.

—was read the second time by title. On motion by Senator Gaetz, by two-thirds vote **CS for SB 426** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—None

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

CS for SB 428—A bill to be entitled An act relating to trust funds administered by the Department of Environmental Protection; amending s. 20.25501, F.S.; codifying the Administrative Trust Fund, Environmental Laboratory Trust Fund, and Working Capital Trust Fund; requiring the department to administer such trust funds; providing for the funding of such trust funds; creating s. 376.41, F.S.; codifying provisions relating to the Minerals Trust Fund; creating s. 403.0874, F.S.; codifying provisions relating to the Air Pollution Control Trust Fund; amending s. 403.1832, F.S.; removing provisions relating to federal aid; authorizing the department to transfer all outstanding appropriations supported by federal grants to the Federal Grants Trust Fund; providing for expiration; amending s. 403.709, F.S.; increasing the amount of funding for mosquito control; limiting the amount of the funding that may be used for a solid waste management grant program; deleting obsolete provisions; reenacting s. 403.7095(3), F.S., to incorporate the amendment made to s. 403.709, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 428** was placed on the calendar of Bills on Third Reading.

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

SB 430—A bill to be entitled An act relating to the termination of a trust fund within the Department of Transportation; terminating the Central Florida Beltway Trust Fund; providing for the transfer of any balances or revenues in the terminated trust fund; requiring that the department pay outstanding debts or obligations of the terminated trust fund; requiring that the Chief Financial Officer close out and remove the terminated trust fund from the state accounting systems; repealing s. 338.250, F.S., relating to Central Florida Beltway mitigation; repealing s. 2(2)(a) of chapter 2004-235, Laws of Florida, relating to an exemption of the Central Florida Beltway Trust Fund from termination; providing an effective date.

—was read the second time by title. On motion by Senator Latvala, by two-thirds vote **SB 430** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Brandes
Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard

Clemens	Hays	Ring
Dean	Hukill	Sachs
Detert	Joyner	Simmons
Diaz de la Portilla	Latvala	Simpson
Evers	Lee	Smith
Flores	Legg	Sobel
Gaetz	Margolis	Soto
Galvano	Montford	Stargel
Garcia	Negron	Thompson
Grimsley	Richter	

Nays—None

MOTIONS

On motion by Senator Simmons, by two-thirds vote all bills passed on the Special Order Calendar this day were ordered immediately certified to the House: **CS for SB 2, SB 700, SB 702, SB 704, SB 706, CS for SB 426, and SB 430.**

SPECIAL GUESTS

Senator Sobel introduced her brother and sister-in-law, Dr. Ira and Mrs. Barbara Finegold, who were present in the gallery.

SENATE RULES

RULE ONE

OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

PART ONE—SENATE OFFICERS

1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers are to hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

1.2—The President calls the Senate to order

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed thirty (30) minutes.

1.3—The President's control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate

whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

1.4—The President's authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

(3) As necessary, the President is authorized to incur travel and per diem expenses for the next session of the Legislature. The President shall have the power to assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee.

1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yeas and nays votes, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to sub-

section (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, as required by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator.

1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

1.11—The Secretary prepares daily calendar

(1) The Secretary shall prepare a daily calendar that shall set forth:

- (a) The order of business;
- (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
- (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- (d) Notices of committee meetings; and
- (e) Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays.

1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

1.15—The Secretary examines legal form of bills for introduction

The Secretary shall examine all bills on their tender for introduction, but prior to their receiving a number, he or she shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

See Rule 3.1—Form of bills.

1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary. Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

PART TWO—SENATORS**1.20—Attendance, voting, and disclosure of conflicts**

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as

defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.21—Excused absence

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

1.22—Senate papers left with Secretary

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

1.23—Senators deemed present unless excused

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

See Rule 4.2—Quorum.

1.24—Contested seat

If a seat in the Senate is contested, notice stating the grounds of such contest shall be given by the contestant to the Senate prior to the day of the organization session of the Legislature; and the contest shall be determined by majority vote as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

PART THREE—SENATE EMPLOYEES**1.28—Dismissal of employees; employment of a spouse or immediate relative**

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

1.32—Employee political activity

Senate employees shall be regulated concerning their political activity pursuant to Senate Administrative Policies and Procedures.

PART FOUR—LEGISLATIVE CONDUCT AND ETHICS**1.35—Legislative conduct**

Every Senator shall conduct himself or herself to justify the confidence placed in him or her by the people and, by personal example and admonition to colleagues, shall maintain the integrity and responsibility of his or her office.

1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any committee of continuous existence, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, or any committee of continuous existence must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. When required by law, the Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;
2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

(b) For the purpose of this Rule, the term:

1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

1.40—Ethics training

Prior to the opening day of a regular session in odd-numbered years, all Senators shall complete a course of at least one (1) hour in length which addresses the requirements of law under the Code of Ethics for Public Officers and Employees, open meetings, public records, and any other subject approved by the President.

1.41—Senate employees and conflicts

Senate employees shall be accountable to the intent of these Rules regulating legislative conduct and ethics.

1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel and shall emanate therefrom. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. The special master shall conduct an investigation, shall give reasonable notice to the Senator who is alleged to have violated the Rules and shall grant the Senator an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master's report and recommendation is advisory only and shall be presented to the Rules Chair, or the President when the complaint is against the Rules Chair, as soon as practicable after the close of the investigation. If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master's report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation. If the complaint is against the Rules Chair, the chair is excused and the vice chair shall conduct the deliberation. If the Rules Committee votes to dismiss the complaint, the Rules Chair or vice chair shall dismiss the complaint. Otherwise, the special master's report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a two-thirds (2/3) vote of the Senate, on recommendation of the Rules Committee.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

PART FIVE—PUBLIC MEETINGS AND RECORDS**1.44—Open meetings**

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President, after consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, committee, or subcommittee

concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism.

- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to be in compliance with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, "legislative business" is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or Senate subcommittee.

1.45—Notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a representative designated to represent the Speaker);
- (b) Meetings of a majority of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a majority of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(3) In cases of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Office Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.
- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.
- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty (30) day period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

RULE TWO

COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

2.1—Standing committees; standing subcommittees; select subcommittees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
 - 1. Subcommittee on Criminal and Civil Justice
 - 2. Subcommittee on Education
 - 3. Subcommittee on General Government
 - 4. Subcommittee on Health and Human Services
 - 5. Subcommittee on Transportation, Tourism, and Economic Development
- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Communications, Energy, and Public Utilities
- (g) Community Affairs
- (h) Criminal Justice
- (i) Education Pre-K - 12
- (j) Environmental Preservation and Conservation
- (k) Ethics and Elections
- (l) Finance and Tax
- (m) Fiscal Policy
- (n) Governmental Oversight and Accountability
- (o) Health Policy
- (p) Higher Education
- (q) Judiciary
- (r) Military and Veterans Affairs, Space, and Domestic Security
- (s) Reapportionment
- (t) Regulated Industries
- (u) Rules
- (v) Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions.

See Rule 1.5—The President's appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee or hear a bill referred to it.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by majority vote of those committee members present.

2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees' jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee's duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee, standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee to the standing committee to which it was referred by the President without proper notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 4:30 p.m. on the day preceding its intended publication. If such day is a Friday, delivery shall be by 2:30 p.m.

2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President and notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. No committee except the Rules Committee

shall meet while the Senate is sitting without the consent of the majority of the Senate present.

2.11—Presentation of bills before committees

The introducer of a bill shall attend the meeting of the committee before which such bill is noticed as provided in these Rules. Only if an introducer is required to be present in another committee meeting, may such introducer discharge this duty by sending another legislator or his or her legislative assistant. Senate committee professional staff shall be limited to presenting committee bills at meetings of their assigned committees of reference.

2.12—Order of consideration of bills; exception

(1) Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may, in the chair's sole discretion, consider a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

(2) A bill may be considered out of its order on the committee agenda if agreed to by unanimous consent of those committee members present obtained in the following manner: prior to consideration of the motion, the member moving for unanimous consent of those committee members present shall orally give the committee not less than fifteen (15) minutes' notice of the member's intention to move and shall specify the number of the bill. On the entertainment of the motion, the moving member shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those committee members present shall be given or refused without further debate.

2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a two-thirds (2/3) vote of those Senators present at a sitting or except as provided in Rule 2.7 or Rule 4.7(2).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be

considered in lieu of the original measure. If one or more amendments are adopted, a measure shall be reported as a committee substitute unless the committee by majority vote decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee to which the matter was referred by the President. The standing committee shall promptly certify a copy to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee of reference, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee of reference in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee of reference. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee of reference considers the standing subcommittee's report unless, on motion by any member adopted by a two-thirds (2/3) vote of those standing committee members present, the same report shall be rejected. When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(6) When a bill with a favorable report by a standing subcommittee is considered by the standing committee to which it was referred by the President, no additional testimony shall be permitted except by a majority vote of those standing committee members present before a vote on final passage; however, debate by members of the standing committee shall be allowed prior to such vote.

2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a majority of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups, therefore, the rules governing each respective house apply. Meetings between a majority of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a majority of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);

- (b) Meetings between a majority of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a majority of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

PART TWO—COMMITTEES—OFFICERS

2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. The ruling shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal from a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal from a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a majority of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair if such substitution shall not extend beyond such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

PART THREE—COMMITTEES—MEMBERS

2.27—Members' attendance, voting; proxy and poll votes prohibited

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period, and this excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A majority of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

PART FOUR—COMMITTEES—VOTING

2.28—Taking the vote

(1) The chair shall declare all votes and shall cause same to be entered on the records of the committee, but if any member questions a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the results have been announced, a member with unanimous consent of those committee members present may vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be valid unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

2.29—Pair voting prohibited

No pair voting shall be permitted by the committee.

2.30—Casting vote for another

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

2.31—Explanation of vote

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE

2.32—Motions; how made, withdrawn

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced. The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To rise
- (b) To take a recess
- (c) To reconsider instant passage of a main question
- (d) To reconsider
- (e) To limit debate
- (f) To temporarily postpone
- (g) To commit to a select subcommittee
- (h) To amend

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same

order of precedence. If a substitute fails, another substitute of equal degree may be offered.

2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member, during the meeting at which the vote was taken, may so move.

(3) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

(4) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to rise. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting, and, unless considered during such meeting, shall be considered abandoned.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to rise.

(6) After day forty-five (45) of a regular session, a motion to reconsider shall be made and considered during the meeting at which the original vote was taken.

(7) A motion to reconsider instant may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

(a) If the motion to reconsider instant is agreed to by a two-thirds (2/3) vote of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.

(b) If a motion to reconsider instant is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (4) of this Rule, will be a special and continuing item on the committee agenda for the next meeting.

2.36—Reconsideration; vote required

The affirmative votes of a majority of the committee members present shall be required to adopt a motion to reconsider.

2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than five (5) minutes.

2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

PART SIX—COMMITTEES—AMENDMENTS

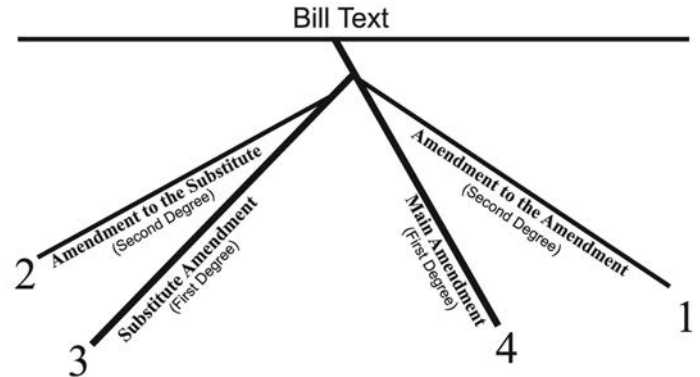
2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, notice, manner of consideration; germanity

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this rule, office hours are the weekdays of Monday through Friday, 8:00 a.m. – 5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
 - (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
 - (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
 - (d) After the first fifty (50) days of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
 - (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this rule, including any filed during a committee meeting in which it is to be offered, requires a two-thirds (2/3) vote of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.
- (2) Amendments shall be filed on forms prescribed by the Secretary.
- (a) An amendment shall be considered only after its sponsor, who is a member of the committee, gains recognition from the chair to move its adoption.
 - (b) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.
 - (c) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
 - (b) Amendments to the substitute are next voted on.
 - (c) The substitute then is voted on.
- (2) The adoption of a substitute amendment in lieu of an original amendment shall be treated and considered as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
 - (b) A substitute amendment for an amendment to the substitute.
 - (c) An amendment to an amendment to the amendment.
 - (d) An amendment to an amendment to the substitute amendment.

2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill.

2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

PART SEVEN—COMMITTEES—DECORUM AND DEBATE

2.45—Decorum and debate

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to "Mr. or Madam Chair" and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A

member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires the floor. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have five (5) minutes in order to close debate.

2.49—Time for debate

No Senator shall speak longer than ten (10) minutes without yielding the floor, except by consent of a majority of those committee members present.

2.50—Limitation on debate

When a matter is under debate by the committee, a member may move to limit debate, and the motion shall be decided without debate. The introducer of the pending matter on which debate would be limited shall have five (5) minutes to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a two-thirds (2/3) vote of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a majority vote of the committee members present.

2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

RULE THREE

BILLS, RESOLUTIONS, AND MEMORIALS

3.1—Form of bills

(1) All bills shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district

number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through with hyphens, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: “Substantial rewording of section. See s. [number], F.S., for present text.” When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words “Proof of Publication Attached” clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

3.4—Form of joint resolutions

All joint resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:” Each joint resolution shall be prefaced by the words: “A joint resolution.”

See FLA. CONST. art. III, s. 6 Laws.

3.5—Form of memorials

All memorials shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:”

3.6—Form of resolutions; Senate and concurrent

(1) All Senate resolutions and all concurrent resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: "Be It Resolved by the Senate of the State of Florida." Concurrent resolutions shall contain the resolving clause: "Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring."

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished any person after the resolution's adoption.

3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public-record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution*, *Laws of Florida*, and these Rules. The Journal shall reflect the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at

the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

3.11—Companion measures

(1) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure. Such motion may be adopted by a majority vote of those Senators present, provided the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a two-thirds (2/3) vote of those Senators present and read such House measure.

(2) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted. Differences between the Senate bill and the House bill shall be explained by the mover prior to a vote on a substitution motion.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless a Senator requests a vote on such withdrawal action.

(4) At the moment the Senate passes the House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original. A bill may be co-introduced by any Senator whose name is affixed to the original.

(2) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on those bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

RULE FOUR

ORDER OF BUSINESS AND CALENDAR

4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m., unless extended by a majority vote.

See Rule 1.2—The President calls the Senate to order.

4.2—Quorum

A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

4.3—Daily Order of Business

(1) The Daily Order of Business shall be as follows:

- (a) Roll Call
- (b) Prayer
- (c) Pledge of Allegiance to the Flag of the United States of America
- (d) Reports of Committees
- (e) Motions Relating to Committee Reference
- (f) Messages from the Governor and Other Executive Communications
- (g) Messages from the House of Representatives
- (h) Matters on Reconsideration
- (i) Consideration of Bills on Third (3rd) Reading
- (j) Special Order Calendars
- (k) Consideration of Bills on Second (2nd) Reading
- (l) Correction and Approval of Journal
- (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

(5) Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

4.4—Repealed

4.5—Conference committee report

(1) The report of a conference committee appointed pursuant to Rule 1.5 shall be read to the Senate after which the vote shall be:

- (a) on the adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

4.6—Reference generally

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) The sequence of the President's reference actions shall indicate which standing committee will receive the report of a standing subcommittee.

(3) Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees as may be recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(4) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

(5) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(6) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(7) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal

requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.3(5).

4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a two-thirds (2/3) vote of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment which substantially amends the bill, the President may change or correct the reference of the reported bill. Notice shall be given to the Secretary and the introducer of the bill.

4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) All claim bills shall be filed with the Secretary on or before August 1 in order to be considered by the Senate during the next regular session, except that Senators elected to the Senate during a general election or a special general election may have sixty-two (62) days from the date of that election to file a claim bill. Senators currently serving who are re-elected during a general election are not subject to the immediately preceding provision relating to sixty-two (62) days. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill which does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill which does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a two-thirds (2/3) vote of those Senators present.

(3) If the President determines that a *de novo* hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct such hearing pursuant to reasonable notice. Discovery procedures shall be governed by the *Florida Rules of Civil Procedure* and the *Florida Evidence Code*, as applicable. The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who

shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. On receipt of the special master's report and recommendations, if any, the Secretary shall, upon the President's reference, deliver each claim bill with the report attached to the committee or committees of reference.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

4.10—Reference to different committee or removal

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a two-thirds (2/3) vote of those Senators present.

4.11—Papers of miscellaneous nature

Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a majority vote of those Senators present. A two-thirds (2/3) vote shall be required to spread remarks upon the Journal.

4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall receive three (3) separate readings on three (3) separate days previous to a vote on final passage unless decided otherwise by a two-thirds (2/3) vote of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.
See FLA. CONST. art. XI, s. 1 Proposal by legislature.

4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall receive two (2) separate readings by title on two (2) separate days previous to a voice vote on adoption, unless decided otherwise by a two-thirds (2/3) vote of those Senators present.

(2) Concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

4.15—Referral or postponement on third (3rd) reading

On the third (3rd) reading of a bill or joint resolution, it shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a two-thirds (2/3) vote of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a majority of those Senators present.

4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than fifteen (15) minutes notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed one (1) minute to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar. No other bills shall be considered until this Special Order Calendar has been completed by the Senate.
- (b) A bill appearing on a Special Order Calendar may be stricken by a two-thirds (2/3) vote of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a two-thirds (2/3) vote of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A two-thirds (2/3) vote of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) The Rules Chair, with the approval of the President, may submit a Consent Calendar, to be held in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any member of the delegation for the local area affected by a bill on the Local Bill Calendar may request that the bill be removed from such calendar.

4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

4.20—Enrolling

The Secretary shall be responsible for the enrolling of all Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.21—Veto messages

All veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

RULE FIVE

VOTING

5.1—Taking the yeas and nays

The President shall declare all votes, but, if five (5) Senators immediately question a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: "The Secretary will unlock the board and Senators prepare to vote." When

sufficient time has elapsed for each Senator to vote, the President shall say: "Have all Senators voted?" And, after a short pause, shall state: "The Secretary shall now lock the board and record the vote." When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter in the Journal the result. When the Senate is equally divided, the question shall be lost.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary's desk throughout the day's sitting.

(3) The original roll call shall not be altered, but, if no objections are raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

5.3—Casting vote for another

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit his or her explanation in writing and file it with the Secretary. This explanation shall be entered in the Journal.

5.6—Election by ballot

In all cases of ballot, a majority of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

RULE SIX

MOTIONS AND PRECEDENCE

6.1—Motions; how made, withdrawn

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
 - 1. At a time certain
 - 2. Instantly
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess
- (d) Questions of privilege
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider
See Rule 6.4—Reconsideration generally.
- (g) To limit debate
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee
- (k) To commit to a select committee
- (l) To amend
See Rule 7—Amendments.
- (m) To postpone indefinitely
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

(3) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) Motions for the previous question and to lay on the table shall not be entertained.

6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a majority vote.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
 - (b) When a majority of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a majority of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.
- (2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and considered on the same day and time it is offered.

6.5—Reconsideration; vote required

The affirmative votes of a majority of those Senators present shall be required to adopt a motion to reconsider.

6.6—Reconsideration; debate

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than five (5) minutes.

6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a two-thirds (2/3) vote of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extensions thereof, or during a special session, the bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 6.4—Reconsideration generally.

6.9—Motion to indefinitely postpone

The adoption of a motion to indefinitely postpone a measure shall dispose of it for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back

before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

RULE SEVEN

AMENDMENTS

7.1—General form; notice; manner of consideration

(1) No amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 5:00 p.m. the day before it is to be offered at a sitting. Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public. The consideration of all amendments not timely filed in accordance with this Rule requires a two-thirds (2/3) vote of those Senators present, if any Senator requests that such vote be taken.

(2) Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments. An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(4) The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measure residing in the committee or committees of reference.

(5) Reviser's bills may be amended only by making deletions.

7.2—Adoption

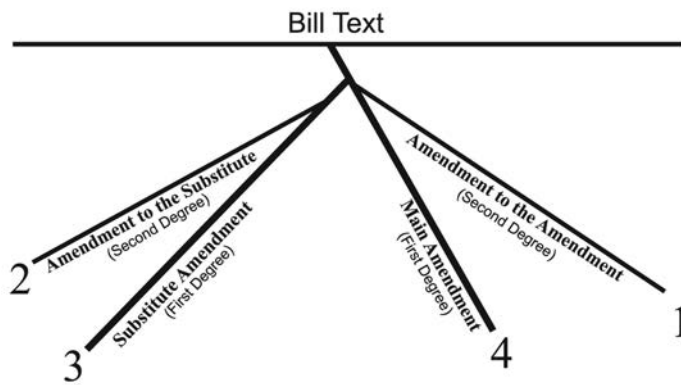
(1) On second (2nd) reading, amendments may be adopted by a majority vote of those Senators present.

(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to the substitute, shall be adopted by a two-thirds (2/3) vote of those Senators present.

(3) Amendments to the title or corrective amendments may be decided, without debate, by a majority vote of those Senators present on third (3rd) reading.

7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment is in order.
 - (b) Amendments to the substitute are next voted on.
 - (c) The substitute then is voted on.
- (2) The adoption of a substitute amendment in lieu of an original amendment shall be treated and considered as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
 - (b) A substitute amendment for an amendment to the substitute.
 - (c) An amendment to an amendment to the amendment.
 - (d) An amendment to an amendment to the substitute amendment.

7.4—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

7.5—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, the same shall be noted by the Secretary on the jacket before it is transmitted to the House.

7.8—House amendments to Senate bills

- (1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:
- (a) Amend the House amendment,
 - (b) Concur in the House amendment,
 - (c) Refuse to concur in the House amendment and ask the House to recede, or
 - (d) Request a conference committee.

- (2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

7.9—House refusal to concur in Senate amendment

- (1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

- (2) The adoption of any of the foregoing motions shall be by majority vote of those Senators present.

RULE EIGHT

DECORUM AND DEBATE

8.1—Decorum and debate

- (1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to "Mr. or Madam President" and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

- (2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of "Senator" or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

8.2—Presiding officer's power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

8.3—Interruptions; when allowed

- (1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

- (2) The presiding officer shall strictly enforce this Rule.

8.4—Senator speaking, rights

- (1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may permit the person rising to state why he or she desires the floor. If the question the Senator desires to raise is entitled to precedence, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

- (2) The Senator making a debatable motion or the introducer of a bill shall have five (5) minutes in order to close debate.

8.5—Limit on speaking

No Senator shall speak longer than thirty (30) minutes without yielding the floor, except by consent of a majority of those Senators present.

8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have

five (5) minutes to discuss said motion. If, by a two-thirds (2/3) vote of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a majority vote.

8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

8.8—Questioning decision not to abstain

A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

8.9—Appeals

Taking exception to a ruling of a presiding officer shall be by appeal. An appeal from a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

8.10—Appeals debatable

An appeal from a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

8.11—Questions of privilege

(1) Questions of privilege have two (2) forms:

- (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
- (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.

(2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting either house collectively takes precedence over a question of privilege affecting an individual Senator.

RULE NINE

LOBBYING

9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his or her relationship with legislators.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

9.3—Lobbyists’ requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator’s own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist. Upon a determination by the Rules Chair that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. Upon a determination by the chair that the complaint fails to state facts supporting a finding of probable cause, the complaint shall be dismissed. The special master shall conduct an investigation, shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, and shall grant the lobbyist an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A special master’s report and recommendation is advisory only and shall be presented to the chair as soon as practicable after the close of the investigation. If the special master’s report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair. If the complaint is not dismissed, the Rules Committee shall consider the special master’s report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation. If the Rules Committee votes to dismiss the complaint, the Rules Chair shall dismiss the complaint. Otherwise, the special master’s report and recommendation and the recommendation of the Rules Committee shall be presented to the President. The President shall present the committee’s recommendation, along with the special master’s report and recommendation, to the Senate for final action.

(2) Any person determined to have violated the requirements of Rule Nine shall be censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a majority vote of the Senate, on recommendation of the Rules Committee.

9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

9.8—Lobbyist expenditures and compensation

Chapter 2005-359, *Laws of Florida*, amends existing provisions of the law relating to legislative lobbying at the state level in Florida and adds new and substantial obligations, prohibitions, and requirements.

This Rule provides assistance to persons seeking to comply with the letter and spirit of the new law as it applies in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions. It also is intended to provide guidance to the legislative committees that will participate in enforcing the new law.

Part One of the Guidelines refines and applies the new prohibition, with ten clearly stated exceptions, so that Senators and Senate employees can no longer directly or indirectly take any “expenditure” from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that “lobbying firms” must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state’s compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This Rule sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the new law and this Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the new law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One—Expenditures

(1) General Guidelines

a) The Expenditure Prohibition

The new law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The new expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida’s gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

Example: A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

Example: A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

Example: A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

“*Expenditure*” is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

“*Lobbying*,” in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication (“active lobbying”); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature (“goodwill”).

“*Goodwill expenditure*” is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A “*lobbyist*” is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

“*Personal benefit*” means a profit or gain pertaining to, directed toward, or affecting a person.

A “*principal*” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association*.

c) Honorarium-related Expenses

It is no longer permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The new expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person other than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist's or principal's intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist's or principal's item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm's expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm's invitation was extended to Legislator C's spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N under the new law.

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate, which is currently 29 cents per mile. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of "relative" is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient's employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida's citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or committee of continuous existence; or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the new lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the new law do not reach expenditures made by a lobbyist or principal for items such as "media advertising," "publications," "communications," and "research."

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of "active lobbying" (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to "instruct their representatives."

5. Office and Personal Expenses of Lobbyists and Principals

"Office expenses" and personal expenses of the lobbyist or principal for "travel," "lodging," and "food and beverages" as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host's monthly or annual membership in an exclusive supper club.

10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee's public, civic, charitable, or professional service.

h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the new lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

(2) Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

ANSWER: A county legislative delegation may host an annual event in Tallahassee *provided* that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal *and* none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legisla-

tive employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can “legislative days” that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: “Legislative days” and other legislative events funded by lobbyist or principal dollars may continue *provided* no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees *provided* that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a “fundraiser”? Could legislators then accept free food and beverages at the event?*

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a committee of continuous existence, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the new law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a “fundraiser” is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida’s campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator’s or legislative employee’s expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child’s parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or indirectly. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1)g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1)g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the new law for “floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session”?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist’s home, whether or not active lobbying occurs?*

ANSWER: Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator’s and lobbyist’s friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

ANSWER: Yes, *provided* the dinner is “Dutch treat.”

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner “Dutch treat” at the Governor’s Club?*

ANSWER: Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist’s business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and*

beverages if the partner, employee, spouse, or child does not actively lobby?

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or indirectly. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

ANSWER: Yes. A legislator or legislative employee is liable for knowingly accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. "Knowingly" has many statutory definitions, including that a person: (1) has actual knowledge of the information; (2) acts in deliberate ignorance of the truth or falsity of the information; or, (3) acts in reckless disregard of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make reasonable inquiry as to the source of the proposed expenditure to determine whether it is prohibited. Reasonableness will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, at a minimum, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn't know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, at a minimum, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don't know visiting from Colorado and who subsequently offers to pay for the legislator's and spouse's dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

ANSWER: Yes, provided the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?*

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's

or legislative employee's employment, business, or service as an officer or director of a corporation or organization. However, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a nonprofit group raise funds from lobbyists for its charitable causes?*

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a nonprofit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

ANSWER: Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

ANSWER: Yes, provided the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?*

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?*

ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

Part Two—Compensation

(1) General Guidelines

Chapter 2005-359, *Laws of Florida*, for the first time, requires the reporting of compensation received by lobbying firms for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A "lobbying firm" is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, not the individual lobbyists in the firm (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The new law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as “media fees,” “consulting services,” “professional services,” “governmental services,” and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for lobbying activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

(2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a “lobbying firm” as defined in section 11.045(1)(g), *Florida Statutes*. Only “lobbying firms” must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

ANSWER: No. The provision in question merely clarifies that reportable “compensation” under the law must be provided to a “lobbying firm,” and not contracted or subcontracted through some “straw man” to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of “compensation” in section 11.045(1)(b), *Florida Statutes*, as “anything of value provided or owed to a lobbying firm.”

RULE TEN

CHAMBER OF THE SENATE

10.1—Persons entitled to admission

No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President. A special section of the gallery shall be reserved for members of the families of Senators.

10.2—Exception

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity for or against any measure under consideration in the Senate.

10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

RULE ELEVEN

CONSTRUCTION AND WAIVER OF RULES

11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a two-thirds (2/3) vote of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a two-thirds (2/3) vote, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a two-thirds (2/3) vote of those Senators present.

11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to members or Senators present, shall be by majority vote of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

11.5—Uniform construction

When in the Senate Rules reference is made to “two-thirds (2/3) of those present,” “two-thirds (2/3) vote,” “two-thirds (2/3) of the Senate,” “two-thirds (2/3) of those voting,” etc., these shall all be construed to mean two-thirds (2/3) of those Senators present and voting, except that two-thirds (2/3) of the membership of the Senate shall be required to consider additional proposed legislation in any extended session in accordance with Article III, Section 3 of the *State Constitution*.

11.6—General

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning: the singular always includes the plural. Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial; however, “matter” also means an amendment, an appointment, or a suspension.

11.7—Sources of procedural authority

The latest edition of *Mason's Manual of Legislative Procedure*, *Jefferson's Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

RULE TWELVE**EXECUTIVE SESSIONS, APPOINTMENTS,
SUSPENSIONS, AND REMOVALS****PART ONE—EXECUTIVE SESSIONS****12.1—Executive session; authority**

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

12.3—Executive session; vote required

When the Senate agrees, by a majority of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

**PART TWO—APPOINTMENTS, SUSPENSIONS, AND
REMOVALS****12.7—Procedure; generally**

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority's predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within three (3) months after the Secretary of the Senate receives the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed at the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within three (3) months after the conclusion of any pending proceedings. In a suspension case in which the criminal charge is a misdemeanor, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

12.10—Adjudication of guilt not required to remove suspended officer

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

12.11—Special master; appointment

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

12.12—Special master; floor privilege

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

12.13—Issuance of subpoenas and process

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

12.14—Rule takes precedence

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

RULE THIRTEEN

SPECIAL SESSION

13.1—Applicability of Senate Rules

All Senate Rules shall apply and govern during special sessions except to the extent specifically modified or contradicted herein.

13.2—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

13.3—Committee meetings; schedule, notice, amendment deadline

- (1) Committee meetings shall be scheduled by the President.
 - (a) Meetings of committees scheduled in accordance with this Rule may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor rotunda on the fourth (4th) floor of the Capitol for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

- (b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary by 5:00 p.m. of the day prior to the meeting.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill to be considered, and the amendment deadline for the meeting. All other provisions for publication of notice of committee meetings are suspended. Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than thirty (30) minutes thereafter.

13.4—Delivery for introduction

All bills for introduction may be delivered to the Secretary at any time.

13.5—Committee reports

(1) Bills referred to a standing committee or committees shall be reported to the Secretary before 4:30 p.m. of the third (3rd) calendar day after the day of reference (the day of reference not being counted as the first (1st) day) unless otherwise ordered by the Senate by majority vote of those Senators present.

(2) Any bill on which no committee report is filed as required above may be withdrawn from such committee and placed on the Calendar of Bills on Second (2nd) Reading on a point of order.

(3) Bills referred to a standing subcommittee shall be reported to the standing committee to which the bills were referred at a time specified by the chair of the standing committee which shall not be beyond the time allowed herein.

13.6—Conference committee reports

(1) The report of a conference committee appointed pursuant to Rule 1.5 shall be read to the Senate and, on the completion of the reading, the vote shall be on the adoption or rejection thereof and final passage of the measure as recommended. A conference committee report shall be made available to the membership two (2) hours prior to the beginning of debate of the report by the Senate.

(2) The report must be acted on as a whole, being adopted or rejected, and each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(3) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(4) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house.

(5) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(6) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

13.7—Reconsideration

A motion to reconsider shall be made and considered on the same day when made.

13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, whichever occurs later.

RULE FOURTEEN**SEAL AND INSIGNIA****14.1—Seal and insignia**

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof a fan of the five flags which have flown over Florida, above a disc containing the words: "In God We Trust" arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: "Seal." At the bottom shall be the date: "1838." The perimeter of the seal shall contain the words: "Senate" and "State of Florida."

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain a fan of the five flags that have flown over Florida, above the Great Seal of Florida. At the base of the coat of arms shall be the words: "The Florida Senate."

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

**INTRODUCTION AND
REFERENCE OF BILLS****FIRST READING**

By Senators Sobel, Gaetz, Clemens, Richter, Sachs, and Simmons—

SB 2—A bill to be entitled An act relating to greyhound racing injuries; providing a short title; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported on a form adopted by the Division of Pari-mutuel Wagering in the Department of Business and Professional Regulation within a certain timeframe; specifying the information that must be included in the form; requiring the division to maintain the forms as public records; specifying disciplinary action that may be taken against a licensee of the department who fails to report an injury or who makes false statements on an injury form; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; providing an effective date.

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

Senate Bills 4-20—Not used.

By Senators Bradley, Galvano, Bean, and Gibson—

SB 22—A bill to be entitled An act for the relief of Joseph Stewart and Audrey Stewart on behalf of their son, Aubrey Stewart, by the City of Jacksonville; providing for an appropriation to compensate Aubrey Stewart for injuries and damages sustained as a result of the negligence of the City of Jacksonville; providing a limitation on the payment of fees and costs; providing for repayment of Medicaid liens; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Soto—

SB 24—A bill to be entitled An act for the relief of J.D.S.; providing an appropriation from the General Revenue Fund to compensate J.D.S. for injuries and damages sustained as a result of negligence by the Agency for Persons with Disabilities, as successor agency of the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Diaz de la Portilla—

SB 26—A bill to be entitled An act for the relief of Thomas and Karen Brandi by Haines City; providing an appropriation to compensate them for injuries and damages sustained as a result of the negligence of an employee of Haines City; providing that the appropriation settles all present and future claims relating to the injuries and damages sustained by Thomas and Karen Brandi; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Diaz de la Portilla—

SB 28—A bill to be entitled An act for the relief of Charles Pandrea by the North Broward Hospital District; providing for an appropriation to compensate Charles Pandrea, husband of Janet Pandrea, for the death of Janet Pandrea as a result of the negligence of the North Broward Hospital District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Montford—

SB 30—A bill to be entitled An act for the relief of Jennifer Wohlge-muth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Soto—

SB 32—A bill to be entitled An act for the relief of Donald Brown by the District School Board of Sumter County; providing an appropriation to compensate Donald Brown for injuries sustained as a result of the negligence of an employee of the District School Board of Sumter County; providing a limitation on the payment of fees and costs; providing that certain payments and the appropriation satisfies all present and future claims related to the negligent act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Education; and Appropriations.

By Senator Diaz de la Portilla—

SB 34—A bill to be entitled An act for the relief of Asia Rollins by the Public Health Trust of Miami-Dade County, d/b/a Jackson Memorial Hospital; providing an appropriation to compensate her for injuries and damages sustained as a result of the negligence of the Public Health Trust of Miami-Dade County; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Diaz de la Portilla—

SB 36—A bill to be entitled An act for the relief of the Estate of Victor Guerrero by Pasco County; providing for an appropriation to compensate the Estate of Victor Guerrero for Officer Guerrero's death, which was the result of negligence by an employee of Pasco County; providing that the appropriation settles all present and future claims relating to the death of Officer Guerrero; providing a limitation on fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Joyner—

SB 38—A bill to be entitled An act for the relief of Dennis Darling, Sr., and Wendy Smith, parents of Devaughn Darling, deceased; providing an appropriation from the General Revenue Fund to compensate the parents for the loss of their son, Devaughn Darling, whose death occurred while he was engaged in football preseason training on the Florida State University campus; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Education; and Appropriations.

By Senator Ring—

SB 40—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Braynon—

SB 42—A bill to be entitled An act for the relief of Javier Soria by Palm Beach County; providing for an appropriation to compensate him for injuries sustained as a result of negligence by an employee of Palm Beach County; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Grimsley—

SB 44—A bill to be entitled An act for the relief of the Estate of Lazaro Rodriguez and his legal survivors by the City of Hialeah; providing an appropriation to compensate the Estate and Lazaro Rodriguez's legal survivors for injuries sustained as a result of the negligence of the City of Hialeah; providing a limitation on the payment of fees and costs; providing that the appropriation settles all present and future claims related to the wrongful death of Lazaro Rodriguez; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Grimsley—

SB 46—A bill to be entitled An act for the relief of Clinton Treadway; providing an appropriation and certain benefits to compensate Clinton Treadway for being wrongfully incarcerated for 7 years and 25 days; directing the Chief Financial Officer to draw a warrant for the purchase of an annuity; providing conditions for the purchase of the annuity; requiring the Department of Legal Affairs and the Department of Law Enforcement to immediately expunge Clinton Treadway's criminal record arising from his wrongful incarceration; waiving all fees related to the expunction of his criminal record; providing that the act does not waive certain defenses or increase the state's liability; providing that certain benefits and the appropriation satisfies all present and future claims related to the wrongful incarceration of Clinton Treadway; providing a limitation on the payment of fees and costs; providing that unused compensation provided under the act shall be revoked upon any future finding that Clinton Treadway is not innocent of the alleged crimes for which he was wrongfully incarcerated; providing that such unused compensation shall revert to the General Revenue Fund; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

SB 48—Withdrawn prior to introduction.

By Senator Braynon—

SB 50—A bill to be entitled An act for the relief of Brian Pitts; directing the Division of Administrative Hearings to appoint an administrative law judge or special master to determine a basis for equitable relief for the purpose of compensating Mr. Pitts for the wrongful acts or omissions of the State of Florida or officials thereof; requiring a report to the Legislature; authorizing compensation to Mr. Pitts upon a determination by an administrative law judge; providing an appropriation to compensate Mr. Pitts for injuries and damages sustained; providing a limitation on attorney fees and costs; directing that certain court orders and judgments be declared null and void; specifying the limited circumstances under which Mr. Pitts may represent himself or others in judicial or administrative proceedings; directing the Department of Law Enforcement to investigate certain illegal acts committed by certain persons; authorizing the Governor, the President of the Senate, or the Speaker of the House of Representatives to sever portions of this act under certain circumstances; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Negrón—

SB 52—A bill to be entitled An act for the relief of Criss Matute, Christian Manuel Torres, Eddna Torres De Mayne, Lansky Torres, and Nasdry Yamileth Torres Barahona, as beneficiaries of the Estate of Manuel Antonio Matute, by the Palm Beach County Sheriff's Office; providing for an appropriation to compensate them for the wrongful death of their father, Manuel Antonio Matute, as a result of the negli-

gence of an employee of the Palm Beach County Sheriff's Office; providing that the amount paid by the sheriff's office and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Montford—

SB 54—A bill to be entitled An act for the relief of Mark T. Sawicki and his wife, Sharon L. Sawicki, by the City of Tallahassee; providing for an appropriation to compensate them for injuries sustained by Mr. Sawicki as a result of the negligence of an employee of the City of Tallahassee; providing a limitation on the payment of fees and costs; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Braynon—

SB 56—A bill to be entitled An act for the relief of Ramiro Companioni by the City of Tampa; providing for an appropriation to compensate Mr. Companioni for injuries sustained as a result of the negligence of an employee of the City of Tampa; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Simpson—

SB 58—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Simpson—

SB 60—A bill to be entitled An act for the relief of Roy Wright and Ashley Wright by the North Brevard County Hospital District; providing for an appropriation to compensate Roy Wright and Ashley Wright, individually and as guardians of Tucker Wright, for injuries and damages sustained by Tucker Wright as a result of the negligence of an employee of Parrish Medical Center; providing a limitation on the payment of fees and costs; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Appropriations.

By Senator Montford—

SB 62—A bill to be entitled An act for the relief of Shuler Limited Partnership by the Florida Forest Service of the Department of Agri-

culture and Consumer Services, formerly known as the Division of Forestry, and the Board of Trustees of the Internal Improvement Trust Fund; providing for an appropriation to compensate Shuler Limited Partnership for damages sustained to 835 acres of its timber as a result of the negligence, negligence per se, and gross negligence of employees of the Florida Forest Service and their violation of s. 590.13, Florida Statutes; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Legg—

SB 64—A bill to be entitled An act for the relief of Monica Cantillo Acosta and Luis Alberto Cantillo Acosta, the surviving children of Nhora Acosta, by Miami-Dade County; providing for an appropriation to compensate them for the wrongful death of their mother, Ms. Acosta, due to injuries sustained as a result of the negligence of a Miami-Dade County bus driver; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Legg—

SB 66—A bill to be entitled An act for the relief of Ronald Miller by the City of Hollywood; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of the City of Hollywood; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Legg—

SB 68—A bill to be entitled An act for the relief of Carl Abbott by the Palm Beach County School Board; providing for an appropriation to compensate Carl Abbott for injuries sustained as a result of the negligence of an employee of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Education; and Appropriations.

By Senator Flores—

SB 70—A bill to be entitled An act for the relief of Amie Draiemann Stephenson, individually and as personal representative of the Estate of Christian Darby Stephenson, deceased, and for the relief of Hailey Morgan Stephenson and Christian Darby Stephenson II as surviving minor children of the decedent; providing an appropriation to compensate them for the wrongful death of Christian Darby Stephenson, which was due in part to the negligence of the Department of Transportation; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Flores—

SB 72—A bill to be entitled An act for the relief of Altavious Carter by the Palm Beach County School Board; providing for an appropriation to compensate Mr. Carter for injuries sustained as a result of the negligence of a bus driver of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Education; and Appropriations.

By Senator Flores—

SB 74—A bill to be entitled An act for the relief of “Survivor” and the Estate of “Victim”; providing an appropriation to compensate Survivor and the Estate of Victim for injuries and damages sustained as result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Rules; Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

SB 76—Not introduced.

By Senator Flores—

SB 78—A bill to be entitled An act for the relief of Maricelly Lopez by the City of North Miami; providing for an appropriation to compensate Maricelly Lopez, individually and as personal representative of the Estate of Omar Miele, for the wrongful death of her son, Omar Miele, which was due to the negligence of a police officer of the City of North Miami; providing a limitation on the payment of fees and costs; providing that the appropriation settles all present and future claims related to the death of Omar Miele; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Community Affairs; and Fiscal Policy.

By Senator Flores—

SB 80—A bill to be entitled An act for the relief of Michael Rardin by the North Broward Hospital District; providing for an appropriation to compensate Michael Rardin, Patricia Rardin, his wife, and Emily and Kayla Rardin, their two minor children, for injuries sustained as a result of the negligence of the North Broward Hospital District; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 82—A bill to be entitled An act for the relief of Marcus Button by the Pasco County School Board; providing for an appropriation to compensate Marcus Button for injuries sustained as a result of the negligence of an employee of the Pasco County School Board; providing for an appropriation to compensate Mark and Robin Button, as parents and natural guardians of Marcus Button, for injuries and damages sustained by Marcus Button; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Education; and Appropriations.

By Senator Soto—

SB 84—A bill to be entitled An act for the relief of Sharon Robinson, individually, as guardian of Mark Robinson, and as personal representative of the Estate of Matthew Robinson; providing an appropriation to compensate her and her son for the death of Matthew Robinson and for injuries and damages they sustained as a result of the negligence of the Central Florida Regional Transportation Authority as operator of Lynx buses; providing that the amount already paid by the authority and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SB 86—A bill to be entitled An act relating to medical tourism; amending s. 288.0001, F.S.; requiring an analysis of medical tourism in the Economic Development Programs Evaluation; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism; creating s. 288.924, F.S.; requiring the plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health care providers in this state, to promote national and international awareness of certain business opportunities to attract practitioners to destinations in this state, and to include an initiative to showcase qualified health care providers; requiring a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation to be allocated for the medical tourism marketing plan; requiring the Florida Tourism Industry Marketing Corporation to create a matching grant program; specifying criteria for the grant program; requiring that a specified amount of funds appropriated to the Florida Tourism Industry Marketing Corporation be allocated for the grant program; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senators Joyner and Margolis—

SCR 88—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

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

By Senator Margolis—

SB 90—A bill to be entitled An act relating to jury composition; amending s. 913.10, F.S.; requiring a 12-member jury for life felony cases; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Hukill, Margolis, Latvala, Bradley, Simpson, and Sachs—

SB 92—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.41, F.S.; revising the requirements for

the Next Generation Sunshine State Standards to include standards for financial literacy; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit of instruction in personal financial literacy and money management and seven and one-half, rather than eight, credits of electives; providing an effective date.

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

By Senator Joyner—

SB 94—A bill to be entitled An act relating to the Closing the Gap grant program; amending s. 381.7355, F.S.; requiring that a project proposal under the grant program address racial and ethnic disparities in morbidity and mortality rates relating to sickle cell disease in addition to other priority areas; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Hays—

SB 96—A bill to be entitled An act relating to patriotic film screening; creating s. 1003.447, F.S.; requiring that each district school board ensure that each middle school and high school within its jurisdiction requires its 8th grade and 11th grade students to annually attend a screening of a certain film; requiring student attendance; providing an exception; providing an effective date.

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

By Senators Joyner and Sachs—

SB 98—A bill to be entitled An act relating to employment discrimination; creating the Helen Gordon Davis Fair Pay Protection Act; providing legislative findings and intent relating to equal pay for equal work for women; recognizing the importance of the Department of Economic Opportunity and the Florida Commission on Human Relations in ensuring fair pay; providing the duties of the department and the commission; creating the Governor's Recognition Award for Pay Equity in the Workplace; requiring that the award be given annually to employers in this state which have engaged in activities that eliminate the barriers to equal pay for equal work for women; requiring the executive director of the department and the chair of the commission to create, in cooperation with the Executive Office of the Governor, eligibility criteria for employers to receive the award; requiring the executive director of the department to establish procedures for applications, ceremonies, and presentations of the award; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Bean—

SB 100—A bill to be entitled An act relating to the student assessment program; amending s. 1008.22, F.S.; prohibiting a school district from scheduling more than a specified number of school days to administer local and statewide assessments; requiring the school district to approve additional days if needed; providing an effective date.

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

By Senators Hukill, Joyner, and Latvala—

SB 102—A bill to be entitled An act relating to digital assets; providing a directive to the Division of Law Revision and Information; creating s. 740.001, F.S.; providing a short title; creating s. 740.101, F.S.; defining terms; creating s. 740.201, F.S.; authorizing a personal re-

presentative to have access to specified digital assets of a decedent under certain circumstances; creating s. 740.301, F.S.; authorizing a guardian to have access to specified digital assets of a ward under certain circumstances; creating s. 740.401, F.S.; authorizing an agent to have access to specified digital assets of a principal under certain circumstances; creating s. 740.501, F.S.; authorizing a trustee to have access to specified digital assets held in trust under certain circumstances; creating s. 740.601, F.S.; providing the rights of a fiduciary relating to digital assets; providing that specified provisions in a terms-of-service agreement are unenforceable or void as against the strong public policy of this state under certain circumstances; creating s. 740.701, F.S.; providing requirements for compliance for a custodian, a personal representative, a guardian, an agent, a trustee, or another person that is entitled to receive and collect specified digital assets; providing for damages if a demand for the trust instrument is not made in good faith by a custodian; providing applicability; creating s. 740.801, F.S.; providing immunity for a custodian and its officers, employees, and agents for any action done in good faith and in compliance with ch. 740, F.S.; creating s. 740.901, F.S.; clarifying the relationship of ch. 740, F.S., to the Electronic Signatures in Global and National Commerce Act; creating s. 740.911, F.S.; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Fiscal Policy; and Rules.

Senate Resolutions 104-106—Not introduced.

By Senator Diaz de la Portilla—

SB 108—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.111, F.S.; updating obsolete cross-references; revising eligibility for the purchase of credit for military service; making editorial changes; amending s. 121.052, F.S.; conforming a cross-reference; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Appropriations.

By Senator Hukill—

SB 110—A bill to be entitled An act relating to communications services taxes; amending s. 202.12, F.S.; reducing the tax rate applied to the sale of communications services; reducing the tax rate applied to the retail sale of direct-to-home satellite services; amending s. 202.12001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 202.18, F.S.; revising the allocation of tax revenues received; amending s. 203.001, F.S.; conforming rates to the reduction of the communications services tax; providing applicability; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Finance and Tax; and Appropriations.

By Senator Hays—

SB 112—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue a Distinguished Flying Cross license plate; specifying qualifications and requirements for the plate; providing that the use of proceeds from the sale of the plate will be made according to certain established guidelines; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Bullard—

SB 114—A bill to be entitled An act relating to the state minimum wage; amending s. 448.110, F.S.; increasing the state minimum wage;

prohibiting an employer from paying an employee at a rate less than the state minimum wage; deleting the requirement that only individuals entitled to receive the federal minimum wage are eligible to receive the state minimum wage; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Appropriations.

By Senator Margolis—

SB 116—A bill to be entitled An act relating to gaming; providing a short title; prohibiting applicants for and permit holders of pari-mutuel permits from contributing to certain campaign accounts and political committees; defining the term “department officials”; prohibiting specified political activity or employment by department officials; providing an effective date.

—was referred to the Committees on Regulated Industries; Ethics and Elections; and Rules.

By Senators Hays and Gaetz—

SB 118—A bill to be entitled An act relating to voluntary contributions for public education facilities; creating s. 215.165, F.S.; authorizing a participating business that registers with the Department of Revenue to solicit and collect contributions from its customers for the construction and maintenance of public education facilities; providing registration requirements; requiring a participating business to file a return and remit contributions to the department within a specified timeframe; requiring the department to deposit contributions into the Public Education Capital Outlay and Debt Service Trust Fund; requiring the department to adopt rules establishing forms and procedures; providing that voluntary contributions are not subject to audit by the department; amending s. 1013.65, F.S.; including voluntary contributions as a source of funding for the Public Education Capital Outlay and Debt Service Trust Fund; authorizing the executive director of the department to adopt emergency rules; providing that such rules are effective for a specified period; providing an effective date.

—was referred to the Committees on Finance and Tax; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Margolis—

SB 120—A bill to be entitled An act relating to state lotteries; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create and administer a program that provides for the sale of Florida lottery tickets through the Internet; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; Appropriations; and Rules.

SB 122—Withdrawn prior to introduction.

By Senator Margolis—

SB 124—A bill to be entitled An act relating to advance deposit wagering; creating s. 550.6346, F.S.; defining terms; providing that the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation may authorize advance deposit wagering conducted by certain permit holders or certain operators contracting with a permit holder; specifying requirements for a person authorized to conduct advance deposit wagering; prohibiting a resident or other individual from placing a wager through an advance deposit wagering system under specified circumstances; requiring the division to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senators Clemens and Latvala—

SB 126—A bill to be entitled An act relating to social media privacy; creating s. 448.077, F.S.; defining terms; prohibiting an employer from requesting or requiring access to a social media account of an employee or prospective employee under certain circumstances; prohibiting an employer from taking retaliatory personnel action for an employee's refusal to allow access to his or her social media account; prohibiting an employer from failing or refusing to hire a prospective employee as a result of the prospective employee's refusal to allow access to his or her social media account; authorizing civil action for a violation; requiring that the civil action be brought within a specified timeframe; providing a penalty for a violation; providing for recovery of attorney fees and court costs; specifying that an employer is not prohibited from seeking access to social media accounts used primarily for the employer's business purposes; providing an effective date.

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

By Senator Soto—

SB 128—A bill to be entitled An act relating to a new small business tax credit; creating s. 220.197, F.S.; defining terms; providing a tax credit to new small businesses in a specified amount for qualified employees; limiting the total amount of tax credit that may be taken as a deduction; prohibiting receipt of the tax credit through a refund of taxes previously paid; requiring a business to apply to the Department of Revenue for tax credit approval; providing application requirements; requiring the department to provide notice of approval or of insufficiencies identified in the application within a specified period; authorizing an applicant to reapply if an application is deemed insufficient; authorizing an unused amount of tax credit to be carried forward for a specified period under certain circumstances; authorizing the department to adopt rules; amending ss. 220.02 and 220.13, F.S.; conforming provisions to changes made by the act; making technical corrections; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Hays—

SB 130—A bill to be entitled An act relating to the Florida Catastrophic Storm Risk Management Center; amending s. 215.555, F.S.; requiring the State Board of Administration to annually transfer a portion of the investment income of the Florida Hurricane Catastrophe Fund to the Florida Catastrophic Storm Risk Management Center to support the center's ongoing operations; specifying that the transferred income does not affect funding otherwise available to the center; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Appropriations.

By Senators Joyner and Dean—

SB 132—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from requiring certain veterans to resubmit a certificate of disability for renewal of a disabled parking permit; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; and Fiscal Policy.

By Senator Diaz de la Portilla—

SB 134—A bill to be entitled An act relating to lifetime electronic monitoring of sex offenders; creating s. 943.71, F.S.; establishing the lifetime electronic monitoring program within the Department of Law Enforcement; requiring the implementation of an electronic monitoring system to monitor sex offenders sentenced to lifetime electronic mon-

itoring; requiring tracking the movement and location of each sex offender; requiring timely reporting and recording of the sex offender's presence in certain circumstances; requiring that such records be available upon request; requiring a sex offender sentenced to lifetime electronic monitoring to wear or carry an electronic monitoring device as determined by the department; requiring the sex offender to reimburse the department for the cost of the lifetime electronic monitoring; creating s. 943.711, F.S.; defining the term "sex offender"; requiring a convicted sex offender to be sentenced to lifetime electronic monitoring; providing criminal penalties; authorizing a term of imprisonment imposed for specified violations relating to lifetime electronic monitoring to run consecutively with other violations; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Hays and Latvala—

SB 136—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091, F.S.; specifying eligibility of a monthly death benefit payment to the surviving spouse, child, or parent of a law enforcement officer or firefighter employed by the state; providing an annual appropriation; providing an effective date.

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

By Senator Hukill—

SB 138—A bill to be entitled An act relating to tax-exempt income; amending s. 220.14, F.S.; increasing the amount of income that is exempt from the corporate income tax; amending s. 220.63, F.S.; increasing the amount of income that is exempt from the franchise tax imposed on banks and savings associations; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Finance and Tax; and Appropriations.

By Senators Hukill and Richter—

SB 140—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; reducing the tax levied on rental or license fees charged for the use of real property; making technical changes; providing an effective date.

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

By Senator Dean—

SB 142—A bill to be entitled An act relating to nonresidential farm buildings; amending s. 604.50, F.S.; exempting nonresidential farm buildings, farm fences, and farm signs that are located on lands used for bona fide agricultural purposes from any county or municipal assessment, including a dependent special district assessment; providing an exception; providing an effective date.

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

By Senator Bean—

SB 144—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for certain identifying and location information of impaired practitioner consultants and their employees retained by the Department of Health or other state agency and the spouses and children of such consultants and employees, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; and Fiscal Policy.

By Senators Ring and Sachs—

SB 146—A bill to be entitled An act relating to autism; creating s. 381.988, F.S.; requiring a physician, to whom a parent or legal guardian reports observing symptoms of autism exhibited by a minor child, to refer the minor to an appropriate specialist for screening for autism spectrum disorder under certain circumstances; authorizing the parent or legal guardian to have direct access to screening for, or evaluation or diagnosis of, autism spectrum disorder for the minor child from the Early Steps program or another appropriate specialist in autism under certain circumstances; defining the term "appropriate specialist"; amending ss. 627.6686 and 641.31098, F.S.; defining the term "direct patient access"; requiring that certain insurers and health maintenance organizations provide direct patient access for a minimum number of visits to an appropriate specialist for screening for, or evaluation or diagnosis of, autism spectrum disorder; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Ring—

SB 148—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 1009.21, F.S.; revising criteria relating to the classification of active duty members of the Armed Services of the United States, and their spouses and dependent children, as residents for tuition purposes; classifying veterans of the Armed Services of the United States, and their spouses and dependent children, as residents for tuition purposes under certain circumstances; providing an effective date.

—was referred to the Committees on Higher Education; Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Education; and Appropriations.

By Senators Ring, Sachs, and Abruzzo—

SB 150—A bill to be entitled An act relating to student loans; creating s. 43.45, F.S.; providing definitions; requiring the Justice Administrative Commission and the Office of the Attorney General to implement a student loan assistance program to assist a career assistant state attorney, assistant public defender, assistant attorney general, or assistant statewide prosecutor in the repayment of eligible student loans; establishing requirements for the administration of the program; requiring the administering body to make payments based on the length of employment of the eligible career attorney and availability of funds; providing funding; requiring the Justice Administrative Commission and the Office of the Attorney General to develop procedures to administer the program; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Ring—

SB 152—A bill to be entitled An act relating to disability awareness; amending s. 1003.4205, F.S.; requiring, rather than authorizing, each district school board to provide disability history and awareness instruction in all K-12 public schools beginning in a specified school year; requiring presentations by certain individuals to be included in the disability history and awareness instruction; requiring each public school to establish a disability history and awareness advisory council; providing membership on the council; providing responsibilities of the council; providing meeting times for the council; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Hays—

SB 154—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; requiring a district school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; authorizing a district school board to initiate an administrative proceeding under certain circumstances and providing requirements therefor; deleting the requirement that the district school superintendent and specified governmental entities make a final determination that is mutually agreed upon regarding hazardous walking conditions; requiring a district school board to correct hazardous walking conditions and provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its capital improvements program; providing requirements relating to a civil action for damages; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Community Affairs; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senators Abruzzo, Bullard, and Ring—

SB 156—A bill to be entitled An act relating to prohibited discrimination; creating the “Florida Competitive Workforce Act”; amending s. 760.01, F.S.; revising provisions to include sexual orientation and gender identity or expression and the perception of race, color, religion, sex, national origin, age, sexual orientation, gender identity or expression, handicap, or marital status as impermissible grounds for discrimination; amending s. 760.02, F.S.; defining additional terms; amending ss. 760.05, 760.07, and 760.08, F.S.; adding sexual orientation and gender identity or expression as impermissible grounds for discrimination; conforming terminology; amending s. 760.10, F.S.; adding sexual orientation and gender identity or expression as impermissible grounds for discrimination; providing an exception for constitutionally protected free exercise of religion; amending s. 509.092, F.S.; adding sexual orientation and gender identity or expression as impermissible grounds for discrimination in public lodging establishments and public food service establishments; providing an exception for constitutionally protected free exercise of religion; amending s. 760.22, F.S.; defining additional terms; amending ss. 760.23, 760.24, 760.25, 760.26, 760.29, and 760.60, F.S.; adding sexual orientation and gender identity or expression as impermissible grounds for discrimination; amending s. 419.001, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senators Evers and Latvala—

SB 158—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; providing that an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field applies at any time, rather than only after harvesting; revising exceptions to the exemption; providing an effective date.

—was referred to the Committees on Agriculture; and Judiciary.

By Senator Evers—

SB 160—A bill to be entitled An act relating to rural letter carriers; amending s. 316.614, F.S.; exempting a rural letter carrier of the United States Postal Service from safety belt usage requirements while performing his or her duties on a designated postal route; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senators Joyner and Bradley—

SB 162—A bill to be entitled An act relating to compensation of victims of wrongful incarceration; amending s. 961.02, F.S.; defining the term “violent felony”; amending s. 961.04, F.S.; providing that a person is disqualified from receiving compensation under the Victims of Wrongful Incarceration Compensation Act if, before or during the person’s wrongful conviction and incarceration, the person was convicted of, pled guilty or nolo contendere to, or was serving a concurrent incarceration for, another violent felony; amending s. 961.06, F.S.; providing that a wrongfully incarcerated person who commits a violent felony law violation, rather than a felony law violation, which results in revocation of parole or community supervision is ineligible for compensation; reenacting s. 961.03(1)(a), (2), (3), and (4), F.S., relating to determination of status as a wrongfully incarcerated person and determination of eligibility for compensation, to incorporate the amendments made to s. 961.04, F.S., in references thereto; reenacting s. 961.055(1), F.S., relating to application for compensation for a wrongfully incarcerated person and exemption from application for nolle prosequi, to incorporate the amendments made to s. 961.04, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Evers—

SB 164—A bill to be entitled An act relating to the Crime Stoppers Trust Fund; amending s. 16.555, F.S.; authorizing a county that is awarded a grant from the trust fund to use such funds for the purchase and distribution of promotional items; making technical changes; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senators Soto, Bullard, and Clemens—

SB 166—A bill to be entitled An act relating to hydraulic fracturing; creating s. 377.375, F.S.; defining the term “hydraulic fracturing”; prohibiting a person from engaging in hydraulic fracturing in this state; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Commerce and Tourism; Community Affairs; and Fiscal Policy.

By Senator Negron—

SB 168—A bill to be entitled An act relating to mobile home parks; amending s. 723.003, F.S.; revising the definition of the term “mobile home park” to clarify that it includes certain lots or spaces regardless of the rental or lease term’s length or person liable for ad valorem taxes; reenacting and amending s. 73.072, F.S., to incorporate the amendment made to s. 723.003, F.S., in a reference thereto; providing that the act is remedial and intended to clarify existing law and to abrogate an interpretation of such law by the Department of Business and Professional Regulation; providing for retroactive application; providing that the act does not affect specified ad valorem taxation issues; providing an effective date.

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

By Senator Legg—

SB 170—A bill to be entitled An act relating to the Florida Public Service Commission; amending s. 350.01, F.S.; authorizing each commissioner serving on July 1, 2015, to remain in office until the completion of his or her term; deleting obsolete provisions; prohibiting commissioners appointed after July 1, 2015, from serving more than two consecutive terms; prohibiting an elected official from serving on the commission within a specified period of time after he or she leaves office; making technical changes; amending s. 350.031, F.S.; creating five districts with boundaries that align with those of the five state district courts of appeal for the purpose of statewide representation on the commission; requiring one commissioner to be appointed to represent each district; requiring the Florida Public Service Commission Nominating Council to select nominees who are residents of the district they are being nominated to represent; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Ethics and Elections; Governmental Oversight and Accountability; and Fiscal Policy.

By Senators Bradley and Ring—

SB 172—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; requiring that firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive certain insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; specifying the minimum benefits that must be maintained by certain firefighter pension plans after a specified date; amending s. 175.351, F.S.; exempting certain firefighter pension plans of a municipality or special fire control district from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues of the premium tax; authorizing a pension plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 175, F.S., under certain circumstances; revising the conditions for proposing the adoption of a pension plan or an amendment to a pension plan; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality or special fire control district to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time, under certain circumstances; amending s. 185.01, F.S.; requiring that police officer pension plans meet the requirements of ch. 185, F.S., in order to receive certain insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and providing new definitions; revising applicability of the limitation on the amount of overtime payments that may be used for pension benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; specifying the minimum benefits that must be maintained by certain police officer pension plans after a specified date; amending s. 185.35, F.S.; exempting certain municipal police officer pension plans from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 185, F.S., under specified circumstances; revising the conditions for proposing the adoption of a pension plan or amendment to a pension plan; conforming a cross-reference; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

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

SR 174—Not introduced.

By Senator Evers—

SB 176—A bill to be entitled An act relating to licenses to carry concealed weapons or firearms; amending s. 790.06, F.S.; deleting a provision prohibiting concealed carry licensees from openly carrying a handgun or carrying a concealed weapon or firearm into a college or university facility; providing an effective date.

—was referred to the Committees on Criminal Justice; Higher Education; Judiciary; and Rules.

SR 178—Not introduced.

By Senator Evers—

SB 180—A bill to be entitled An act relating to school safety; providing legislative intent; amending s. 790.115, F.S.; permitting a school superintendent, with approval of the school board, to authorize a school safety designee to carry a concealed weapon or firearm on school property; providing requirements for school safety designees; providing exceptions to the prohibition on possession of firearms or other specified devices on school property; providing for fingerprint processing and retention; requiring that fees shall be borne by the school safety designee or school; requiring the Criminal Justice Standards and Training Commission to develop a school safety program; amending s. 1006.07, F.S.; requiring school boards to formulate policies and procedures for managing active-shooter and hostage situations; requiring that active-shooter procedures for each school be developed in consultation with local law enforcement agencies; requiring that district school boards and private schools allow campus tours by local law enforcement agencies for specified purposes; requiring that all recommendations be documented; amending s. 1006.12, F.S.; permitting district school boards to commission one or more school safety officers on each school campus; amending ss. 435.04, 790.251, 921.0022, and 1012.315, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; Education Pre-K - 12; and Appropriations.

By Senator Hays—

SB 182—A bill to be entitled An act relating to public records and meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of a state university or Florida College System institution and for any portion of a meeting held for the purpose of establishing the qualifications of, or any compensation framework to be offered to, such potential applicants which would disclose personal identifying information of an applicant or potential applicant; providing applicability; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Higher Education; Governmental Oversight and Accountability; and Rules.

By Senators Evers and Gaetz—

SB 184—A bill to be entitled An act relating to the federal write-in absentee ballot; amending s. 101.6952, F.S.; authorizing absent uniformed services voters and overseas voters to use the federal write-in absentee ballot in any state or local election; authorizing an elector to vote on any ballot measure in an election using the federal write-in

absentee ballot under certain circumstances; specifying that a vote cast in a judicial merit retention election is treated in the same manner as a vote on certain ballot measures; allowing for abbreviations, misspellings, and other minor variations in the name of a ballot measure; prohibiting the supervisor of elections from canvassing federal write-in absentee ballots from overseas voters in certain elections until 10 days after the date of the election; making technical changes; amending s. 102.166, F.S.; revising minimum requirements for Department of State rules used to determine what constitutes a valid vote on a federal write-in absentee ballot; providing an effective date.

—was referred to the Committees on Ethics and Elections; Military and Veterans Affairs, Space, and Domestic Security; and Fiscal Policy.

By Senators Latvala, Gibson, and Clemens—

SB 186—A bill to be entitled An act relating to malt beverages; creating s. 563.0614, F.S.; authorizing the sale of malt beverages packaged in individual containers of certain sizes if they are filled at the point of sale by certain licenseholders; requiring each container to be imprinted or labeled with certain information; requiring the containers to be sealed or incapable of being immediately consumed; providing penalties; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Fiscal Policy.

By Senators Margolis and Abruzzo—

SB 188—A bill to be entitled An act relating to original works of art; amending s. 212.08, F.S.; exempting certain original works of art from the sales and use tax; defining the term “original work of art”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Fiscal Policy.

By Senators Bean and Hays—

SB 190—A bill to be entitled An act relating to hospices; amending s. 408.043, F.S.; requiring the Agency for Health Care Administration to assume the need for an additional hospice provider in certain hospice service areas; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Altman—

SB 192—A bill to be entitled An act relating to wireless communications devices; amending s. 316.305, F.S.; revising legislative intent to authorize law enforcement officers to issue citations as a primary offense to persons who are texting while driving; repealing s. 316.305(5), F.S., relating to the enforcement of the “Florida Ban on Texting While Driving Law” as a secondary action; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Altman—

SB 194—A bill to be entitled An act relating to transportation services procurement; creating s. 287.0836, F.S.; requiring an agency to consider specified criteria when evaluating a proposal or reply received for procurement of specified transportation services; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bean—

SB 196—A bill to be entitled An act relating to the qualified television revolving loan fund; creating s. 288.127, F.S.; defining terms; providing a purpose; creating the qualified television revolving loan fund; requiring the Department of Economic Opportunity to contract with a fund administrator; providing fund administrator qualifications; providing for the fund administrator’s compensation and removal; specifying the fund administrator’s powers and duties; providing the structure of the loans; providing qualified television content criteria; authorizing the Auditor General to conduct an operational audit of the fund and the fund administrator; authorizing the department to adopt rules; providing for expiration of the loan program; providing emergency rulemaking authority; providing for expiration of the emergency rulemaking authority; amending s. 288.0001, F.S.; requiring an analysis of the qualified television revolving loan fund in the Economic Development Programs Evaluation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Altman—

SB 198—A bill to be entitled An act relating to the local government infrastructure surtax; amending s. 212.055, F.S.; authorizing a county governing authority to levy a discretionary sales surtax to fund capital restoration of natural water bodies for public use; limiting expenditures of the proceeds and interest from the surtax or specified bonds pledging the surtax to dredging operations related to ecologically beneficial muck removal; reenacting ss. 202.19(5) and (8), 202.20(3), 212.054(1), (2)(a), and (4)(a) and (b), 212.0597, 212.20(6)(b), and 1013.736(2)(b), F.S., to incorporate the amendments made to s. 212.055, F.S., in references thereto; providing an effective date.

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

By Senator Latvala—

SB 200—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by a tax collector for the purpose of electronically sending certain tax notices or obtaining the consent of a taxpayer for electronic transmission of certain tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Bradley—

SB 202—A bill to be entitled An act relating to insurance policy documents; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; revising the requirements applicable to insurers when providing a notice of change in renewal policy terms to allow such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in renewal policy terms to the insurance agent at a specified time; providing an effective date.

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

By Senator Clemens—

SB 204—A bill to be entitled An act relating to sexual orientation change efforts; creating s. 456.064, F.S.; defining the term “sexual orientation change effort”; prohibiting persons who are licensed to provide professional counseling and various practitioners who are licensed under provisions regulating the practice of medicine, osteopathic medicine, psychology, clinical social work, marriage and family therapy, or mental

health counseling from engaging in sexual orientation change efforts on behalf of a person who is younger than a specified age; providing that a violation of the prohibition constitutes unprofessional conduct subject to disciplinary proceedings by the Department of Health and the appropriate regulatory board; providing an effective date.

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

By Senators Hukill, Gaetz, Soto, Sachs, Detert, and Galvano—

SB 206—A bill to be entitled An act relating to the Financial Literacy Program for Individuals with Developmental Disabilities; creating s. 20.122, F.S.; providing legislative findings; establishing the program within the Department of Financial Services; requiring the department to develop and implement the program in consultation with specified stakeholders; providing for the participation of banks, credit unions, savings associations, and savings banks; requiring the program to provide information and other offerings on specified issues to individuals with developmental disabilities and employers in this state; requiring the department to establish on its website a clearinghouse for information regarding the program and to publish a brochure describing the program; requiring qualified public depositories to disseminate the department's brochure and provide a hyperlink on their websites to the department's website for the program; amending s. 280.16, F.S.; requiring a qualified public depository to participate in the program; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senators Clemens, Smith, Bullard, and Sachs—

SJR 208—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution to automatically restore the voting rights and right to hold public office of certain convicted felons.

—was referred to the Committees on Ethics and Elections; Judiciary; Fiscal Policy; and Rules.

By Senator Gibson—

SB 210—A bill to be entitled An act relating to the licensing of facilities that offer health and human services; amending s. 402.302, F.S.; redefining the term “child care” to include a person or facility that does not receive compensation; redefining the term “child care facility” to include a child care center or child care arrangement that does not receive compensation and provides child care for more than four, rather than five, children unrelated to the operator; amending s. 402.313, F.S.; requiring a family day care home to conspicuously display its license or registration in the common area of the home, to provide proof of a written plan that identifies a designated substitute for the operator, and to provide proof of screening and background checks for certain individuals; amending s. 402.3131, F.S.; requiring a large family child care home to permanently post its license in a conspicuous location that is visible by all parents and guardians and the Department of Children and Families; amending s. 402.315, F.S.; revising the licensing fee for a child care facility that has a certain licensed capacity; amending s. 402.318, F.S.; prohibiting advertisement of a child care facility, family day care home, or large family child care home unless it is licensed or registered or provides proof of exemption; defining the term “advertisement”; providing penalties; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Bradley and Brandes—

SB 212—A bill to be entitled An act relating to the Department of Corrections; amending s. 20.315, F.S.; revising the method of appointment for the Secretary of Corrections; creating the Florida Corrections Commission within the department; providing for membership and terms of appointment for commission members; prescribing duties and

responsibilities of the commission; prohibiting the commission from entering the department's operation; establishing meeting and notice requirements; requiring the commission to appoint an executive director; authorizing reimbursement of per diem and travel expenses for commission members; prohibiting certain conflicts of interest among commission members; amending s. 948.10, F.S.; conforming a cross-reference; providing for applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Clemens, Bullard, and Smith—

SB 214—A bill to be entitled An act relating to discrimination in employment screening; creating s. 760.105, F.S.; prohibiting an employer from inquiring into or considering an applicant's criminal history on an initial employment application unless required to do so by law; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Bradley—

SB 216—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipality that provides fire protection services to a municipal services taxing unit under an interlocal agreement is eligible to receive property insurance premium taxes; amending s. 175.101, F.S.; authorizing a municipal services taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal services taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal services taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

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

By Senators Simpson and Sachs—

SB 218—A bill to be entitled An act relating to the interception and recording of oral communications; amending s. 934.03, F.S.; providing that it is lawful for a minor who is a victim of sexual abuse to intercept and record an oral communication of the abuser without the abuser's knowledge or consent; conforming a cross-reference; providing an effective date.

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

By Senator Simpson—

SB 220—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; revising the membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing for terms of the additional members; providing qualifications for such members; providing for removal of members by the Governor under certain circumstances; providing for action by a quorum of the board; requiring that the additional appointments be made by a specified date; providing effective dates.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; and Fiscal Policy.

By Senator Hukill—

SB 222—A bill to be entitled An act relating to electronic commerce; providing a directive to the Division of Law Revision and Information; creating the “Computer Abuse and Data Recovery Act”; creating s. 668.801, F.S.; providing a statement of purpose; creating s. 668.802, F.S.; defining terms; creating s. 668.803, F.S.; prohibiting a person from intentionally committing specified acts without authorization with respect to a protected computer; providing penalties for a violation; creating s. 668.804, F.S.; specifying remedies for civil actions brought by persons affected by a violation; providing that specified criminal judgments or decrees against a defendant act as estoppel as to certain matters in specified civil actions; providing that specified civil actions must be filed within certain periods of time; creating s. 668.805, F.S.; providing that the act does not prohibit specified activity by certain state, federal, and foreign law enforcement agencies, regulatory agencies, and political subdivisions; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Communications, Energy, and Public Utilities; and Judiciary.

By Senators Simpson, Margolis, Gibson, and Hays—

SB 224—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; defining the term “acting on behalf of a public agency”; revising the definition of the term “contractor”; requiring that a public agency contract for services include a statement providing the name and telephone number of the public agency’s custodian of records; prescribing the form of the statement; revising contractual provisions in a public agency contract for services regarding a contractor’s compliance with public records laws; specifying circumstances under which a court may assess and award reasonable costs of enforcement against a public agency or contractor; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Judiciary; and Fiscal Policy.

By Senator Latvala—

SB 226—A bill to be entitled An act relating to racing animals; amending s. 550.2415, F.S.; revising the prohibition on the use of certain medications or substances on racing animals; authorizing the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to solicit input from the Department of Agriculture and Consumer Services; revising the penalties for violating laws relating to the racing of animals; decreasing the timeframe in which prosecutions for violations regarding racing animals must commence; revising the procedures for testing racing animals; requiring the division to notify the owners or trainers, stewards, and the appropriate horsemen’s association of all drug test results; prohibiting the division from taking action against owners or trainers under certain circumstances; requiring the division to require its laboratory and specified independent laboratories to annually participate in a quality assurance program; requiring the administrator of the program to submit a report; authorizing the division to coordinate inspections with the Department of Agriculture and Consumer Services; revising the conditions of use for certain medications; expanding violations to include prohibited substances that break down during a race found in specimens collected after a race; revising the rulemaking authority of the division; providing an effective date.

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

By Senator Clemens—

SB 228—A bill to be entitled An act relating to online voter registration; creating s. 97.0525, F.S.; requiring the Division of Elections of the Department of State to develop an online voter registration system; providing application and security requirements for the system; requiring the system to compare information submitted online with Department of Highway Safety and Motor Vehicles records; providing for the disposition of voter registration applications; authorizing the division to establish procedures for certain applicants; requiring system compliance with federal accessibility provisions; providing for construction; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Dean and Gaetz—

SB 230—A bill to be entitled An act relating to public utilities; amending s. 366.05, F.S.; requiring that any proposed change in a public utility’s billing cycle be approved by the Florida Public Service Commission by a specified period before the effective date of the change; requiring the commission to consider the public impact of a proposed change; prohibiting the extension of a billing cycle by more than a specified period; prohibiting a public utility from charging a consumer or user a higher rate in certain circumstances; providing an exception; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Hays—

SB 232—A bill to be entitled An act relating to the Department of Economic Opportunity; creating s. 288.112, F.S.; requiring the department to create a web page accessible through its Internet website that provides certain information; providing the purpose of the web page; requiring the department to collect all local business information available to the department; requiring the department to request the relevant local government to provide any otherwise unavailable information; requiring local governments to provide notice of changes in information collected by the department; authorizing local government entities to provide a summary that includes certain information for the department’s web page; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Montford—

SB 234—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.041, F.S.; revising the definition of the term “motor vehicle insurance” to include a policy that insures more than four automobiles; reenacting s. 627.0651(5)(b), F.S., to incorporate the amendments made to s. 627.041(8), F.S., in a reference thereto; providing an effective date.

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

By Senator Evers—

SB 236—A bill to be entitled An act relating to used tire sales; prohibiting the sale of certain used passenger or light truck tires by a used tire retailer; designating what constitutes an unsafe used tire; providing that violations of the act are deceptive and unfair trade practices; providing an effective date.

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

By Senator Ring—

SB 238—A bill to be entitled An act relating to athletic coaches; amending s. 943.0438, F.S.; requiring an independent sanctioning authority to dismiss an athletic coach ejected from a game for the remainder of that sport season under certain circumstances; authorizing such athletic coach to resume working under certain circumstances; requiring an independent sanctioning authority to establish a procedure for an athletic coach to appeal certain decisions; providing an effective date.

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

By Senators Brandes and Gaetz—

SB 240—A bill to be entitled An act relating to issuance of driver licenses and identification cards; amending s. 322.08, F.S.; providing for the Department of Highway Safety and Motor Vehicles to accept a military personnel identification card as proof of identity for purposes of issuing a driver license or an identification card; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Rules.

By Senator Brandes—

SB 242—A bill to be entitled An act relating to publicly funded retirement plans; amending s. 112.63, F.S.; requiring that actuarial reports for certain retirement plans include mortality tables; amending s. 112.664, F.S.; revising information to be included in a defined benefit system or plan's annual report to the Department of Management Services; providing a declaration of important state interest; providing an effective date.

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

By Senator Dean—

SB 244—A bill to be entitled An act relating to volunteer firefighting; amending s. 633.102, F.S.; redefining the term “volunteer firefighter” to include an individual who provides fire extinguishment or fire prevention services for a municipality or county with a specified population; creating s. 633.103, F.S.; specifying that the provisions of the chapter and rules of the Division of State Fire Marshal relating to fire standards and training and the Florida Firefighters Occupational Safety and Health Act do not apply to a fire service provider or firefighter employer that is a municipality or county with a specified population if utilizing a volunteer firefighter or volunteer fire department, and do not apply to a volunteer firefighter who is being utilized by such a provider or an employer; reenacting s. 627.4107, F.S., relating to the prohibition against the cancellation of a life or health policy or certificate for a government employee exposed to toxic drug chemicals, to incorporate the amendment made to s. 633.102, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Fiscal Policy.

By Senator Sachs—

SB 246—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising penalties for violations of the Florida Ban on Texting While Driving Law to include enhanced penalties for such violations when committed in a school zone or school crossing; removing the requirement that specified provisions be enforced as a secondary action by a law enforcement agency; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; and Fiscal Policy.

By Senators Smith, Thompson, and Bullard—

SB 248—A bill to be entitled An act relating to the recording of law enforcement activities; providing a short title; creating s. 943.1718, F.S.; providing a definition; requiring uniformed officers assigned primarily to patrol duties to be equipped with body cameras; requiring the use of such cameras during specified activities; exempting the recordings of such activities from specified provisions relating to the interception of wire, electronic, and oral communications; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Smith, Margolis, Hays, Stargel, and Simpson—

SB 250—A bill to be entitled An act relating to child care facilities; amending s. 402.301, F.S.; revising legislative intent and policy; requiring that certain membership organizations conduct level 2 background screening for child care personnel; requiring such organizations to demonstrate compliance upon request; amending s. 402.302, F.S.; excluding certain membership organizations from the definition of the term “child care facility”; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Community Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Smith—

SB 252—A bill to be entitled An act relating to insurance countersignature requirements; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract of insurance; reenacting ss. 626.025(11), 626.752(3)(f), and 628.909(2)(a) and (3)(a), F.S., to incorporate the amendment made to s. 624.425, F.S., in references thereto; providing that the act is remedial and intended to clarify existing law; providing for retroactive application; providing an effective date.

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

By Senators Clemens and Bullard—

SB 254—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring a charter school to demonstrate it meets certain needs that the local school district does not or is unable to provide to students in that district in order to obtain approval; providing an effective date.

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

By Senator Sobel—

SB 256—A bill to be entitled An act relating to identification cards; amending s. 322.051, F.S.; requiring the Department of Highway Safety and Motor Vehicles to issue an identification card exhibiting a special designation for a person who is diagnosed by a licensed physician as having a developmental disability; requiring payment of an additional fee and proof of diagnosis; authorizing issuance of a replacement identification card that includes the special designation without payment of a specified fee; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 258—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.062, F.S.; requiring the Office of Insurance Regulation to use certain models or methods, or a straight average of model results or output ranges, to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer is not required to adhere to certain models found by the Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels with respect to certain rate filings; providing that the requirement to adhere to such findings does not prohibit an insurer from using a straight average of model results or output ranges under specified circumstances; amending s. 627.0651, F.S.; revising provisions for

the making and use of rates for motor vehicle insurance; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bradley—

SB 260—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple items of tangible personal property to file a joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in an evidence list for a value adjustment board hearing under certain circumstances; reenacting ss. 192.0105(2)(b), 194.013(1), 194.032(1)(a), and 196.011(6)(a) and (8), F.S., to incorporate the amendments made to s. 194.011, F.S., in references thereto; providing an effective date.

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

By Senator Smith—

SB 262—A bill to be entitled An act relating to racing animals; providing a short title; amending s. 550.2415, F.S.; revising the prohibition on the use of medication or drugs on animals; revising the penalties for such use; prohibiting the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation from granting a license or permit to applicants with a prior conviction of animal cruelty; requiring the division to immediately revoke a license or permit of a person found guilty of animal cruelty subsequent to obtaining the license or permit; prohibiting the division from granting a license or permit to applicants with a prior conviction of aggravated assault or battery or child abuse; revising procedures for testing animals for medication or drugs; requiring certain laboratories to participate in a quality assurance program; requiring the administrator of such program to report results and findings; requiring the division to maintain records of greyhounds injured while racing; providing for the content of such records; establishing a fine for making false statements on injury records; requiring the division to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Appropriations.

By Senators Bradley and Brandes—

SB 264—A bill to be entitled An act relating to traffic enforcement agencies and traffic citations; amending s. 316.640, F.S.; designating counties and municipalities as traffic enforcement agencies for purposes of the section and prohibiting them from establishing traffic citation quotas; amending s. 316.660, F.S.; requiring a county or municipality to submit a report of its traffic citation revenue and its expenses for operating a law enforcement agency during a fiscal year to the Legislative Auditing Committee under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Ring—

SB 266—A bill to be entitled An act relating to property appraisers; amending s. 195.087, F.S.; specifying that a property appraiser's operating budget is final and shall be funded by the county commission once the Department of Revenue makes its final budget amendments; specifying that the county commission remains obligated to fund the department's final property appraiser's operating budget during the pendency of an appeal to the Administration Commission; providing an effective date.

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

By Senators Stargel and Latvala—

SB 268—A bill to be entitled An act relating to amusement games or machines; amending s. 546.002, F.S.; defining terms; creating s. 546.10, F.S.; authorizing an amusement game or machine to be operated in conformity with specified requirements; authorizing free replays if an amusement game or machine conforms with specified requirements; allowing an individual who plays an amusement game or machine to receive a point or a coupon redeemable onsite for merchandise under specified circumstances; authorizing an amusement game or machine to allow an individual to directly receive merchandise under certain circumstances; specifying a cap on the redemption value of a point or a coupon; requiring the Department of Revenue to annually adjust the cap; providing a formula for the adjustment of the cap; requiring the department to publish the amount of the adjusted cap; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Soto—

SB 270—A bill to be entitled An act relating to the use of wireless communications devices while operating a motor vehicle; creating s. 316.3051, F.S.; defining the term "wireless communications device"; providing a criminal penalty if a person operating a motor vehicle while using a wireless communications device causes the death of a human being or an unborn child; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Criminal Justice; and Fiscal Policy.

By Senator Soto—

SB 272—A bill to be entitled An act relating to motor vehicle signage; creating s. 316.2007, F.S.; prohibiting advertising signs on a motor vehicle which have flashing or intermittent lights or which are illuminated in a specified manner; providing a penalty; providing an effective date.

—was referred to the Committees on Transportation; and Fiscal Policy.

SB 274—Withdrawn prior to introduction.

By Senators Soto and Sachs—

SB 276—A bill to be entitled An act relating to arrest booking photographs; creating s. 119.17, F.S.; defining terms; prohibiting a person who publishes or disseminates an arrest booking photograph through a publicly accessible print or electronic medium from soliciting or accepting payment of a fee or other consideration to remove, correct, or modify such photograph; authorizing an action to enjoin publication or dissemination of an arrest booking photograph if the publisher or dis-

seminator unlawfully solicits or accepts a fee or other consideration to remove, correct, or modify such photograph; specifying the time period during which an arrest booking photograph must be removed pursuant to court order; providing a civil penalty; providing for reasonable attorney fees and costs; requiring the court to terminate an injunction under certain circumstances; providing applicability; providing an effective date.

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

By Senator Diaz de la Portilla—

SB 278—A bill to be entitled An act relating to downtown development districts; amending s. 166.0497, F.S.; authorizing the governing body of a municipality that has created a downtown development district to levy an ad valorem tax on all real and personal property in the district to finance the district's operation; limiting the tax to a specified percentage; providing for limitation of the district's millage; providing an effective date.

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

By Senators Soto and Bullard—

SB 280—A bill to be entitled An act relating to teacher salaries; creating s. 1012.052, F.S.; providing a short title; requiring the Legislature to fund the Florida Education Finance Program at a level that ensures a guaranteed minimum annual starting salary for instructional personnel; specifying a statewide minimum salary for all instructional personnel for the 2015-2016 fiscal year; requiring the Department of Education to annually adjust the minimum starting salary; providing a formula for calculating such adjustment; requiring district school boards to adjust the minimum starting salary determined by the department by applying the district cost differential; providing that such adjustment may not reduce starting salaries below the statewide minimum; providing an effective date.

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

By Senator Hukill—

SB 282—A bill to be entitled An act relating to tracking devices or applications; creating s. 934.425, F.S.; providing definitions; prohibiting the use of a tracking device or application to determine the location or movement of a person without the person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions; providing criminal penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

By Senator Diaz de la Portilla—

SB 284—A bill to be entitled An act relating to permitting; amending ss. 253.763, 373.617, and 403.90, F.S.; specifying additional issues that may be reviewed by circuit courts with respect to certain permits issued by state agencies and water management districts; providing additional remedies in the event of an exactions taking; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Diaz de la Portilla—

SB 286—A bill to be entitled An act relating to classified advertisement websites; creating s. 501.180, F.S.; defining the term "safe-haven facility"; requiring a specified number of safe-haven facilities to be designated in each county based upon population size; authorizing state

buildings, or alternatively, local governmental buildings, to serve as safe-haven facilities; limiting the liability of an entity that provides a safe-haven facility; limiting actions against the state or local government related to transactions taking place at a safe-haven facility; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Latvala—

SB 288—A bill to be entitled An act relating to utilities regulation; amending s. 350.01, F.S.; requiring the Florida Public Service Commission to hold public customer service meetings in certain service territories; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission's web page; amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; reenacting and amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; providing applicability; amending s. 350.042, F.S.; expanding the prohibition against ex parte communication to apply to any type of proceeding, workshop, or internal affairs meeting and to any matter that the commissioner or other person knows or reasonably expects will be filed within a certain timeframe; deleting an exemption from this prohibition for oral communications or discussions in scheduled and noticed open public meetings of educational programs or of a conference or other meeting of an association of regulatory agencies; requiring the Governor to remove from office any commissioner found to have violated the ex parte statute; amending s. 350.0611, F.S.; authorizing the Public Counsel to be a party to settlement agreements in any proceeding before the commission in which he or she has participated as a party; prohibiting a settlement agreement to which the Public Counsel is not a party from being submitted to or approved by the Florida Public Service Commission; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring that the commission approve a tariff and a change to an existing tariff; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; reenacting ss. 403.537 and 403.9422, F.S., relating to determination of need for electric and natural gas transmission lines, respectively; reenacting s. 350.043, F.S., relating to the enforcement and interpretation of laws relating to the commission; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Appropriations.

By Senators Brandes, Bradley, Evers, and Negron—

SB 290—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; providing an effective date.

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

By Senators Garcia and Sachs—

SB 292—A bill to be entitled An act relating to small business financial assistance; creating s. 288.066, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Economic Opportunity; defining the term "small business"; authorizing the department to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the department to receive grants; providing requirements for participation in the program; pro-

viding that a small business may not receive an additional award for hiring a veteran previously claimed as an employee for purposes of obtaining funds under the program; authorizing the department to award an additional grant to a small business under specified circumstances; requiring the department to notify the appropriate regional small business center of a small business' participation; authorizing the department to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Garcia—

SB 294—A bill to be entitled An act relating to the Florida Kidcare program; amending s. 409.811, F.S.; defining the term “lawfully residing child”; deleting the definition of the term “qualified alien”; conforming provisions to changes made by the act; amending s. 409.814, F.S.; revising eligibility for the program to conform to changes made by the act; clarifying that undocumented immigrants are excluded from eligibility; amending s. 409.904, F.S.; providing eligibility for optional payments for medical assistance and related services for certain lawfully residing children; clarifying that undocumented immigrants are excluded from eligibility for optional Medicaid payments or related services; amending s. 624.91, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Garcia—

SB 296—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and Legislature; specifying the contents of the report; providing an effective date.

—was referred to the Committees on Health Policy; Governmental Oversight and Accountability; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

SR 298—Not introduced.

By Senator Garcia—

SB 300—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring proof of a taxpayer identification number or other specified identification number for certain applicants for a driver license; authorizing additional specified documents that are issued by foreign governments to satisfy proof of identity requirements; amending s. 322.12, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles to waive certain tests for applicants who provide specified proof of identity documents; amending s. 322.14, F.S.; requiring the department to mark licenses to indicate compliance with the REAL ID Act of 2005 under specified circumstances; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Simpson—

SB 302—A bill to be entitled An act relating to the community contribution tax credit program; amending ss. 212.08, 220.183, and 624.5105, F.S.; extending the expiration date applicable to the granting of the community contribution tax credit against the sales and use tax, corporate income tax, and insurance premium tax for contributions and donations to eligible sponsors of revitalization and housing projects ap-

proved by the Department of Economic Opportunity; reenacting s. 220.02(8), F.S., relating to legislative intent for the income tax code, to incorporate the amendment made to s. 220.183, F.S., in a reference thereto; reenacting s. 220.183(1)(c) and (g), F.S., relating to the community contribution tax credit, to incorporate the amendments made to ss. 212.08 and 624.5105, F.S., in references thereto; reenacting s. 624.5105(1)(c), F.S., relating to the community contribution tax credit, to incorporate the amendments made to ss. 212.08 and 220.183, F.S., in references thereto; reenacting s. 377.809(4)(a), F.S., relating to the Energy Economic Zone Pilot Program, to incorporate the amendments made to ss. 212.08, 220.183, and 624.5105, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Garcia—

SB 304—A bill to be entitled An act relating to substance abuse treatment, assessment, and stabilization; amending s. 397.601, F.S.; providing that, in considering whether to voluntarily admit a person, the determination as to whether the medical and behavioral conditions of the person are within the safe management capabilities of the service provider shall be made exclusively by the service provider; amending s. 397.6751, F.S.; providing that, with regard to involuntary admissions, specified determinations shall be made at the exclusive discretion of the service provider; amending s. 397.6819, F.S.; clarifying that a specified assessment is required only if the individual is admitted; amending s. 397.6822, F.S.; specifying that after involuntary assessment, the decision as to the disposition of the individual shall be made at the discretion of the qualified professional; amending s. 397.697, F.S.; conforming a provision to changes made in the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

Senate Bills 306-308—Withdrawn prior to introduction.

By Senator Margolis—

SB 310—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; revising definitions; amending s. 212.03, F.S.; specifying the facilities that are exempt from the transient rentals tax; amending ss. 212.0306 and 212.04, F.S.; deleting the application of brackets for the calculation of sales and use taxes; amending s. 212.05, F.S.; deleting criteria establishing circumstances under which taxes on the lease or rental of a motor vehicle are due; revising criteria establishing circumstances under which taxes on the sale of a prepaid calling arrangement are due; updating terminology with respect to industry classifications for specified investigation, security, and other related services that are subject to tax; deleting the application of brackets for the calculation of sales and use taxes; amending s. 212.0506, F.S.; deleting the application of brackets for the calculation of sales and use taxes; amending s. 212.054, F.S.; limiting the \$5,000 cap on discretionary sales surtax to the sale of motor vehicles, aircraft, boats, manufactured homes, modular homes, and mobile homes; specifying the time at which changes in certain surtaxes may take effect, when notice of such changes must be provided, and when specified surtaxes may be terminated; providing criteria to determine the situs of certain sales; providing for databases to identify taxing jurisdictions; holding sellers harmless for failing to collect a tax at a new rate under certain circumstances; providing criteria to hold purchasers harmless for failure to pay the correct amount of tax; amending s. 212.06, F.S.; revising the definition of the term “dealer”; deleting provisions relating to mail-order sales to conform; requiring certain purchasers of direct mail to use direct-mail forms; defining terms; providing criteria for determining the location of transactions involving tangible personal property, digital goods, or services and for the lease or rental of tangible personal property and certain other property; amending s. 212.07, F.S.; conforming a cross-reference; providing for the creation of a taxability matrix; providing criteria to hold sellers, certified service providers, and purchasers harmless from charging, collecting, remitting, and paying incorrect amounts of tax due to an erroneous taxability matrix or other

specified erroneous information; amending s. 212.08, F.S.; revising exemptions from sales and use tax for food and medical products; conforming cross-references; creating s. 212.094, F.S.; providing a procedure for a purchaser to obtain a refund of or credit against tax collected by a dealer; amending s. 212.12, F.S.; deleting the Department of Revenue's authority to negotiate collection allowances with respect to mail order sales; prohibiting model 1 sellers from receiving specified collection allowances; authorizing collection allowances for certified service providers and voluntary sellers in accordance with the Streamlined Sales and Use Tax Agreement; providing for the computation of taxes due based on rounding instead of brackets; amending s. 212.17, F.S.; providing additional criteria to allow a dealer to claim a credit for or obtain a refund of taxes paid relating to worthless accounts; amending s. 212.18, F.S.; authorizing the department to waive the dealer registration fee for applications submitted through the central electronic registration system provided by member states of the Streamlined Sales and Use Tax Agreement; deleting provisions relating to mail-order sales to conform; amending s. 212.20, F.S.; deleting procedures for refunds of tax paid on mail-order sales to conform; creating s. 213.052, F.S.; providing the effective date for state sales and use tax rate changes imposed under chapter 212; providing for notice of such changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes pursuant to legislative act; creating s. 213.215, F.S.; providing amnesty for uncollected or unpaid sales and use taxes for sellers who register under the Streamlined Sales and Use Tax Agreement; providing exceptions to the amnesty; amending s. 213.256, F.S.; defining and redefining terms; authorizing the executive director of the department to enter into the Streamlined Sales and Use Tax Agreement with one or more other states; requiring the executive director to act jointly with other states that are members of the agreement to establish standards for certified automated and central registration systems; authorizing the executive director to prepare and submit certain reports and certifications and to execute other specified agreements; creating s. 213.2561, F.S.; providing for the department to review and approve software submitted to the governing board for certification as a certified automated system; creating s. 213.2562, F.S.; providing for the registration of sellers; providing requirements for reporting and remitting taxes; specifying the responsibilities and liabilities of a person who provides a certified automated system; providing for the certification of a person as a certified service provider and the certification of a software program as a certified automated system; authorizing the department to adopt rules; providing that the disclosure of exempt or confidential and exempt information by the department to a certified service provider must be according to a written agreement; providing that a certified service provider is bound by the same requirements of confidentiality as department employees; providing that it is a first degree misdemeanor to willfully breach confidentiality; providing criminal penalties; declaring legislative intent; providing for the adoption of emergency rules; amending ss. 11.45, 196.012, 202.18, 203.0011, 203.01, 212.031, 212.05011, 212.052, 212.055, 212.13, 212.14, 212.15, 213.015, 218.245, 218.65, 288.1045, 288.11621, 288.11625, 288.11631, 288.1169, 551.102, and 790.0655, F.S.; conforming cross-references; repealing s. 212.0596, F.S., relating to the taxation of mail order sales; reenacting s. 212.08(7)(v), F.S., to incorporate the amendments made to s. 212.05, F.S., in a reference thereto; reenacting ss. 634.131 and 634.415(2), F.S., to incorporate the amendments made to s. 212.0506, F.S., in references thereto; reenacting ss. 202.18(3)(a) and (c), 202.20(3), 212.055, 212.08(4)(a), (8)(a), and (9), and 921.0022(3)(a), F.S., to incorporate the amendments made to s. 212.054, F.S., in references thereto; reenacting s. 288.1258(2)(b) and (c) and (3), F.S., to incorporate the amendments made to ss. 212.06 and 212.08, F.S., in references thereto; reenacting s. 366.051, F.S., to incorporate the amendments made to s. 212.06, F.S., in a reference thereto; reenacting ss. 213.22(1) and 465.187, F.S., to incorporate the amendments made to s. 212.08, F.S., in references thereto; reenacting s. 212.11(5)(a), F.S., to incorporate the amendments made to s. 212.17, F.S., in a reference thereto; reenacting ss. 212.04(4), 212.07(1)(b), 212.08(5)(p), 213.053(10)(a) and (11), and 365.172(9)(h), F.S., to incorporate the amendments made to s. 212.18, F.S., in references thereto; making technical changes; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senators Detert and Gaetz—

SB 312—A bill to be entitled An act relating to restitution for juvenile offenses; amending s. 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.437, F.S.; requiring a child's parent or guardian, in addition to the child, to make restitution for damage or loss caused by the child's offense; providing for payment plans in certain circumstances; authorizing the parent or guardian to be absolved of liability for restitution in certain circumstances; authorizing the court to order both parents or guardians liable for the child's restitution regardless of one parent or guardian having sole parental responsibility; specifying that the Department of Children and Families, foster parents, and specified agencies contracted with the department are not guardians for purposes of restitution; amending s. 985.513, F.S.; removing duplicative provisions authorizing the court to require a parent or guardian to be responsible for any restitution ordered against the child; providing an effective date.

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

By Senator Simpson—

SB 314—A bill to be entitled An act relating to the Petroleum Restoration Program; amending s. 376.305, F.S.; expanding the definition of "abandoned petroleum storage system" to include petroleum systems that stored petroleum products during a certain timeframe; amending s. 376.30701, F.S.; requiring the Department of Environmental Protection to establish standards and criteria for specific situations in which the national standard for benzene applies; amending s. 376.3071, F.S.; removing the requirement for the department to incorporate risk-based corrective action principles in certain rule criteria; prohibiting site rehabilitation from being implemented on certain sites without the approval of the site owner or the person responsible for the site rehabilitation; requiring the department to establish by rule a procedure for the processing of certain invoices; requiring the department to establish rules requiring work tasks for remediation systems to be based on performance-based contracts; authorizing site owners and operators to select a contractor under certain circumstances; clarifying that a change in ownership does not preclude a site from entering into the program; revising the eligibility requirements for receiving rehabilitation funding assistance; deleting obsolete provisions; amending s. 376.30713, F.S.; revising the number of sites necessary to meet the eligibility requirement for an advanced cleanup application; increasing the total amount for which the department may contract for advanced cleanup work in a fiscal year; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

SB 316—Withdrawn prior to introduction.

By Senators Diaz de la Portilla and Detert—

SB 318—A bill to be entitled An act relating to guardianship proceedings; amending s. 744.3031, F.S.; requiring that a duly noticed hearing be held before the appointment of an emergency temporary guardian; requiring a notice of filing of a petition for appointment of an emergency temporary guardian and any hearing on the petition to be served on certain persons before a hearing on the petition commences; revising the time period for which the emergency temporary guardian may be appointed; revising the time period for which the authority of the emergency temporary guardian may be extended after a hearing is held; requiring the emergency temporary guardian to file a bond under certain circumstances; authorizing a court to issue an order to show cause directed at the emergency temporary guardian under certain circumstances; requiring the order to include specific information; authorizing a court, before such hearing, to issue an order to protect the ward; requiring a copy of such order to be transmitted to all parties; authorizing a court, after such hearing, to impose sanctions on specified persons or to take any other action authorized by law; creating s. 744.3032, F.S.; providing that an emergency temporary guardian of an incapacitated person is a fiduciary and may exercise only delegated rights; providing the duties and responsibilities of the emergency temporary guardian;

amending s. 744.3115, F.S.; requiring the court to specify authority for health care decisions with respect to a ward's advance directive; amending s. 744.312, F.S.; prohibiting the court from giving certain preferences when appointing a guardian; reenacting s. 744.344(4), F.S., relating to a court appointing an emergency temporary guardian, to incorporate the amendment made to s. 744.3031, F.S., in a reference thereto; reenacting s. 765.205(3), F.S., relating to making health care decisions for the principal, to incorporate the amendment made to s. 744.3115, F.S., in a reference thereto; reenacting ss. 744.304(4), 744.3045(7), and 744.308(6), F.S., relating to confirming the appointment of the guardian if the court finds the standby guardian to be qualified to serve as guardian, confirming the appointment of the guardian if the court finds the preneed guardian to be qualified to serve as guardian, and directing how the court will be governed when appointing a guardian, respectively, to incorporate the amendment made to s. 744.312, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Gaetz—

SB 320—A bill to be entitled An act relating to adoption and foster care; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontractors; requiring that the department conduct a comprehensive baseline assessment of lead agencies and provider performance and compile annual data for the most recent 5 years of available data; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate an outcome-based agreement; requiring that several factors be included in the agreement; requiring the department to allocate incentive payments; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances subject to a specific appropriation to the department; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing that the rights offered by this act do not preclude a qualifying adoptive employee who adopts a special needs child to receive any other assistance or incentive; requiring that parental leave for qualifying adoptive employees be provided; requiring the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senators Stargel and Gaetz—

SB 322—A bill to be entitled An act relating to Medicaid reimbursement for hospital providers; amending s. 409.908, F.S.; requiring the Agency for Health Care Administration to provide written notice, pursuant to ch. 120, F.S., to providers of hospital reimbursement rates established by the agency; providing that such notice constitutes final agency action; specifying procedures and requirements for a substantially affected provider to challenge the final agency action; providing that the failure to timely file a petition in compliance with the requirements is deemed conclusive acceptance of the reimbursement rates; specifying when a correction or adjustment of a hospital reimbursement rate required by an administrative order or civil judgment may occur; prohibiting the agency from being compelled by an admin-

istrative body or court to pay a monetary judgment relating to the establishment of hospital reimbursement rates beyond a specified date; prohibiting specified periods of time from being tolled under certain circumstances; reenacting ss. 383.18, 409.8132(4), 409.905(5)(c) and (6)(b), and 409.91211(3)(y), F.S., to incorporate the amendment made to s. 409.908, F.S., in references thereto; providing that the act is remedial and intended to clarify existing law; providing for retroactive application; providing an effective date.

—was referred to the Committees on Health Policy; and Fiscal Policy.

By Senator Diaz de la Portilla—

SB 324—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Take Stock in Children license plate; establishing an annual use fee for the plate; providing for the distribution of use fee revenues received from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Clemens—

SB 326—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; requiring the department to approve credentialing entities to develop and administer the certification program; requiring an approved credentialing entity to establish procedures for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of employees of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for falsely advertising a recovery residence as a "certified recovery residence"; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for falsely advertising oneself as a "certified recovery residence administrator"; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list upon written request to the department; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to a certified recovery residence or a recovery residence owned and operated by the licensed service provider; defining the term "refer"; conforming cross-references; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Altman—

SB 328—A bill to be entitled An act relating to cardiopulmonary resuscitation training in public schools; amending s. 1003.453, F.S.; requiring school districts to provide training in cardiopulmonary resuscitation to students; requiring students to study and practice the psychomotor skills associated with performing cardiopulmonary re-

suscitation at least once before graduating from high school; providing an exception for students who have a disability; conforming a provision to changes made in the act; providing an effective date.

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

By Senator Dean—

SB 330—A bill to be entitled An act relating to missing persons with special needs; amending s. 937.0201, F.S.; revising the definition of the term “missing endangered person” to include certain persons with special needs; amending s. 937.021, F.S.; providing immunity from civil liability for certain persons who comply with a request to release information concerning missing persons with special needs to appropriate agencies; providing a presumption that a person recording, reporting, transmitting, displaying, or releasing such information acted in good faith; amending s. 937.022, F.S.; specifying who may submit a report concerning a missing person with special needs; creating s. 937.035, F.S.; requiring the Department of Law Enforcement, contingent on funding, to provide electronic monitoring devices to certain persons with autism spectrum disorder; requiring the Agency for Persons with Disabilities to make an annual report concerning such individuals to the department; requiring the Department of Children and Families, contingent on funding, to provide electronic monitoring devices to certain persons with dementia; creating s. 943.17297, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate the retrieval of missing persons with special needs into the curriculum required for law enforcement officers; reenacting ss. 39.0141 and 39.301(22), F.S., to incorporate the amendment made to s. 937.021, F.S., in references thereto; providing an effective date.

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

By Senator Grimsley—

SB 332—A bill to be entitled An act relating to nursing home facility pneumococcal vaccination requirements; amending s. 400.141, F.S.; requiring a resident of a licensed facility to be assessed for eligibility for pneumococcal vaccination or revaccination by a specified date and, if indicated, to be vaccinated or revaccinated by a specified date; deleting obsolete provisions; making technical changes; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Joyner—

SB 334—A bill to be entitled An act relating to criminal history records of minors; amending s. 943.0515, F.S.; reducing the period for which the criminal history records of certain minors must be retained before expungement; providing an effective date.

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

By Senator Gibson—

SB 336—A bill to be entitled An act relating to sexual predators and offenders; creating s. 921.2312, F.S.; requiring a circuit court of the state to have a qualified practitioner conduct a risk assessment before sentencing for a defendant who has been found guilty of or has entered a plea of nolo contendere or guilty to specified sexual offenses; specifying reporting requirements for the risk assessment; amending s. 948.30, F.S.; requiring the court to order a curfew as a condition of probation or community control for offenders who commit certain sexual offenses on or after a specified date; amending s. 948.31, F.S.; requiring, rather than authorizing, the court to require specified probationers or community controllees to undergo an evaluation at the probationers’ or community controllees’ expense; requiring the court, rather than the qualified practitioner, to determine if a need is established by the evaluation process and to require the probationers or community controllees to

complete and pay for the treatment under certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Altman—

SB 338—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer from using specified names and titles; amending s. 471.0035, F.S.; conforming a cross-reference; amending s. 471.005, F.S.; providing definitions; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; amending s. 471.031, F.S.; prohibiting specified persons from using the titles of “licensed structural engineer,” “professional structural engineer,” “registered structural engineer,” or “structural engineer”; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Grimsley—

SB 340—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing that implementation is subject to specific appropriations; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Simmons—

SB 342—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; specifying acts prohibited by a no contact order; reenacting ss. 741.29(6), 784.046(13) and (15), and 901.15(13), F.S., relating to domestic violence, repeat, sexual, or dating violence, and arrest without a warrant, respectively, to incorporate the amendments made to s. 903.047, F.S., in references thereto; providing an effective date.

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

By Senator Sobel—

SB 344—A bill to be entitled An act relating to the establishment of a mental health first aid training program; requiring the Department of Education to establish a mental health first aid training program; requiring the department to use a competitive procurement process to select a statewide association to develop, implement, and manage the program; providing course requirements; requiring instructors to be certified; requiring the department to submit a report to the Governor and the Legislature by a specified date; providing for expiration of the program; providing an appropriation; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Children, Families, and Elder Affairs; Appropriations Subcommittee on Education; and Appropriations.

By Senator Simmons—

SB 346—A bill to be entitled An act relating to school bus stop safety; providing a short title; amending ss. 316.172, 316.192, and 318.18, F.S.; revising penalties for failure to stop a vehicle upon approaching a school bus that displays a stop signal; providing for criminal penalties under certain circumstances; amending ss. 318.17, 318.21, and 395.4036, F.S., relating to application of specified provisions, disposition of penalty amounts received, and trauma payments; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Ring—

SB 348—A bill to be entitled An act relating to purchasers of condominium units; amending s. 718.103, F.S.; redefining a term; amending s. 718.112, F.S.; clarifying the voting process pertaining to reserves; amending s. 718.301, F.S.; adding conditions under which certain unit owners are entitled to elect at least a majority of the members of the board of administration of an association; requiring the bulk-unit purchaser to deliver certain items during the transfer of association control from a bulk-unit purchaser; amending s. 718.302, F.S.; revising the conditions under which certain grants, reservations, or contracts made by an association may be canceled; prohibiting a lender-unit purchaser from voting on cancellation of certain grants, reservations, or contracts while the association is under control of that lender-unit purchaser; amending s. 718.501, F.S.; conforming provisions made under ch. 718, F.S., regarding the enforcement powers of the Division of Florida Condominiums, Timeshares, and Mobile Homes; creating s. 718.709, F.S.; providing applicability; providing a directive to the Division of Law Revision and Information; creating s. 718.801, F.S.; providing legislative intent; creating s. 718.802, F.S.; defining terms; creating s. 718.803, F.S.; authorizing a bulk-unit purchaser to exercise certain developer rights; requiring a bulk-unit purchaser to pay a working capital contribution under certain circumstances; providing applicability; authorizing a lender-unit purchaser to exercise any developer rights it acquires; creating s. 718.804, F.S.; requiring a bulk-unit purchaser and a lender-unit purchaser to comply with specified provisions under ch. 718, F.S.; creating s. 718.805, F.S.; limiting the rights of bulk-unit purchasers and lender-unit purchasers to vote on reserves or funding of reserves; prohibiting bulk-unit purchasers and lender-unit purchasers from transferring their rights for such votes; creating s. 718.806, F.S.; providing assessment liability for bulk-unit purchasers and lender-unit purchasers; providing for suspension of a director who has been elected or appointed by a bulk-unit purchaser in certain circumstances; creating s. 718.807, F.S.; specifying amendments and alterations for which majority approval is required; requiring consent of a bulk-unit purchaser, lender-unit purchaser, or developer to certain amendments; creating s. 718.808, F.S.; requiring certain warranties and disclosures; creating s. 718.809, F.S.; subjecting multiple bulk-unit purchasers to joint and several liability; creating s. 718.810, F.S.; prohibiting a board of administration, a majority of which is elected by a bulk-unit purchaser, from resolving certain construction disputes unless a condition is satisfied; creating s. 718.811, F.S.; providing that a bulk-unit purchaser or lender-unit purchaser that does not comply with ch. 718, F.S., forfeits all protections or exemptions under ch. 718, F.S.; creating s. 718.812, F.S.; clarifying conditions under which the bulk-unit purchaser must deliver certain items during the transfer of association control from a bulk-unit purchaser; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Flores—

SB 350—A bill to be entitled An act relating to the statewide prepaid dental program for Medicaid-eligible children; creating s. 409.91205, F.S.; providing legislative findings and intent; establishing the statewide

prepaid dental program for Medicaid-eligible children; requiring the Agency for Health Care Administration to contract with prepaid dental health plans meeting specified criteria; requiring the agency to apply for and implement state plan amendments or waivers of applicable federal laws and regulations necessary to implement the program; requiring the agency to issue a competitive procurement to licensed prepaid dental health plans to implement the program; requiring the agency to include all counties in the procurement; providing that enrollment in the program shall begin by a specified date, but not until necessary state plan amendments or waivers of applicable federal laws and regulations are implemented; providing that a Medicaid-eligible child shall receive dental services through the Medicaid managed medical assistance program during a specified period; requiring the agency to provide any required notice to Medicaid recipients regarding the transition to the program; providing that the agency may assess the costs incurred in providing the notice to prepaid dental health plans participating in the program; requiring participating plans to submit encounter data and to comply with a specified medical loss ratio; requiring the agency to submit an annual report to the Governor and Legislature; specifying the contents of the report; amending s. 409.973, F.S.; deleting the requirement that managed care plans participating in the Medicaid managed medical assistance program provide children's dental services; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Flores—

SB 352—A bill to be entitled An act relating to American Founders' Month; providing a short title; creating s. 683.1455, F.S.; designating the month of September as "American Founders' Month"; authorizing the Governor to annually issue a proclamation designating the month and urging participation; amending s. 1003.44, F.S.; requiring district school boards to celebrate the American Founders and the principles inherent in the country's founding documents by observing American Founders' Month; providing guidelines for instruction; providing that instruction may be integrated into the existing school curriculum; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Bullard—

SB 354—A bill to be entitled An act relating to windstorm insurance coverage; amending s. 627.712, F.S.; deleting the requirement that a mortgageholder or lienholder approve a policyholder's decision to exclude windstorm or hurricane coverage from a property insurance policy; making technical changes; providing an effective date.

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

By Senator Bullard—

SB 356—A bill to be entitled An act relating to employment of felons; creating s. 220.197, F.S.; providing a corporate income tax credit for employment of a person previously convicted of a felony; providing requirements to receive the credit; providing exceptions for certain felons; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senators Abruzzo and Gaetz—

SB 358—A bill to be entitled An act relating to public school instruction; amending s. 1003.42, F.S.; requiring that instructional staff of public schools provide instruction to students about the terrorist attacks occurring on September 11, 2001, and the impact of those events; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Stargel—

SB 360—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; providing an exemption from public records requirements for records relating to the settlement of a claim on behalf of a ward or minor; authorizing a guardian ad litem, a ward, a minor, and a minor's attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a ward or minor upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Lee—

SB 362—A bill to be entitled An act relating to powers of attorney; amending s. 709.2105, F.S.; revising the qualifications of an agent in the execution of power of attorney to include certain not-for-profit corporations; amending s. 709.2202, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Soto—

SB 364—A bill to be entitled An act relating to driver license requirements; amending s. 322.08, F.S.; including notice of the approval of an application for Deferred Action for Childhood Arrivals status issued by United States Citizenship and Immigration Services as valid proof of identity for purposes of applying for a driver license; reenacting ss. 322.17(3), 322.18(2)(d) and (4)(c), and 322.19(4), F.S., relating to conditions and limitations with respect to obtaining a duplicate or replacement instruction permit or driver license, expiration of and renewal of a driver license, and change of name or address on a driver license for licensees who establish their identity in a specified manner, to incorporate the amendments made by the act to s. 322.08, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Stargel—

SB 366—A bill to be entitled An act relating to guardianship proceedings; amending s. 744.108, F.S.; providing that fees and costs incurred by an attorney who has rendered services to a ward in compensation proceedings are payable from guardianship assets; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; amending s. 744.3025, F.S.; providing that a court may appoint a guardian ad litem to represent a minor if necessary to protect the minor's interest in a settlement; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.3031, F.S.; requiring notification of an alleged incapacitated person and such person's attorney of a petition for appointment of an emergency temporary guardian before a hearing on the petition commences; amending s. 744.3115, F.S.; directing the court to specify authority for health care decisions with respect to a ward's advance directive; amending s. 744.312, F.S.; providing an additional consideration for the court when appointing a guardian; amending s. 744.331, F.S.; directing the court to consider certain factors when determining incapacity; requiring that the examining committee be paid from state funds as court-appointed expert witnesses if a petition for incapacity is dismissed; requiring that a petitioner reimburse the state for expert witness fees if the court finds the petition to have been filed in bad faith; amending s. 744.344, F.S.; providing for the court to hear

testimony regarding the appointment of an emergency guardian; providing conditions under which the court is authorized to appoint an emergency guardian; amending s. 744.345, F.S.; revising provisions relating to letters of guardianship; creating s. 744.359, F.S.; prohibiting abuse, neglect, or exploitation of a ward by a guardian; requiring reporting thereof to an abuse hotline; amending s. 744.361, F.S.; providing additional powers and duties of a guardian; amending s. 744.367, F.S.; revising the period during which a guardian must file an annual guardianship plan with the court; amending s. 744.369, F.S.; providing for continuance of guardianship under certain circumstances; amending s. 744.464, F.S.; establishing the burden of proof for determining restoration of capacity of a ward in pending guardianship cases; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senators Abruzzo and Smith—

SB 368—A bill to be entitled An act relating to the rights of grandparents and great-grandparents; amending s. 39.01, F.S.; redefining the term "next of kin" to include great-grandparents; amending s. 39.509, F.S.; providing great-grandparents the same visitation rights as grandparents; amending ss. 39.801 and 63.0425, F.S.; requiring notice to a great-grandparent under certain circumstances; repealing s. 752.01, F.S., relating to actions by a grandparent for visitation rights; creating s. 752.011, F.S.; authorizing the grandparent of a minor child to petition a court for visitation under certain circumstances; requiring a preliminary hearing; providing for the payment of attorney fees and costs by a petitioner who fails to make a prima facie showing of harm; authorizing grandparent visitation after a final hearing if the court makes specified findings; providing factors for court consideration; providing for application of the Uniform Child Custody Jurisdiction and Enforcement Act; encouraging the consolidation of certain concurrent actions; providing for modification of an order awarding grandparent visitation; limiting the frequency of actions seeking visitation; limiting application to a minor child placed for adoption; providing for venue; repealing s. 752.07, F.S., relating to the effect of adoption of a child by a stepparent on grandparent visitation rights; creating s. 752.071, F.S.; authorizing, after petition, a court to terminate a grandparent visitation order upon adoption of a minor child by a stepparent or close relative; amending ss. 39.6221, 39.6231, 63.087, 63.172, and 752.015, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Soto—

SB 370—A bill to be entitled An act relating to students with disabilities; amending s. 1003.5716, F.S.; requiring occupational skills training be incorporated into an individual education plan for students with disabilities; providing minimum requirements; providing an effective date.

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

By Senator Dean—

SB 372—A bill to be entitled An act relating to confidential informants; amending s. 914.28, F.S.; requiring a law enforcement agency that uses confidential informants to adopt policies and procedures providing reasonable protective measures; requiring such agencies to refer certain prospective and current confidential informants to substance abuse prevention or treatment services; requiring that the policies and procedures provide general guidelines for the management and safety of confidential informants and training requirements for certain agency personnel; revising factors used in assessing a person's suitability as a confidential informant; requiring law enforcement agencies that solicit persons to act as confidential informants to provide them with the opportunity to consult with an attorney before signing an assistance

agreement; allowing such agencies to advise prospective confidential informants that they may waive that right; prohibiting a person under the age of 18 from participating in certain activities; allowing such person to provide confidential information to a law enforcement agency; prohibiting a person who is receiving substance abuse services or related treatment from participating in certain activities; allowing such person to provide confidential information to a law enforcement agency; prohibiting Florida College System and university police from recruiting or using enrolled students for certain activities; allowing a student to provide confidential information to Florida College System or university police or another law enforcement agency; requiring a law enforcement agency to annually collect and submit confidential informant data to the Department of Law Enforcement; prohibiting such data from disclosing the identity of a confidential informant; specifying information required to be submitted to the department; requiring the department make such data publicly available by a specified date; providing criminal penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Sobel—

SB 374—A bill to be entitled An act relating to chemicals in consumer products; creating s. 381.989, F.S.; providing a statement of public policy regarding the identification of chemicals of high concern and the presence of such chemicals in consumer products designed for use by pregnant women and children; defining terms; requiring the Department of Health to publish on its website a list of chemicals of high concern by a specified date; specifying criteria for inclusion on and revision of the list; authorizing the department to participate with other states and governmental entities in an interstate clearinghouse established for specified purposes; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Sobel—

SB 376—A bill to be entitled An act relating to the use of a tanning facility by a minor; providing a short title; amending s. 381.89, F.S.; prohibiting a minor of any age from using a tanning device at a tanning facility unless a health care provider prescribes use of the device to treat a medical condition and the tanning facility has on file a specified statement signed by the minor's parent or guardian and witnessed by the operator or proprietor of the tanning facility; prohibiting a tanning facility from providing tanning sessions that exceed the number, frequency, or exposure time prescribed by the health care provider or authorized by law or department rule, whichever is less; requiring a parent or guardian to accompany a minor who is younger than 14 years of age during the prescribed tanning sessions; conforming a cross-reference; making technical changes; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; and Rules.

By Senators Garcia, Gibson, and Bullard—

SB 378—A bill to be entitled An act relating to juvenile justice; amending s. 985.12, F.S.; authorizing a law enforcement officer to issue a warning to a juvenile who admits having committed a misdemeanor or to inform the child's parent or guardian of the child's infraction; requiring a law enforcement officer who does not exercise one of these options to issue a civil citation or require participation in a similar diversion program; providing that repeat misdemeanor offenders may participate in the civil citation program or a similar diversion program under certain circumstances; providing that, in exceptional situations, a law enforcement officer may arrest a first-time misdemeanor offender in the interest of protecting public safety; requiring certain written documentation if such an arrest is made; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., relating to the issuance of a civil citation, and the issuance of a civil citation or similar diversion program, respectively, to incorporate the amendments made to s. 985.12, F.S., in references thereto; providing an effective date.

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

By Senator Bradley—

SB 380—A bill to be entitled An act relating to persons with developmental disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to allow an applicant whose parent or guardian is a member of the United States Armed Forces, the Florida National Guard, or the United States Reserve Forces to receive Medicaid home and community-based waiver program services under certain conditions; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senators Sobel and Gaetz—

SB 382—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for mental health residents enrolled in Medicaid; specifying that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled in a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident's admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident's behavioral health status; requiring the case manager assigned to a mental health resident for whom the mental health services provider is responsible to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the entity responsible for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and cooperative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting residents' rights, health, safety, and welfare and make recommendations for any needed improvements; amending s. 400.0078, F.S.; requiring that a resident of a long-term care facility, or his or her representative, be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; specifying that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more such residents, obtain a limited mental health license;

amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; prohibiting a licensee from restricting agency staff from accessing and copying certain records or conducting certain interviews; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; specifying that the exemption does not exempt a facility from any deadlines for corrective action set by the agency; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if non-compliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements for informing facility residents that the name and identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual's residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect each licensed assisted living facility; requiring the agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the Office of Program Policy Analysis and Government Accountability to study the reliability of facility surveys and submit to the Governor and the Legislature its findings and recommendations; requiring the agency to implement a rating system for assisted living facilities by a specified date, adopt rules, and create content for the agency's website by a specified date which provides consumers information regarding assisted living facilities; providing criteria for the content; providing appropriations; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Garcia—

SB 384—A bill to be entitled An act relating to the Small Business Saturday sales tax holiday; providing definitions; providing that the tax levied under ch. 212, F.S., may not be collected on the sale of items or articles of tangible personal property by certain small businesses during a specified period; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Gibson—

SB 386—A bill to be entitled An act relating to voter registration; amending s. 97.1031, F.S.; requiring the supervisor of elections to make available an online form that allows an elector to electronically submit a notice of in-state change of residence; providing an effective date.

—was referred to the Committees on Ethics and Elections; Community Affairs; and Fiscal Policy.

By Senators Montford and Gaetz—

SB 388—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; and Fiscal Policy.

By Senator Richter—

SB 390—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term "business entity"; amending s. 817.02, F.S.; providing for restitution to victims for certain victim out-of-pocket costs; providing for a civil cause of action for certain victims; creating s. 817.032, F.S.; defining the term "victim"; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing for verification of a victim's identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide information; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; transferring, renumbering, and amending ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; clarifying provisions; amending s. 817.15, F.S.; substituting the term "business entity" for the term "corporation"; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term "business entity" for the term "corporation"; amending s. 817.40, F.S.; specifying that the term "misleading advertising" includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term "business entity" for the term "corporation"; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; amending s. 817.481, F.S.; clarifying provisions; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senators Clemens and Smith—

SB 392—A bill to be entitled An act relating to enterprise zones; amending ss. 20.60, 196.095, 212.08, 212.096, 220.181, 220.182, and 220.183, F.S.; conforming provisions to changes made by the act; amending s. 290.003, F.S.; revising the policy and purpose of the Florida Enterprise Zone Act; amending s. 290.0055, F.S.; revising the conditions under which a county or municipality, or a county and one or more municipalities, may apply for the designation of an area as an enterprise zone; requiring that an area nominated for designation as an enterprise zone meet additional criteria; revising the circumstances under which a

governing body of certain jurisdiction may apply to the Department of Economic Opportunity for a change in boundary; requiring the board of an enterprise zone to adopt a certain resolution within a specified time period; amending s. 290.0056, F.S.; providing that the municipality or county that applies for designation of an enterprise zone has jurisdiction over the enterprise zone's administration; requiring the municipality or county with jurisdiction over the area designated as an enterprise zone to designate a zone administrator; requiring a county or municipality to create a board of the enterprise zone under certain circumstances; deleting provisions relating to the creation of an enterprise zone development agency by a county or municipality; providing that the board of the enterprise zone or the zone administrator has the powers and responsibilities previously vested in the enterprise zone development agency; requiring the zone administrator, rather than the enterprise zone development agency, to submit a report to the department; revising the report requirements; requiring the dissolution of an enterprise zone if it does not meet certain goals within a specified period; amending ss. 290.0065 and 290.014, F.S.; conforming provisions to changes made by the act; amending s. 290.016, F.S.; extending the expiration date of the Florida Enterprise Zone Act; reenacting ss. 166.231(8)(c), 193.077(4), 193.085(5)(b), 195.073(4)(b), 195.099(1)(b), 196.012(18), 205.022(4), 205.054(6), 212.096(12), 220.02(6)(c) and (7)(c), 220.03(1)(a), (c), (d), (i), (j), (k), (o), (p), (q), and (u), and 220.13(1)(a), F.S., relating to the extension of the expiration date of the Florida Enterprise Zone Act, to incorporate the amendment made to section 290.016, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Brandes—

SB 394—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals who present a valid military identification card; providing an effective date.

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

By Senators Detert and Gaetz—

SB 396—A bill to be entitled An act relating to the Florida Historic Capitol; amending s. 272.129, F.S.; renaming the Legislative Research Center and Museum at the Historic Capitol as the Florida Historic Capitol Museum; removing provisions authorizing establishment of a citizen support organization to support the Legislative Research Center and Museum; creating s. 272.131, F.S.; creating the Florida Historic Capitol Museum Council; providing for the appointment and qualifications of council members; prescribing duties and responsibilities for the council and individual council members; amending s. 272.135, F.S.; renaming the position of Capitol Curator as the Florida Historic Capitol Museum Director; conforming provisions; amending s. 272.136, F.S.; revising the composition of the board of directors governing the Florida Historic Capitol Museum's direct-support organization; providing that per diem and travel expenses must be paid from direct-support organization funds; conforming provisions; amending s. 320.0807, F.S.; redirecting a portion of the proceeds from the fee for special license plates for former federal or state legislators to the Florida Historic Capitol Museum's direct-support organization; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Stargel—

SB 398—A bill to be entitled An act relating to agricultural tax exemptions; amending s. 212.02, F.S.; redefining the terms "livestock" and "agricultural production"; amending s. 212.08, F.S.; revising the sales and use tax exemption for certain farm equipment to exempt from the tax irrigation equipment, repairs of farm equipment and irrigation equipment, and certain trailers; revising the sales and use tax exemp-

tion for items in agricultural use to exempt from the tax stakes used to support plants during agricultural production; providing an effective date.

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

By Senator Brandes—

SJR 400—A joint resolution proposing amendments to Sections 3 and 4 of Article VII and the creation of Section 34 of Article XII of the State Constitution to require the Legislature, by general law, to exempt the assessed value of a renewable energy source device or a component thereof from the tangible personal property tax, to allow the Legislature, by general law, to prohibit the consideration of the installation of such device or component in determining the assessed value of residential and nonresidential real property for the purpose of ad valorem taxation, and to provide an effective date.

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

By Senator Brandes—

SB 402—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; revising the term "renewable energy source device" to include certain devices that store or use solar energy, wind energy, or energy from geothermal deposits to generate specified forms of energy; specifying a period during which a property appraiser is prohibited from considering an increase in the just value of real property used for residential purposes which is attributable to the installation of a renewable energy source device; prohibiting consideration by a property appraiser of an increase in the just value of real property used for any purpose which is attributable to the installation of a renewable energy source device or of a component of such device on or after a specified date; creating s. 196.182, F.S.; exempting a renewable energy source device, or a component of such device, which is installed upon real property on or after a specified date from the tangible personal property tax; reenacting ss. 193.155(4)(a) and 193.155(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto; providing a contingent effective date.

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

By Senator Simpson—

SB 404—A bill to be entitled An act relating to improvements to real property damaged by sinkhole activity; amending s. 163.08, F.S.; declaring that there is a compelling state interest in enabling property owners to voluntarily finance certain improvements to property damaged by sinkhole activity with local government assistance; expanding the definition of the term "qualifying improvement" to include stabilization or other repairs to property damaged by sinkhole activity; providing that stabilization or other repairs to property damaged by sinkhole activity are qualifying improvements considered affixed to a building or facility; revising the form of a specified written disclosure statement to include an assessment for a qualifying improvement relating to stabilization or repair of property damaged by sinkhole activity; amending s. 163.340, F.S.; expanding the definition of "blighted area" to include a substantial number or percentage of properties damaged by sinkhole activity which are not adequately repaired or stabilized; conforming a cross-reference; amending s. 163.524, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Community Affairs; Banking and Insurance; Finance and Tax; and Rules.

By Senators Detert and Soto—

SB 406—A bill to be entitled An act relating to sales of tax certificates for unpaid taxes; amending s. 197.432, F.S.; prohibiting a bidder from placing multiple bids during the sale of certain tax certificates by a tax collector; providing penalties; reenacting ss. 190.024 and 197.263(5), F.S., relating to tax liens and a change in ownership or use of property, respectively, to incorporate the amendment made to s. 197.432, F.S., in references thereto; providing an effective date.

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

By Senator Simmons—

SB 408—A bill to be entitled An act relating to designated areas for skateboarding, inline skating, paintball, or freestyle or mountain and off-road bicycling; amending s. 316.0085, F.S.; deleting the requirement that a governmental entity that provides a designated area for skateboarding, inline skating, or freestyle bicycling obtain the written consent of the parent or legal guardian of a child under a certain age before allowing the child to participate in these activities in such area; requiring the governmental entity to post a rule indicating that consent forms are required for children under a certain age before participation in paintball or mountain and off-road bicycling; providing an effective date.

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

By Senator Dean—

SB 410—A bill to be entitled An act relating to mandatory supervision for released violent offenders; providing legislative intent; amending s. 947.1405, F.S.; revising a short title; renaming the conditional release program as the mandatory supervision program; conforming provisions to changes made by the act; replacing the term “conditional release” with the term “mandatory supervision”; amending s. 947.141, F.S.; conforming provisions; amending s. 944.291, F.S.; revising which prisoners may only be released under mandatory supervision; conforming provisions to changes made by the act; amending ss. 216.136, 394.926, 394.927, 775.084, 775.16, 775.21, 775.261, 893.11, 943.0435, 943.325, 944.171, 944.28, 944.606, 944.607, 944.608, 944.70, 945.36, 947.071, 947.13, 947.22, 947.24, 948.09, 948.32, and 957.06, F.S.; conforming provisions to changes made by the act; providing applicability; specifying that the Mandatory Supervision Program Act continues the prior Conditional Release Program Act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Diaz de la Portilla—

SB 412—A bill to be entitled An act relating to alarm systems; amending s. 489.529, F.S.; authorizing a local law enforcement agency to establish a verification call program; providing registration, application, and notification requirements for such program; making technical changes; providing an effective date.

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

By Senator Altman—

SB 414—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain circumstances; prohibiting a public accommodation from inquiring about the nature or extent of an individual's disability; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties for certain persons or entities who interfere with use of a service animal in specified circumstances; specifying that the act does not limit certain rights or remedies granted under federal or state law; providing a penalty for

knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Fiscal Policy.

By Senator Ring—

SB 416—A bill to be entitled An act relating to the labeling of genetically engineered foods; creating s. 500.92, F.S.; providing definitions; providing lists of raw agricultural commodities at high risk or potentially at risk for cultivation in a genetically engineered form; requiring the Department of Agriculture and Consumer Services to publish the lists by a specified date and to update a published list annually; providing mandatory labeling requirements for genetically engineered raw agricultural commodities and processed foods made with or derived from genetically engineered ingredients; exempting specified foods, commodities, ingredients, and other substances from the labeling requirements; authorizing the department to adopt rules; providing for enforcement of the labeling requirements; providing administrative and civil remedies and penalties; providing legislative intent with regard to such penalties; providing an effective date.

—was referred to the Committees on Agriculture; Commerce and Tourism; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Richter—

SB 418—A bill to be entitled An act relating to construction defect claims; amending s. 558.001, F.S.; revising legislative intent; amending s. 558.002, F.S.; revising the definition of the term “completion of a building or improvement”; amending s. 558.004, F.S.; providing additional requirements for a notice of claim; revising requirements for a response; providing that actions making claims for certain previously resolved claims be deemed frivolous; providing for sanctions for such frivolous claims; revising provisions relating to production of certain records; providing for sanctions for claims that were solely the fault of the claimant or its agents; providing an exception; amending ss. 718.203 and 719.203, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Fiscal Policy.

By Senator Grimsley—

SB 420—A bill to be entitled An act relating to animal control; amending s. 588.17, F.S.; providing a procedure for adopting or humanely disposing of impounded livestock as an alternative to sale or auction; amending s. 588.18, F.S.; requiring a designated impounder to establish fees and to be responsible for damages caused while impounding livestock; amending s. 588.20, F.S.; clarifying that the requirements for reporting a sale or disposition apply only if the impounded livestock is offered for sale; amending s. 588.23, F.S.; conforming provisions to changes made by this act; amending s. 828.03, F.S.; authorizing specified municipalities to appoint agents for the purpose of investigating violations of certain laws; amending s. 828.073, F.S.; conforming provisions to changes made by the act; authorizing agents appointed by specified municipalities to take charge of certain animals; authorizing certain municipalities to take custody of an animal found neglected or cruelly treated or to order the owner of such an animal to provide certain care at the owner's expense; authorizing county courts to remand animals to the custody of certain municipalities; authorizing courts to require the owner of an animal to pay for the care of the animal while in the care of an officer's designee; authorizing the allocation of auction proceeds to certain municipalities; amending s. 828.27, F.S.; deleting obsolete provisions; clarifying that certain provisions relating to local animal control are not the exclusive means of enforcing animal control laws; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Fiscal Policy.

Senate Resolutions 422-424—Not introduced.

By Senator Gaetz—

SB 426—A bill to be entitled An act relating to trust funds; terminating the Building Fee Trust Fund within the Board of Governors of the State University System; providing for the disposition of balances in and revenues of the trust fund; prescribing procedures for the termination of the trust fund; amending s. 1010.86, F.S.; conforming provisions to changes made by this act; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Hays—

SB 428—A bill to be entitled An act relating to trust funds administered by the Department of Environmental Protection; amending s. 20.25501, F.S.; codifying the Administrative Trust Fund, Environmental Laboratory Trust Fund, and Working Capital Trust Fund; requiring the department to administer such trust funds; providing for the funding of such trust funds; amending s. 253.01, F.S.; clarifying that the land granted to this state for internal improvement purposes includes non-conservation lands; amending s. 270.22, F.S.; conforming provisions to changes made by the act; creating s. 376.41, F.S.; codifying provisions relating to the Minerals Trust Fund; creating s. 403.0874, F.S.; codifying provisions relating to the Air Pollution Control Trust Fund; amending s. 403.1832, F.S.; removing provisions relating to federal aid; authorizing the department to transfer all outstanding appropriations supported by federal grants to the Federal Grants Trust Fund; providing for expiration; amending s. 403.709, F.S.; increasing the amount of funding for mosquito control; limiting the amount of the funding that may be used for a solid waste management grant program; deleting obsolete provisions; reenacting ss. 253.02(1) and 253.05, F.S., to incorporate the amendment made to s. 253.01, F.S., in references thereto; reenacting s. 403.7095(3), F.S., to incorporate the amendment made to s. 403.709, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Latvala—

SB 430—A bill to be entitled An act relating to the termination of a trust fund within the Department of Transportation; terminating the Central Florida Beltway Trust Fund; providing for the transfer of any balances or revenues in the terminated trust fund; requiring that the department pay outstanding debts or obligations of the terminated trust fund; requiring that the Chief Financial Officer close out and remove the terminated trust fund from the state accounting systems; repealing s. 338.250, F.S., relating to Central Florida Beltway mitigation; repealing s. 2(2)(a) of chapter 2004-235, Laws of Florida, relating to an exemption of the Central Florida Beltway Trust Fund from termination; providing an effective date.

—was referred to the Committee on Appropriations.

By Senator Soto—

SB 432—A bill to be entitled An act relating to daylight saving time; providing a short title; requiring that the State of Florida and its political subdivisions observe daylight saving time year-round; providing an effective date.

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

By Senator Detert—

SB 434—A bill to be entitled An act relating to public libraries; amending s. 257.015, F.S.; defining the terms “depository library” and “state publication”; amending s. 257.02, F.S.; revising the composition and duties of the State Library Council; amending s. 257.04, F.S.; revising the powers and duties of the Division of Library and Information Services of the Department of State; requiring the division to coordinate

with the Division of Blind Services of the Department of Education to provide certain services; authorizing the division to issue electronic information; amending s. 257.05, F.S.; providing legislative findings; revising provisions regarding the delivery and distribution of publications; requiring specified entities in state government to designate a state publications liaison; removing the definition of the term “public document”; revising the duties of the division with respect to the management of the State Publications Program; amending s. 257.36, F.S.; removing a provision requiring the division to provide a centralized microfilming program for state agencies; amending ss. 257.105, 283.31, and 286.001, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Soto—

SB 436—A bill to be entitled An act relating to notaries public; creating s. 117.055, F.S.; requiring a notary public to record specified information in a notarial journal when performing certain notarial acts; providing that notarial journals are the exclusive property of a notary public; requiring a notary public to secure a notarial journal; requiring that a notary public retain a notarial journal for a specified period; requiring a notary public to notify the Notary Section of the Executive Office of the Governor if a notarial journal is lost, stolen, misplaced, destroyed, erased, compromised, rendered unusable, or becomes otherwise inaccessible during the retention period; requiring a notary public employed by a law firm to maintain a separate notarial journal for certain notarial acts pertaining to the law firm and its clients; providing that such a notarial journal is the exclusive property of the law firm; requiring the law firm to comply with notarial journal security, retention, and reporting requirements; providing that failure to comply with notarial journal requirements does not invalidate a lawful notarization; providing that failure to comply with the notarial journal requirements constitutes grounds for suspension, nonrenewal, or denial of a notary public commission; providing applicability; amending s. 117.10, F.S.; exempting certain acts of specified law enforcement and correctional officers from the notarial journal requirements; providing an effective date.

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

By Senators Sobel, Garcia, Flores, Bullard, and Smith—

SB 438—A bill to be entitled An act relating to palliative care; creating s. 381.825, F.S.; defining terms; requiring the Department of Health to establish a palliative care consumer and professional information and education program; specifying the purpose of the program; requiring the department to publish certain educational information and referral materials about palliative care on the department website; authorizing the department to develop and implement other services and education initiatives regarding palliative care; requiring the department to consult with the Palliative Care and Quality of Life Interdisciplinary Task Force; creating the Palliative Care and Quality of Life Interdisciplinary Task Force within the Department of Health; specifying the purpose of the task force; providing for membership by a specified time; requiring the task force to adopt certain internal organizational procedures; requiring the department to provide staff, information, and other assistance, as necessary, to the task force; authorizing the reimbursement of task force members for certain expenses; requiring the department to set regular meeting times for the task force; requiring the task force to meet at least twice each year; requiring reports to the Governor, the President of the Senate, and the Speaker of the House of Representatives by specified dates; providing for future repeal of the task force; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Bean—

SB 440—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.703, F.S.; requiring that seizure or forfeiture of property be incidental to an arrest under the Florida Contraband Forfeiture Act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Altman—

SB 442—A bill to be entitled An act relating to local government services; amending s. 153.03, F.S.; authorizing a county to provide certain services and facilities outside the boundaries of a municipality without the express consent of the municipality's governing body under certain circumstances; amending s. 180.02, F.S.; prohibiting a municipality from extending its corporate powers within unincorporated areas of a county without the express consent of the county's governing body; providing an effective date.

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

By Senator Soto—

SB 444—A bill to be entitled An act relating to prosecution of juveniles; amending s. 985.557, F.S.; revising the age-based criteria and the offenses for which the discretionary direct file of an information against a child may be made in adult court; prohibiting the filing of an information on a child otherwise eligible if it is the child's first offense unless there are compelling reasons; requiring such reasons to be stated in writing; providing criteria for a state attorney to determine whether to file an information; requiring a state attorney to file a written explanation when an information is filed; providing criteria for consideration of a child's request to an adult court to return a criminal case to the juvenile justice system; reenacting ss. 985.04(2), 985.15(1), 985.265(5), and 985.556(3), F.S., relating to direct filing, to incorporate the amendments made to s. 985.557, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Bradley—

SB 446—A bill to be entitled An act relating to Florida College System boards of trustees; amending s. 1001.61, F.S.; revising the membership guidelines for the Florida College System institution boards of trustees to require the St. Johns River State College board to have a specified number of trustees from each county that the college serves; providing an effective date.

—was referred to the Committees on Higher Education; and Fiscal Policy.

By Senators Flores and Margolis—

SB 448—A bill to be entitled An act relating to educational facilities; creating s. 1013.385, F.S.; providing for school district construction flexibility; authorizing exceptions to educational facilities construction requirements under certain circumstances; providing an effective date.

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

By Senators Benacquisto and Gaetz—

SB 450—A bill to be entitled An act relating to pain management clinics; amending ss. 458.3265 and 459.0137, F.S.; deleting provisions relating to the future repeal of those sections; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

SR 452—Not introduced.

By Senator Simpson—

SB 454—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Rotary's Camp Florida license plate; establishing an annual use fee for the license plate; providing for the distribution of use fees received from the sale of such license plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Braynon and Smith—

SB 456—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer's first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Banking and Insurance; and Rules.

By Senator Margolis—

SB 458—A bill to be entitled An act relating to elections; amending s. 101.151, F.S.; authorizing the supervisor of elections to arrange the ballot layout for multi-language ballots in a certain manner; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Flores—

SB 460—A bill to be entitled An act relating to traffic safety; providing a short title; amending s. 316.0075, F.S.; prohibiting the use of electronic communications devices by certain drivers; providing a definition; providing exceptions; providing penalties; amending s. 322.08, F.S.; providing for a voluntary checkoff on driver license applications to permit contributions to the AAA Foundation for Traffic Safety; providing that such contributions are not considered income of a revenue nature for purposes of a service charge; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Lee—

SB 462—A bill to be entitled An act relating to family law; providing legislative findings; providing a directive to the Division of Law Revision and Information; creating s. 61.55, F.S.; providing a purpose; creating s. 61.56, F.S.; defining terms; creating s. 61.57, F.S.; providing that a collaborative law process commences when the parties enter into a collaborative law participation agreement; prohibiting a tribunal from ordering a party to participate in a collaborative law process over the party's objection; providing the conditions under which a collaborative law process concludes, terminates, or continues; creating s. 61.58, F.S.; providing for confidentiality of communications made during the collaborative law process; providing exceptions; providing that specified provisions do not take effect until 30 days after the Florida Supreme

Court adopts rules of procedure and professional responsibility; providing a contingent effective date; providing effective dates.

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

By Senator Joyner—

SB 464—A bill to be entitled An act relating to controlled substances; amending s. 893.135, F.S.; authorizing a defendant to move to depart from the 3-year mandatory term of imprisonment and from the mandatory fine for a drug trafficking violation involving a specified quantity of a specified controlled substance; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; Fiscal Policy; and Rules.

By Senator Flores—

SB 466—A bill to be entitled An act relating to low-voltage alarm systems; amending s. 553.793, F.S.; revising the definition of the term “low-voltage alarm system project” and adding the definition of the term “wireless alarm system”; providing that a permit is not required to install, maintain, inspect, replace, or service a wireless alarm system and its ancillary components; reducing the maximum price for permit labels for alarm systems; authorizing a local enforcement agency to coordinate the inspection of certain alarm system projects; providing an effective date.

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

By Senator Grimsley—

SB 468—A bill to be entitled An act relating to package stores; repealing s. 565.04, F.S., relating to restrictions on the sale by certain licensed alcoholic beverage vendors of merchandise other than specifically authorized types of merchandise and to restrictions on direct access to such vendors’ places of business; amending s. 402.82, F.S.; deleting a cross-reference to conform to changes made by the act; prohibiting electronic benefits transfer cards from being used or accepted at locations operated as package stores; defining the term “package store”; conforming provisions; amending s. 562.13, F.S.; providing an exception to employment restrictions on persons under the age of 18 years who are employed by specified vendors; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Sobel—

SB 470—A bill to be entitled An act relating to public food service establishment inspections; amending s. 509.032, F.S.; requiring a report for public food service establishment inspections; specifying a grading scale used in the inspection report; authorizing a public food service establishment to request a reinspection under certain circumstances; authorizing the Department of Health to increase inspections and charge a reasonable fee for such inspections for repeat offenses; requiring a public food service establishment to immediately post a letter grade card, maintain a copy of the most recent inspection report, and make such report available to the public upon request; requiring the department to establish a toll-free hotline for complaints; requiring the department to establish a consumer advocate position; authorizing a health inspector to immediately close a public food service establishment under certain circumstances; amending s. 509.233, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senators Detert and Sachs—

SB 472—A bill to be entitled An act relating to tuition and fee exemptions; amending s. 1009.25, F.S.; exempting certain students who were adopted from the Department of Children and Families or who are or were in the custody of the department under certain circumstances from paying tuition and fees at workforce education programs, Florida College System institutions, and state universities; requiring Florida College System institutions and state universities to adopt certain rules regarding the exemptions; reenacting ss. 1001.64(10) and 1011.80(5)(c), F.S., to incorporate the amendment made to s. 1009.25, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Sobel—

SB 474—A bill to be entitled An act relating to mental health treatment; amending s. 916.107, F.S.; authorizing forensic and civil facilities to order the continuation of psychotherapeutic medications for individuals receiving such medication in the jail before admission; amending s. 916.13, F.S.; providing timeframes within which status hearings must be held; making technical changes; amending s. 916.145, F.S.; authorizing the court to dismiss certain charges within a specified timeframe for defendants who remain incompetent to proceed to trial; providing an exception; amending s. 916.15, F.S.; providing a timeframe within which status hearings must be held; reenacting s. 394.658(1)(a), F.S., relating to the requirements of the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program, to incorporate the amendment made to s. 916.13, F.S., in a reference thereto; reenacting ss. 916.106(9) and 916.17, F.S., relating to mentally deficient and mentally ill defendants, to incorporate the amendment made to ss. 916.13 and 916.15, F.S., in a reference thereto; reenacting s. 394.467(7)(a), F.S., relating to involuntary inpatient placement, to incorporate the amendments made to s. 916.15, F.S., in references thereto; providing an effective date.

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

By Senator Grimsley—

SB 476—A bill to be entitled An act relating to the Florida Mental Health Act; amending s. 394.455, F.S.; redefining terms; requiring that a psychiatric-mental health advanced registered nurse practitioner hold a specified national certification; conforming terminology to changes made by the act; amending s. 394.463, F.S.; authorizing a psychiatric-mental health advanced registered nurse practitioner to approve the involuntary examination or release of a patient from a receiving facility; amending ss. 394.4574, 394.4655, and 394.467, F.S.; conforming terminology to changes made by the act; reenacting ss. 394.495(3) and 394.496(6), F.S., relating to child and adolescent mental health programs and services, to incorporate the amendment made to s. 394.455, F.S., in references thereto; reenacting ss. 39.407(4)(b), 394.455(34), 394.462(1)(e), 394.4625(1)(b) and (1)(c), 395.1041(6), and 984.19(3), F.S., relating to medical, psychiatric, and psychological examination and treatment of a child, involuntary examination, transportation to a receiving facility, voluntary admissions, the rights of a person being treated, and certain criteria and procedures used in evaluating a child, respectively, to incorporate amendments made to s. 394.463, F.S., in references thereto; reenacting s. 394.4598(1), F.S., relating to guardian advocates, to incorporate amendments made to ss. 394.4655 and 394.467, F.S., in references thereto; providing an effective date.

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

By Senators Bean and Joyner—

SB 478—A bill to be entitled An act relating to telemedicine services; creating s. 456.4501, F.S.; defining the term “telemedicine services”; authorizing an emergency medical technician, a paramedic, or a health care practitioner to provide telemedicine services through the use of certain telecommunications technology to a patient who is a resident of

this state; requiring telemedicine services to be covered by specified Medicaid programs in the same manner as services provided to a recipient in person; prohibiting the prescription of controlled substances for certain chronic nonmalignant pain through the use of telemedicine services; authorizing the Department of Health and any applicable regulatory board to adopt rules to administer the section; specifying that such rules may not prohibit the use of telemedicine services; prohibiting the regulation of telemedicine services from being construed to restrict the delivery of certain emergency medical services; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Braynon—

SB 480—A bill to be entitled An act relating to student data privacy; creating s. 1002.223, F.S.; providing a short title; defining the terms “covered information,” “K-12 school purposes,” “operator,” and “targeted advertising”; prohibiting an operator from displaying targeted advertising, using certain information to amass student profiles for certain purposes, or selling or disclosing covered information; providing exceptions; authorizing an operator to use covered information for specified actions; requiring an operator to maintain security procedures for the protection of covered information and to delete covered information under certain circumstances; authorizing an operator to disclose covered information under certain circumstances; specifying certain actions by operators, law enforcement agencies, service providers, and students which are not prohibited by the act; providing an effective date.

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

By Senator Braynon—

SB 482—A bill to be entitled An act relating to community health worker certification; creating s. 381.989, F.S.; defining terms; requiring the Department of Health to approve qualified third-party credentialing entities to administer voluntary community health worker certification programs; establishing criteria for the approval of a third-party credentialing entity; requiring a third-party credentialing entity to issue a certification to certain qualified individuals who meet the grandfathering standards established by the entity; establishing a maximum fee for such certification; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Simpson—

SB 484—A bill to be entitled An act relating to regional planning councils; amending s. 163.3175, F.S.; requiring the state land planning agency to identify parties that may enter into mediation relating to the compatibility of developments with military installations; amending s. 186.0201, F.S.; requiring electric utilities to notify the county, rather than the regional planning council, of its current plans to site electric substations; repealing ss. 186.501, 186.502, 186.503, 186.504, 186.505, 186.506, 186.507, 186.508, 186.509, 186.511, and 186.513, F.S., relating to the Florida Regional Planning Council Act; amending s. 186.515, F.S.; authorizing local governments to enter into agreements to create regional planning entities; conforming provisions to changes made by the act; amending s. 215.559, F.S.; requiring the Division of Emergency Management to give priority funding to projects in counties that have shelter deficits rather than regional planning council regions; amending s. 252.385, F.S.; revising the requirements for the statewide emergency shelter plan to include the general location and square footage of special needs shelters by county rather than by regional planning council region; requiring state funds to be maximized and targeted to counties with hurricane evacuation shelter deficits rather than regional planning council regions; amending s. 369.307, F.S.; requiring the St. Johns River Water Management District to adopt policies to protect the Wekiva River Protection Area; amending s. 369.324, F.S.; requiring the St. Johns River Water Management District to provide staff support to the Wekiva River Basin Commission; requiring the district to serve as a clearinghouse of baseline or specialized studies; amending s. 380.05, F.S.; au-

thorizing local governments to recommend areas of critical state concern; amending s. 380.06, F.S.; requiring developers filing an application for development approval to arrange a preapplication conference with the state land planning agency; requiring the state land planning agency to provide the developer with information about the development-of-regional-impact process; requiring the state land planning agency to develop by rule certain procedures; requiring the state land planning agency to review applications for sufficiency; requiring the state land planning agency to prepare and submit reports on the regional impact of a proposed development; authorizing the state land planning agency to assess and collect fees of conducting the review process; amending s. 380.061, F.S.; requiring the state land planning agency to review requests for conversions from a proposed project to a proposed development of regional impact; amending s. 380.065, F.S.; requiring the state land planning agency to review developments of regional impact upon revocation of certification; amending s. 403.7225, F.S.; requiring counties to make arrangements with the Department of Environmental Protection to perform the local hazardous waste management assessment program under certain circumstances; amending s. 403.723, F.S.; requiring the department to designate sites at which regional hazardous waste storage or treatment facilities could be constructed; amending s. 1013.372, F.S.; providing that if a county does not have a hurricane evacuation shelter deficit, educational facilities within the county are not required to incorporate the public shelter criteria; requiring the Division of Emergency Management to identify the general location and square footage of existing shelters by county rather than by regional planning council region; amending s. 1013.74, F.S.; requiring public hurricane evacuation shelters in certain counties rather than regional planning council regions to be constructed in accordance with public shelter standards; counties amending ss. 68.082, 120.52, 120.65, 163.3177, 163.3178, 163.3184, 163.3245, 163.3246, 163.3248, 163.568, 164.1031, 186.006, 186.007, 186.008, 186.803, 187.201, 218.32, 253.7828, 258.501, 258.0142, 260.018, 288.0656, 288.975, 320.08058, 335.188, 339.155, 339.175, 339.285, 339.63, 339.64, 341.041, 343.1004, 343.1006, 343.1010, 343.54, 373.309, 373.415, 377.703, 378.411, 380.045, 380.055, 380.07, 380.507, 403.0752, 403.50663, 403.507, 403.508, 403.5115, 403.518, 403.526, 403.527, 403.5272, 403.5363, 403.5365, 403.537, 403.704, 403.7226, 403.941, 403.9411, 403.9422, 403.973, 408.033, 419.001, 420.609, 427.012, 501.171, 985.682, 1013.30, F.S.; conforming provisions to changes made by the act; repealing ss. 163.3164(40) and 186.003(5), F.S., relating to the definition of the term “regional planning agency”; repealing s. 343.1003(11)(c), F.S., relating to the Northeast Florida Regional Council; repealing s. 369.303(1), F.S., relating to the definition of the term “council”; repealing s. 380.031(15), F.S., relating to the definition of the term “regional planning agency”; repealing ss. 403.503(26) and 403.522(21), F.S., relating to the definition of the term “regional planning council”; repealing s. 403.7264(4), F.S., relating to the role of regional planning councils in amnesty days for purging small quantities of hazardous waste; repealing s. 403.9403(22), F.S., relating to the definition of the term “regional planning council”; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Sobel and Gaetz—

SB 486—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; redefining the term “clinic”; amending s. 400.991, F.S.; redefining the term “applicant”; defining the term “convicted”; prohibiting applicants for clinic licensure from having an arrest awaiting final disposition for, or having been convicted of, a felony or crime punishable by a specified minimum term of imprisonment; requiring the Agency for Health Care Administration to deny an application for a clinic license or license renewal from an applicant who has been found by a state or federal regulatory agency or court to have committed an act that resulted in the suspension or revocation of a clinic license; amending s. 400.995, F.S.; providing that a licensed clinic is subject to a specified administrative penalty if its medical director or clinic director fails to ensure that practitioners providing health care services or supplies to patients have a valid license; amending s. 627.736, F.S.; exempting certain federally certified clinics from the requirement of being licensed under the act in order to receive reimbursement under the Florida Motor Vehicle No-Fault Law; reenacting ss. 400.991(2), 400.9935(6), 480.0475(1)(a), and 817.234(8)(c), F.S., to

incorporate the amendment made to s. 400.9905, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Detert—

SB 488—A bill to be entitled An act relating to the expunction of criminal records; amending s. 943.0582, F.S.; requiring the Department of Law Enforcement to expunge a minor's nonjudicial arrest record upon successful completion of a prearrest or postarrest diversion program; extending the application submission date for minors who completed the program before a certain date; amending s. 943.0585, F.S.; revising the information that must be provided in the written statement from the state attorney or statewide prosecutor in order for a person to be eligible for a criminal history record expunction; revising the criteria for obtaining a certificate of eligibility for expunction; authorizing the department to enter certain expunged records in specified databases; requiring the department to disclose certain expunged records to specified governmental entities; reenacting s. 985.125(3), F.S., to incorporate the amendment made to s. 943.0582, F.S., in a reference thereto; reenacting ss. 943.0582(2)(a) and (5), 943.0585(1)(a) and (5), 943.059(1)(b), (2)(e), and (4)(a), 948.08(6)(b) and (7)(b), 948.16(1)(b) and (2)(b), 961.06(1), 985.345(2), and 776.09(3), F.S., to incorporate the amendment made to s. 943.0585, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Thompson—

SB 490—A bill to be entitled An act relating to state lotteries; amending s. 24.121, F.S.; requiring the Department of the Lottery to equitably apportion revenues to certain state universities to be used for funding breast cancer research and providing services for certain individuals who have breast cancer; creating s. 24.132, F.S.; offering a special instant lottery game called "Ticket for the Cure" by the department for a limited time; prohibiting the department from unreasonably diminishing the efforts devoted to marketing other instant lottery games; requiring the department to allocate net revenue to be used for funding breast cancer research and providing services for certain individuals who have breast cancer; restricting the use of funds; defining terms; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on Education; and Appropriations.

By Senator Thompson—

SB 492—A bill to be entitled An act relating to driving safety; creating s. 316.306, F.S.; prohibiting the use of cellular telephones and other electronic communications devices by drivers in a school zone or school crossing or on school district property; providing penalties; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; and Fiscal Policy.

By Senator Thompson—

SB 494—A bill to be entitled An act relating to intimate apparel; creating s. 501.935, F.S.; prohibiting retail stores from allowing a customer to try on intimate apparel in the store unless it is tried on over clothing or with a disposable shield; prohibiting a retail store from selling intimate apparel that has been tried on in violation of the prohibition; defining the term "intimate apparel" to include lower undergarments and swimsuit bottoms; providing an effective date.

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

By Senator Detert—

SB 496—A bill to be entitled An act relating to guardians for dependent children who are developmentally disabled or incapacitated; amending s. 39.701, F.S.; requiring an updated case plan developed in a face-to-face conference with the child and other specified persons, when appropriate; providing requirements for the Department of Children and Families when a court determines that a child may be developmentally disabled, has a diagnosis of a developmental disability, or may be incapacitated; requiring the department to provide specified information if another interested party or participant initiates proceedings for the appointment of a guardian; requiring proceedings seeking appointment of a guardian advocate or a determination of incapacity and the appointment of a guardian be conducted in a separate proceeding in probate court; amending s. 393.12, F.S.; requiring the probate court to initiate proceedings for appointment of guardian advocates if petitions are filed for appointment of guardian advocates for certain minors who are subject to chapter 39, F.S., proceedings if such minors have attained a specified age; providing that such a child has the same due process rights as an adult; providing requirements for when an order appointing a guardian advocate must be issued; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under chapter 39, F.S., the parents may act as natural guardians unless the dependency or probate court finds that it is not in the child's best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the probate court to initiate proceedings for appointment of guardian advocates if petitions are filed for appointment guardian advocates for certain minors who are subject to chapter 39, F.S., proceedings if the minors have attained a specified age; providing that such a child has the same due process rights as an adult; providing requirements for when an order appointing a guardian advocate must be issued; providing an effective date.

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

By Senator Thompson—

SB 498—A bill to be entitled An act relating to juvenile justice; repealing s. 985.557, F.S., relating to direct filing of an information; amending ss. 985.04, 985.15, 985.265, and 985.556, F.S.; conforming provisions to changes made by the act; amending s. 985.565, F.S.; conforming provisions to changes made by the act; authorizing, rather than requiring, a court to impose adult sanctions under certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Detert—

SB 500—A bill to be entitled An act relating to mobile home park tenancies; amending s. 723.003, F.S.; defining the term "prospectus"; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to provide notice to the homeowners' association of a proposed amendment to a prospectus before authorizing such amendment; amending s. 723.011, F.S.; removing the use of an offering circular; amending s. 723.012, F.S.; removing the use of an offering circular; requiring that additional information be provided in the prospectus which advises the mobile home owner of consequences if the land use is changed; amending s. 723.014, F.S.; removing the use of an offering circular; amending s. 723.032, F.S.; requiring the division to enforce certain rental agreement provisions; amending ss. 723.035, 723.041, and 723.059, F.S.; removing the use of an offering circular; amending s. 723.061, F.S.; requiring a park owner to provide certain information to residents who are displaced as a result of a mandatory eviction due to a change in use of the land; amending ss. 73.072 and 723.031, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Thompson—

SB 502—A bill to be entitled An act relating to health providers; amending s. 395.0197, F.S.; requiring that the report to the Department of Health for allegations of sexual misconduct by a licensed health care facility be made within a specified time period; increasing penalties for violations; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Sobel—

SB 504—A bill to be entitled An act relating to playground safety; providing a short title; creating s. 501.927, F.S.; defining terms; requiring certain new and existing playgrounds to comply with specified safety standards and guidelines; requiring safety inspections of certain playgrounds by a certain date; requiring counties and municipalities to provide a link to certain playground safety information on their websites; authorizing counties and municipalities to require permits and charge fees for the construction or renovation of certain playgrounds; prohibiting the use of state funds for constructing or retrofitting a playground unless the playground meets certain safety requirements; prohibiting the appropriation of state funds after a specific date to operate, maintain, or supervise playgrounds that do not meet certain safety requirements; providing an effective date.

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

By Senator Legg—

SB 506—A bill to be entitled An act relating to the sales and use tax; amending s. 212.12, F.S.; revising the method for calculating the amount of tax and discretionary sales surtax; amending ss. 212.04, 212.05, 212.0506, and 213.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Bullard—

SB 508—A bill to be entitled An act relating to small business participation in state contracting; creating s. 287.0577, F.S.; defining the terms “contract bundling” and “small business”; directing that agencies avoid contract bundling under certain circumstances; requiring agencies to conduct market research and include written summaries and analyses of such research in solicitations for bundled contracts; requiring certain agencies to award a percentage of contracts to small businesses; requiring contract vendors to use small businesses as subcontractors or subvendors; providing requirements with respect to payment of subcontractors; prohibiting agencies, general contractors, or prime contractors from requiring certain bonds or other sureties for certain contracts; requiring the rules ombudsman in the Executive Office of the Governor to establish a system for reporting small business participation in state contracting; requiring agencies to cooperate with such reporting; requiring specified annual reports; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Garcia—

SB 510—A bill to be entitled An act relating to the Miami-Dade County Lake Belt Area; amending s. 373.4149, F.S.; requiring amendments to local zoning and subdivision regulations concerning properties located within a certain area to be compatible with limestone mining activities; prohibiting amendments to local zoning and subdivision regulations which would result in an increase in residential density for certain property until there is no mining activity within a certain distance; amending s. 373.41492, F.S.; conforming a cross-reference; including monitoring as an environmental purpose for which the per-ton

mitigation fee may be applied; decreasing the amount of the per-ton mitigation fee for limerock and sand sold after certain dates; imposing an environmentally endangered lands fee; rescinding the water treatment plant upgrade fee; requiring the Department of Revenue to administer, enforce, and collect the environmentally endangered lands fee; adding water quality monitoring to the required uses for mitigation fee proceeds; requiring the environmentally endangered lands fee to be used solely for purposes related to wetland and threatened forest communities located in Miami-Dade County; reenacting s. 373.41495(1),(2), and (3), F.S., relating to the Lake Belt Mitigation Trust Fund to incorporate the amendment made to s. 373.41492, F.S., in reference thereto; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Community Affairs; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Thompson—

SB 512—A bill to be entitled An act relating to HIV testing; amending s. 381.004, F.S.; defining and redefining terms; differentiating between the notification and consent procedures for performing an HIV test in a health care setting and a non-health care setting; amending s. 456.032, F.S.; conforming a cross-reference; reenacting s. 483.314(4), F.S., relating to the collection and transmittal of specimens, to incorporate the amendment made to s. 381.004, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senators Abruzzo and Clemens—

SB 514—A bill to be entitled An act relating to the Baker Act; requiring the Department of Children and Families to create a workgroup to provide recommendations relating to revision of the Baker Act; requiring the workgroup to make recommendations on specified topics; providing for membership of the workgroup; providing for meetings; requiring the workgroup to meet by a specified date; requiring a review of draft recommendations by a specified date; requiring the workgroup to submit a report to specified entities and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senators Bean and Garcia—

SB 516—A bill to be entitled An act relating to health insurance coverage for emergency services; creating s. 627.64194, F.S.; defining terms; prohibiting coverage for emergency services from requiring a prior authorization determination; requiring such coverage to be provided regardless of whether the service is furnished by a participating or nonparticipating provider; specifying coinsurance, copayment, limitation of benefits, and reimbursement requirements for nonparticipating providers; prohibiting a nonparticipating provider from collecting or attempting to collect an amount in excess of specified amounts; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senators Gibson and Gaetz—

SB 518—A bill to be entitled An act relating to the Voluntary Pre-kindergarten Education Program; amending s. 1002.53, F.S.; revising provisions relating to calculation of the kindergarten readiness rate for Voluntary Prekindergarten Education Program providers and schools; amending s. 1002.67, F.S.; requiring the administration of a preassessment and postassessment to students based upon adopted performance standards; providing assessment requirements; requiring the assessments to be administered by certain personnel and during certain time periods; requiring the assessments to be used to calculate the kinder-

garten readiness rate; amending s. 1002.69, F.S.; requiring the Office of Early Learning to annually report to the State Board of Education certain student growth data; providing an effective date.

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

By Senator Grimsley—

SB 520—A bill to be entitled An act relating to long-term care insurance; amending s. 627.94072, F.S.; providing additional forms for the mandatory offer of nonforfeiture benefits in long-term care insurance policies; providing an effective date.

—was referred to the Committees on Banking and Insurance; Children, Families, and Elder Affairs; and Fiscal Policy.

By Senator Brandes—

SB 522—A bill to be entitled An act relating to the Division of Bond Finance; amending s. 218.37, F.S.; deleting a requirement that the division issue a regular newsletter to certain parties which addresses local and state bonds; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Banking and Insurance; and Fiscal Policy.

By Senator Soto—

SB 524—A bill to be entitled An act relating to rental agreements; creating s. 83.561, F.S.; providing that a purchaser taking title to a tenant-occupied residential property following a foreclosure sale takes title to the property as a landlord; specifying conditions under which the tenant may remain in possession of the premises; prescribing the form for a 90-day notice of termination of the rental agreement; establishing requirements for delivery of the notice; providing exceptions; providing an effective date.

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

By Senator Grimsley—

SB 526—A bill to be entitled An act relating to notaries public; amending s. 92.525, F.S.; revising the methods available for verifying documents; amending s. 117.05, F.S.; providing an exception to the requirement that a signer personally appear before a notary public at the time of notarization; amending s. 117.10, F.S.; defining the term “reliable electronic means”; authorizing specified officers to administer oaths by reliable electronic means when engaged in the performance of official duties; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; and Rules.

By Senator Brandes—

SB 528—A bill to be entitled An act relating to the medical use of marijuana; creating s. 381.99, F.S.; providing a short title; creating s. 381.991, F.S.; defining terms; creating s. 381.992, F.S.; allowing registered patients and designated caregivers to purchase, acquire, and possess medical-grade marijuana subject to specified requirements; allowing a cultivation and processing licensee, employee, or contractor to acquire, cultivate, transport, and sell marijuana under certain circumstances; allowing a retail licensee to purchase, receive, possess, store, dispense, and deliver marijuana under certain circumstances; allowing a licensed laboratory to receive marijuana for certification purposes; prohibiting certain actions regarding the acquisition, possession, transfer, use, and administration of marijuana; clarifying that a person is prohibited from driving under the influence of marijuana; creating s. 381.993, F.S.; specifying registration requirements for a patient identification card; allowing a qualified patient to designate a caregiver subject to certain requirements; requiring notification by the Department of

Health of the denial of a designated caregiver's registration; requiring the department to create certain patient registration and certification forms for availability by a specified date; requiring the department to update a patient registry and issue an identification card under certain circumstances within a specified timeframe; specifying the requirements of the identification card, including expiration and renewal requirements; providing notification and return requirements if the department removes the patient or caregiver from the registry; creating s. 381.994, F.S.; requiring the department to create an online patient registry by a specified date subject to certain requirements; creating s. 381.995, F.S.; requiring the department to establish standards and develop and accept licensure application forms for the cultivation, processing, and sale of marijuana by a specified date subject to certain requirements; providing for an initial application fee, a licensure fee, and a renewal fee for specified licenses; requiring the department to issue certain licenses by specified dates; specifying requirements for a cultivation and processing license, including expiration and renewal requirements; specifying facility requirements for a cultivation and processing licensee, including inspections and the issuance of cultivation and processing facility licenses; allowing a dispensing organization to use a contractor to cultivate and process marijuana subject to certain requirements; directing a dispensing organization or contractor to destroy all marijuana by-products under certain conditions within a specified timeframe; allowing a cultivation and processing licensee to sell, transport, and deliver marijuana products under certain circumstances; prohibiting the Department of Health from licensing retail facilities in a county unless the board of county commissioners for that county determines by ordinance the number and location of retail facilities subject to certain limitations; specifying the application requirements for a retail license; requiring the department to consider certain factors when issuing retail licenses to encourage a competitive marketplace; providing expiration and renewal requirements for a retail license; requiring inspection of a retail facility before dispensing marijuana; providing dispensing requirements; allowing retail licensees to contract with certain types of carriers to deliver marijuana under certain circumstances; prohibiting a licensee from advertising marijuana products; specifying inspection, license, and testing requirements for certain facilities; requiring the department to create standards and impose penalties for a dispensing organization subject to certain restrictions; requiring the department to maintain a public, online list of all licensed retail facilities; creating s. 381.996, F.S.; providing patient certification requirements relating to qualified patients; requiring a physician to transfer an order and update the registry subject to certain requirements and time restraints; requiring physician education; creating s. 381.997, F.S.; requiring testing, certification, and reporting of results by an independent laboratory before distribution or sale of marijuana or marijuana products; providing package and label requirements; requiring the department to establish quality standards and testing procedures by a certain date; creating s. 381.998, F.S.; providing criminal penalties; creating s. 381.999, F.S.; establishing that this act does not require or restrict health insurance coverage for the purchase of medical-grade marijuana; creating s. 381.9991, F.S.; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Policy; and Appropriations.

By Senator Ring—

SB 530—A bill to be entitled An act relating to bullying and harassment policies in schools; amending s. 1006.147, F.S.; requiring school districts to revise their bullying and harassment policies at specified intervals; specifying that a school district policy require a school to implement the policy in a certain manner and integrate it with the school's bullying prevention and intervention program; requiring such a policy to include mandatory reporting procedures and a list of authorized programs that provide bullying and harassment identification, prevention, and response instruction; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Grimsley—

SB 532—A bill to be entitled An act relating to the ordering of medication; amending ss. 458.347 and 459.022, F.S.; revising the authority of a licensed physician assistant to order medication under the direction of

a supervisory physician for a specified patient; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to order medication for administration to a specified patient; amending s. 465.003, F.S.; revising the term “prescription” to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.02, F.S.; revising the term “administer” to include the term “administration”; revising the term “prescription” to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.04, F.S.; conforming provisions to changes made by act; amending s. 893.05, F.S.; authorizing a licensed practitioner to authorize a licensed physician assistant or advanced registered nurse practitioner to order controlled substances for a specified patient under certain circumstances; reenacting ss. 400.462(26), 401.445(1), 409.906(18), and 766.103(3), F.S., to incorporate the amendments made to ss. 458.347 and 459.022, F.S., in references thereto; reenacting ss. 401.445(1) and 766.103(3), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 409.9201(1)(a), 458.331(1)(pp), 459.015(1)(rr), 465.014(1), 465.015(2)(c), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 465.1901, 499.003(43), and 831.30(1), F.S., to incorporate the amendment made to s. 465.003, F.S., in references thereto; reenacting ss. 112.0455(5)(i), 381.986(7)(b), 440.102(1)(l), 458.331(1)(pp), 459.015(1)(rr), 465.015(3), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 499.0121(14), 768.36(1)(b), 810.02(3)(f), 812.014(2)(c), 856.015(1)(c), 944.47(1)(a), 951.22(1), 985.711(1)(a), 1003.57(1)(i), and 1006.09(8), F.S., to incorporate the amendment made to s. 893.02, F.S., in references thereto; reenacting s. 893.0551(3)(e), F.S., to incorporate the amendment made to s. 893.04, F.S., in a reference thereto; reenacting s. 893.0551(3)(d), F.S., to incorporate the amendment made to s. 893.05, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Latvala—

SB 534—A bill to be entitled An act relating to human trafficking; creating s. 787.08, F.S.; requiring the Department of Transportation and certain employers to display human trafficking public awareness signs at specified locations; providing civil penalties for violations; requiring the Attorney General, in consultation with certain others, to develop specifications for the form and content of such signs; providing sign requirements; providing that the Attorney General is responsible for enforcement; requiring rulemaking; providing an effective date.

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

By Senator Flores—

SB 536—A bill to be entitled An act relating to distilled spirits in powdered form; amending s. 565.07, F.S.; prohibiting the sale of a distilled spirit in powdered form; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Simmons—

SB 538—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from electronically disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known that such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; exempting providers of specified services; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; reenacting s. 784.048(7), F.S., to incorporate the amendment made to s. 921.244, F.S., in a reference thereto; providing an effective date.

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

By Senator Evers—

SB 540—A bill to be entitled An act relating to trust funds; creating s. 944.73, F.S.; creating the State-Operated Institutions Inmate Welfare Trust Fund within the Department of Corrections; providing a purpose; requiring that any balance remaining in the trust fund at the end of the fiscal year remain in the trust fund; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Benacquisto and Simpson—

SB 542—A bill to be entitled An act relating to interception of wire, oral, or electronic communication; amending s. 934.03, F.S.; authorizing a child younger than 18 years of age to intercept and record an oral communication if the child is a party to the communication and certain conditions are met; providing an effective date.

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

By Senators Hukill and Simpson—

SB 544—A bill to be entitled An act relating to the exemption from the sales and use tax for certain machinery and equipment; amending s. 212.08, F.S.; providing that the exemption for certain mixer drums and the parts and labor required to affix such mixer drums is repealed on a specified date; deleting the expiration date for the exemption for certain industrial machinery and equipment; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Simpson—

SB 546—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Bonefish and Tarpon Trust license plate; establishing an annual use fee for the plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Clemens and Gaetz—

SB 548—A bill to be entitled An act relating to the use of tobacco products in motor vehicles; creating s. 316.6136, F.S.; prohibiting a person from smoking a tobacco product in a motor vehicle in which a child under 13 years of age is present; providing penalties; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Policy; and Rules.

SR 550—Not introduced.

By Senator Hays—

SB 552—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; creating a public records exemption for individual identifying information of a person contained in a Point-In-Time Count and Survey or data in a Homeless Management Information System; defining the term “individual identifying information”; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for

future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

By Senator Simmons—

SB 554—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company's articles of organization which limits a person's authority to transfer real property held in the company's name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate under certain circumstances; amending s. 605.04073, F.S.; providing that an action requiring the vote or consent of members may be taken without a meeting if the action is approved in a record and if the number of votes cast is at least that required in a meeting; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0102, 605.0401, 605.04074, 605.04091, 605.1025, 606.06, 607.1108, 607.1109, 607.11101, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming cross-references to the repeal of the Florida Limited Liability Company Act, revising definitions, and making editorial and conforming changes; providing an effective date.

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

By Senator Montford—

SB 556—A bill to be entitled An act relating to state symbols; creating s. 15.0521, F.S.; designating tupelo honey as the official state honey; providing an effective date.

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

By Senator Stargel—

SB 558—A bill to be entitled An act relating to public lodging and public food service establishments; amending s. 509.032, F.S.; removing an obsolete date; revising the frequency at which the Division of Hotels and Restaurants of the Department of Business and Professional Regulation must reassess the inspection frequency of public food service establishments; removing the requirement that the department provide the food-recovery brochure to each inspected public food service establishment or temporary food service event sponsor; requiring the department to notify an inspected establishment or event sponsor of the food-recovery brochure's availability; removing the limitation on the period that a licensed public food service establishment may operate at a temporary food service event; amending s. 509.091, F.S.; authorizing the division to deliver lodging inspection reports and food service inspection reports by electronic means; amending s. 509.101, F.S.; requiring an operator of a public food service establishment to make available a copy of the latest food service inspection report at the time of a division inspection; amending s. 509.251, F.S.; revising the assessment of the delinquent fee for the license renewal of a public lodging establishment and public food service establishment; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Sachs—

SB 560—A bill to be entitled An act relating to veterans' tuition fee waivers; amending s. 1009.26, F.S.; revising the persons eligible to receive a waiver for out-of-state tuition fees to include a spouse or child eligible for veterans' education benefits by the United States Department of Veterans Affairs or the Marine Gunnery Sergeant John David Fry Scholarship; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Education; and Appropriations.

By Senator Simpson—

SB 562—A bill to be entitled An act relating to growth management; amending s. 163.3184, F.S.; requiring plan amendments proposing a development that qualifies as a development of regional impact to be subject to the state coordinated review process; amending s. 380.06, F.S.; providing that new proposed developments are subject to the state coordinated review process and not the development of regional impact review process; providing an effective date.

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

By Senator Richter—

SB 564—A bill to be entitled An act relating to trade secrets; amending s. 812.081, F.S.; including financial information in provisions prohibiting the theft, embezzlement, or unlawful copying of trade secrets; providing criminal penalties; reenacting s. 499.931, F.S., relating to trade secret information concerning medical gas, to incorporate the amendments made by the act to s. 812.081, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; and Rules.

By Senator Richter—

SB 566—A bill to be entitled An act relating to public records; amending ss. 119.071, 125.0104, 288.1226, 331.326, 365.174, 381.83, 403.7046, 403.73, 499.051, 502.222, 570.48, 573.123, 601.10, 601.15, 601.152, 601.76, and 815.04, F.S.; expanding public records exemptions for certain data processing software obtained by an agency, certain information held by a county tourism promotion agency, information related to trade secrets held by the Florida Tourism Industry Marketing Corporation, information related to trade secrets held by Space Florida, proprietary confidential business information submitted to the Department of Revenue, trade secret information held by the Department of Health, trade secret information reported or submitted to the Department of Environmental Protection, trade secret information contained in a complaint and any investigatory documents held by the Department of Business and Professional Regulation, trade secret information of a dairy industry business held by the Department of Agriculture and Consumer Services, trade secret information held by the Division of Fruits and Vegetables of the Department of Agriculture and Consumer Services, trade secret information of a person subject to a marketing order held by the Department of Agriculture and Consumer Services, trade secret information provided to the Department of Citrus, trade secret information of noncommodity advertising and promotional program participants held by the Department of Citrus, trade secret information contained in a citrus handler's return filed with the Department of Citrus, a manufacturer's formula filed with the Department of Agriculture and Consumer Services, and specified data, programs, or supporting documentation held by an agency, respectively, to incorporate the amendment made to the definition of the term "trade secret" in s. 812.081, F.S., by SB ____; providing for future legislative review and repeal of the exemptions; making editorial and technical changes; reenacting ss. 499.012(8)(g) and (m) and 499.0121(7), F.S., relating to the Florida Drug and Cosmetic Act, to incorporate the amendment made to s. 812.081, F.S., by SB ____, in references thereto; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Richter—

SB 568—A bill to be entitled An act relating to family trust companies; amending s. 662.102, F.S.; revising the purposes of the Family Trust Company Act; providing legislative findings; amending s. 662.111, F.S.; redefining the term “officer”; creating s. 662.113, F.S.; specifying the applicability of other chapters of the financial institutions codes to family trust companies; providing that the section does not limit the authority of the Office of Financial Regulation to investigate a family trust company to ensure compliance with the chapter and applicable financial institutions codes; amending s. 662.120, F.S.; revising the ancestry requirements for designated relatives of a licensed family trust company; amending s. 662.1215, F.S.; revising the requirements for investigations of license applicants by the Office of Financial Regulation; amending s. 662.122, F.S.; revising the requirements for registration of a family trust company and a foreign licensed family trust company; amending s. 662.1225, F.S.; requiring a foreign licensed family trust company to be in compliance with the family trust laws and regulations in its jurisdiction; amending s. 662.123, F.S.; revising the types of amendments to organizational documents which must have prior approval by the office; amending s. 662.128, F.S.; extending the deadline for the filing of, and revising the requirements for, specified license and registration renewal applications; amending s. 662.132, F.S.; revising the prohibition against the purchase of certain bonds or securities by specified family trust companies; amending s. 662.141, F.S.; deleting the requirement that the office examine a family trust company that is not licensed and a foreign licensed family trust company; providing that the office may rely upon specified documentation that identifies the qualifications of beneficiaries as permissible recipients of family trust company services; deleting a provision that authorizes the office to accept an audit by a certified public accountant in lieu of an examination by the office; authorizing the Financial Services Commission to adopt rules establishing specified requirements for family trust companies; amending s. 662.142, F.S.; deleting a provision that authorizes the office to immediately revoke the license of a licensed family trust company under certain circumstances; revising the circumstances under which the office may enter an order revoking the license of a licensed family trust company; amending s. 662.143, F.S.; revising the acts that may result in the entry of a cease and desist order against specified family trust companies and affiliated parties; amending s. 662.145, F.S.; revising the office’s authority to suspend a family trust company-affiliated party who is charged with a specified felony or to restrict or prohibit the participation of such party in certain financial institutions; amending ss. 662.150 and 662.151, F.S.; making technical changes; providing an effective date.

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

By Senator Dean—

SB 570—A bill to be entitled An act relating to service of process of witness subpoenas; amending s. 48.031, F.S.; providing that service of a subpoena on a witness in a civil traffic case may be made by United States mail directed to the witness at the last known address and that such service must be mailed before a specified period; providing an effective date.

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

By Senator Montford—

SB 572—A bill to be entitled An act relating to school support organizations; amending s. 212.08, F.S.; defining the term “school support organization”; authorizing such organizations to pay tax on specified items purchased for resale in lieu of collecting the tax upon resale; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Finance and Tax; and Fiscal Policy.

By Senator Montford—

SB 574—A bill to be entitled An act relating to government procurement; amending s. 287.012, F.S.; revising the term “eligible user”; defining the term “reverse auction”; amending s. 287.057, F.S.; requiring the Department of Management Services to maintain a program for reverse auctions; authorizing the department to contract for equipment and services necessary to implement reverse auctions; requiring the department to adopt certain rules; authorizing the department to impose and collect fees for use of the reverse auction program; requiring the department to compensate a provider for managing a reverse auction website under specified conditions; amending s. 570.07, F.S.; revising the functions, powers, and duties of the Department of Agriculture and Consumer Services to conform to changes made by the act; amending s. 1006.27, F.S.; authorizing the Department of Education to use reverse auctions and other online procurement programs in assisting district school boards with transportation services contracts; requiring the State Board of Education to adopt certain rules; amending s. 1010.04, F.S.; authorizing the Board of Governors to adopt regulations establishing procedures governing a state university’s participation in reverse auctions and other online procurement programs; reenacting ss. 120.57(3)(g) and 283.33(3), F.S., relating to procedures for a protest of a contract solicitation or award and contracts for printing of publications, respectively, to incorporate the amendments made to s. 287.012, F.S., in references thereto; reenacting s. 627.351(6)(e), F.S., relating to Citizens Property Insurance Corporation, to incorporate the amendments made to s. 287.057, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Education; and Appropriations.

By Senator Dean—

SB 576—A bill to be entitled An act relating to trust funds; amending s. 20.1971, F.S.; creating the Land Acquisition Trust Fund within the Agency for Persons with Disabilities; providing for the purpose of the trust fund and sources of funds; requiring the agency to maintain the integrity of such funds; providing for disposition of funds available from reversions or reductions in budget authority; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the agency or its designee to manage the lands or property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dean—

SB 578—A bill to be entitled An act relating to trust funds; creating s. 20.142, F.S.; creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the department or its designee to manage lands or related property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dean—

SB 580—A bill to be entitled An act relating to trust funds; creating s. 20.106, F.S.; creating the Land Acquisition Trust Fund within the Department of State; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the department or its designee to manage lands or related property interests in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dean—

SB 582—A bill to be entitled An act relating to trust funds; creating s. 20.232, F.S.; creating the Land Acquisition Trust Fund within the Department of Transportation; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested by the state; requiring the department or its designee to manage lands or related property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dean—

SB 584—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; terminating certain trust funds within the Department of Environmental Protection, the Department of Agriculture and Consumer Services, and the Fish and Wildlife Conservation Commission; providing for the disposition of balances in, revenues of, and all outstanding appropriations of the trust funds; requiring the departments and the commission, respectively, to pay outstanding debts or obligations of the trust funds; requiring that the Chief Financial Officer close out and remove the terminated funds from the state accounting system; amending s. 17.61, F.S.; requiring moneys in land acquisition trust funds created or designated to receive funds under s. 28, Art. X of the State Constitution to be retained in those trust funds; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; amending s. 161.054, F.S.; redirecting certain proceeds from the Ecosystem Management and Restoration Trust Fund to the Florida Coastal Protection Trust Fund; amending s. 161.091, F.S.; authorizing disbursements from the Land Acquisition Trust Fund for the beach management plan; amending s. 211.3103, F.S.; authorizing a percentage of proceeds from the phosphate rock excise tax to be credited to the State Park Trust Fund; amending s. 215.20, F.S.; conforming provisions to changes made by the act; amending s. 215.618, F.S.; authorizing Florida Forever bonds to be issued to finance or refinance the acquisition and improvement of land, water areas, and related property interests; amending ss. 215.619, 253.027, and 253.03, F.S.; conforming provisions to changes made by the act; amending s. 253.034, F.S.; requiring proceeds from the sale of surplus conservation lands before a certain date to be deposited into the Florida Forever Trust Fund and after such date under certain circumstances into the Land Acquisition Trust Fund; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 253.7824, F.S.; conforming provisions to changes made by the act; amending s. 258.435, F.S.; requiring moneys received in trust by the Department of Environmental Protection relating to aquatic preserves to be deposited into the State Park Trust Fund; amending s. 259.032, F.S.; conforming provisions affected by

the termination of the Conservation and Recreation Lands Trust Fund; authorizing state agencies designated to manage lands acquired with funds deposited into the Land Acquisition Trust Fund to contract with local governments and soil and water conservation districts to assist in management activities; amending s. 259.035, F.S.; requiring the Acquisition and Restoration Council to develop rules defining specific criteria and numeric performance measures needed for lands acquired with funds deposited into the Land Acquisition Trust Fund pursuant to s. 28(a), Art. X of the State Constitution; requiring the proposed rules to be submitted to the Legislature for consideration; requiring recipients of funds from the Land Acquisition Trust Fund to annually report to the Division of State Lands; requiring the council to consider and evaluate in writing each project proposed for acquisition using such funds and ensure that each proposed project meets the requirements of s. 28, Art. X of the State Constitution; amending ss. 259.036, 259.037, 259.04, and 259.041, F.S.; conforming cross-references; amending s. 259.101, F.S.; conforming provisions affected by the termination of the Preservation 2000 Trust Fund; requiring agencies and water management districts that acquired lands using Preservation 2000 funds to make them available for public recreational use; requiring water management districts and the department to control the growth of nonnative invasive plant species on certain lands; amending s. 259.105, F.S.; deleting obsolete provisions; conforming cross-references; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 259.1051, F.S.; conforming cross-references; amending s. 338.250, F.S.; conforming provisions to changes made by the act; repealing s. 373.026(8)(c), F.S., relating to the use of state funds for land purchases for certain projects; amending s. 373.089, F.S.; conforming provisions to changes made by the act; amending s. 373.129, F.S.; requiring certain civil penalties to be deposited into the Water Quality Assurance Trust Fund; amending ss. 373.1391 and 373.199, F.S.; conforming provisions to changes made by the act; amending s. 373.430, F.S.; requiring certain moneys to be deposited into the Florida Permit Fee Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 373.459, 373.4592, 373.45926, 373.470, and 373.584, F.S.; conforming provisions to changes made by the act; amending s. 373.59, F.S.; conforming provisions affected by the termination of the Water Management Lands Trust Fund; amending s. 373.5905, F.S.; conforming a cross-reference; amending ss. 373.703 and 375.031, F.S.; conforming provisions to changes made by the act; amending s. 375.041, F.S.; designating the Land Acquisition Trust Fund within the Department of Environmental Protection for receipt of certain documentary stamp tax revenues for the prescribed uses of s. 28, Art. X of the State Constitution; providing priority for the use of moneys in the trust fund; requiring agencies receiving transfers of moneys from the fund to maintain the integrity of such funds; amending s. 375.044, F.S.; conforming provisions to changes made by the act; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; conforming provisions to changes made by the act; amending s. 376.11, F.S.; revising the funds required to be deposited into the Florida Coastal Protection Trust Fund and the purposes for which such funds may be used; amending s. 376.123, F.S.; conforming a cross-reference; amending s. 376.307, F.S.; revising the funds required to be deposited into the Water Quality Assurance Trust Fund and the purposes for which such funds may be used; amending s. 376.40, F.S.; conforming a cross-reference; repealing s. 379.202, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Fish and Wildlife Conservation Commission; amending s. 379.206, F.S.; requiring grants and donations from development-of-regional-impact wildlife mitigation contributions to be credited to the Grants and Donations Trust Fund; amending s. 379.212, F.S.; providing that the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission shall be used to implement s. 28, Art. X of the State Constitution; authorizing the department to transfer certain funds; requiring the commission to maintain the integrity of such funds; amending s. 379.362, F.S.; requiring the Department of Agriculture and Consumer Services to use funds appropriated from the Land Acquisition Fund within the Department of Environmental Protection to fund certain oyster management and restoration programs; amending s. 380.0666, F.S.; conforming provisions to changes made by the act; repealing s. 380.0677, F.S., relating to the Green Swamp Land Authority; amending s. 380.507, F.S.; conforming provisions to changes made by the act; amending s. 380.508, F.S.; requiring certain funds to be credited to or deposited into the Internal Improvement Trust Fund; requiring funds over and above eligible project costs to be deposited into the Florida Forever Trust Fund rather than the Florida Communities Trust Fund; amending s. 380.510, F.S.;

requiring certain funds collected under a grant or loan agreement to be deposited into the Internal Improvement Trust Fund rather than the Florida Communities Trust Fund; requiring the deed or lease of any real property acquired with certain funds to contain covenants and restrictions sufficient to ensure that the use of such real property complies with s. 28, Art. X of the State Constitution; repealing s. 380.511, F.S., relating to the Florida Communities Trust Fund; amending s. 403.0615, F.S.; conforming provisions to changes made by the act; amending ss. 403.08601 and 403.121, F.S.; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; repealing s. 403.1651, F.S., relating to the Ecosystem Management and Restoration Trust Fund; amending s. 403.885, F.S.; conforming provisions to changes made by the act; repealing s. 403.8911, F.S., relating to the annual appropriation from the Water Protection and Sustainability Program Trust Fund; amending s. 403.9325, F.S.; redefining the term “public lands set aside for conservation or preservation” to include lands and interests acquired with funds deposited into the Land Acquisition Trust Fund; amending s. 403.93345, F.S.; redefining the term “fund” to mean the Water Quality Assurance Trust Fund; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; repealing s. 570.207, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Department of Agriculture and Consumer Services; amending s. 570.321, F.S.; conforming provisions to changes made by the act; amending s. 570.71, F.S.; excluding funds from the Land Acquisition Trust Fund from being deposited into the Incidental Trust Fund under certain circumstances; amending s. 895.09, F.S.; conforming provisions to changes made by the act; making technical changes; reenacting s. 260.015(1)(c), F.S., to incorporate the amendment made by this act to s. 259.035, F.S., in a reference thereto; reenacting s. 258.015(3)(b), F.S., to incorporate the amendment made by this act to s. 375.041, F.S., in a reference thereto; reenacting s. 287.0595(2), F.S., to incorporate the amendment made by this act to s. 376.307, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dean—

SB 586—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; amending s. 201.15, F.S.; revising and deleting distributions of the tax; providing that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under s. 215.20, F.S.; revising the purposes for which distributions may be used; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; repealing s. 161.091(3), F.S., relating to funding for the state’s beach management plan; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; requiring specified public recreation projects to have been selected through the Department of Environmental Protection’s competitive selection process prior to the release of funds; conforming provisions to changes made by the act; amending ss. 201.0205, 215.618, 215.619, 259.032, 259.1051, 339.0801, 339.55, 341.303, 343.58, 369.252, 379.214, 379.362, 403.8911, 420.5092, and 420.9073, F.S.; conforming provisions to changes made by the act; reenacting ss. 201.031(2), 339.2818(6), 339.2819(5), 339.61(3), 341.051(6), 373.470(4)(e), and 420.9079(1), F.S., to incorporate the amendment made by this act to s. 201.15, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Altman—

SJR 588—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution to allow the Legislature, by general law after a specified date, to exempt from taxation property owned by a municipality that is not used for municipal or public purposes.

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

By Senators Altman and Bradley—

SB 590—A bill to be entitled An act relating to flags; providing a short title; creating s. 256.041, F.S.; requiring a United States flag or a state flag that is purchased on or after a specified date by the state, a county, or a municipality for public use to be made in the United States; providing an effective date.

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

By Senator Sobel—

SB 592—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; providing that amendments or modifications related to local government water conservation practices or design criteria which are adopted to an edition of the Florida Building Code do not expire and shall be carried forward into the next edition of the code, subject to review or modification; providing an effective date.

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

By Senator Stargel—

SB 594—A bill to be entitled An act relating to agritourism; amending s. 570.85, F.S.; prohibiting a local government from enforcing an ordinance, regulation, rule, or policy that prohibits, restricts, regulates, or otherwise limits an agritourism activity on land classified as agricultural land; providing an effective date.

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

By Senator Hays—

SB 596—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; defining the term “branded product”; applying the current limitation on the number of containers that may be sold to consumers by craft distilleries to individual containers for each branded product; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Fiscal Policy.

By Senator Altman—

SB 598—A bill to be entitled An act relating to boating under the influence; creating s. 322.266, F.S.; providing that a conviction for boating under the influence be recorded in a person’s driving record; providing that prior convictions for boating under the influence are considered prior convictions for driving under the influence; amending s. 327.35, F.S.; providing that a conviction for boating under the influence be reported to the Department of Highway Safety and Motor Vehicles; providing that prior convictions for driving under the influence are considered prior convictions for boating under the influence; providing an effective date.

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

By Senator Richter—

SB 600—A bill to be entitled An act relating to insurance guaranty associations; amending s. 625.012, F.S.; revising the definition of the term “asset” to include Florida Insurance Guaranty Association assessments, under certain conditions, for purposes of determining the financial condition of an insurer; amending ss. 631.717 and 631.737, F.S.; transferring a provision relating to the obligation of the Florida Life and

Health Insurance Guaranty Association to pay valid claims under certain circumstances; reenacting ss. 624.316(1)(a), 625.031, 625.305(1), 627.828(3)(b), and 629.401(6)(a), F.S., to incorporate the amendments made to s. 625.012, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Fiscal Policy.

By Senators Gaetz and Galvano—

SB 602—A bill to be entitled An act relating to students with disabilities; amending s. 1002.385, F.S.; revising definitions; revising scholarship application deadlines and guidelines; requiring authorized program funds to support the student's educational needs; requiring the Florida Prepaid College Board to create certain procedures; authorizing part-time private tutoring services by persons meeting certain requirements; clarifying and expanding responsibilities of the Department of Education; revising the conditions under which a student's personal learning scholarship account must be closed; revising the responsibilities for school districts; revising private school eligibility requirements; revising responsibilities for parents and students who participate in the program; requiring a parent to affirm program funds are only used for authorized purposes that serve the student's educational needs; revising responsibilities of eligible nonprofit scholarship-funding organizations pertaining to the administration of personal learning scholarship accounts; revising the wait list and priority of approving renewal and new applications; revising the notice requirement of an organization; authorizing accrued interest to be used for authorized expenditures; requiring accrued interest to be reverted as a part of reverted scholarship funds; revising taxable income requirements; removing obsolete audit requirements; requiring the Auditor General to provide a copy of each annual operational audit performed to the Commissioner of Education within a specified timeframe; correcting cross-references; providing future repeal of provisions pertaining to an implementation schedule of notification and eligibility timelines; amending s. 1009.98, F.S.; authorizing a prepaid college plan to be purchased, accounted for, used, and terminated under certain circumstances; specifying State Board of Education rulemaking requirements; requiring the department to make rules; outlining specific rulemaking requirements of the Department of Education; providing an effective date.

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

By Senator Flores—

SB 604—A bill to be entitled An act relating to consumer protection; creating s. 501.155, F.S.; providing a short title; providing applicability; providing definitions; requiring owners and operators of specified websites and online services to disclose certain information; providing for injunctive relief; providing an effective date.

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

By Senators Gaetz and Montford—

SB 606—A bill to be entitled An act relating to dental care; creating s. 381.4019, F.S.; establishing a joint local and state dental care access account initiative, subject to the availability of funding; authorizing the creation of dental care access accounts; specifying the purpose of the initiative; defining terms; providing criteria for the selection of dentists for participation in the initiative; providing for the establishment of accounts; requiring the Department of Health to implement an electronic benefit transfer system; providing for the use of funds deposited in the accounts; authorizing the department to distribute state funds to accounts subject to legislative appropriations; authorizing the department to accept contributions from local sources for deposit in designated accounts; limiting the number of years that an account may remain open; providing for the immediate closure of accounts under certain circumstances; authorizing the department to transfer state funds remaining in a closed account at a specified time and to return unspent funds from local sources; requiring a dentist to repay funds in certain circumstances; authorizing the department to pursue enforcement ac-

tions and to use other legal means to recover funds; authorizing the department to establish application procedures by rule; requiring the department to give priority to applications from dentists practicing in certain areas; requiring the Department of Economic Opportunity to rank shortage areas and medically underserved areas; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Stargel—

SB 608—A bill to be entitled An act relating to real estate brokers and appraisers; amending s. 475.15, F.S.; requiring the Florida Real Estate Commission to adopt certain rules pertaining to broker registration on a temporary, emergency basis; amending s. 475.17, F.S.; clarifying education requirements that apply for postlicensure and initial real estate licensure; amending s. 475.183, F.S.; providing that the commission may reinstate the license of an individual in certain circumstances; amending s. 475.629, F.S.; requiring an appraiser to prepare and retain a work file in certain circumstances; requiring the work file to be retained for a specified period; requiring the work file to contain certain documents; requiring appraisal management companies to retain certain items; removing the prohibition that the Department of Business and Professional Regulation may not inspect or copy the records except in certain circumstances; amending s. 475.6295, F.S.; providing that duly authorized agents and employees of the department may inspect an appraisal management company at all reasonable hours; amending s. 475.631, F.S.; removing the board's authority to enter into written agreements with similar licensing or certification authorities; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Bullard—

SB 610—A bill to be entitled An act relating to food deserts; creating s. 220.197, F.S.; defining terms; establishing the food desert business tax credit for certain businesses that sell nutrient-dense food items in areas designated as food deserts; providing for the amount of the credit; requiring taxpayers to submit an application to the Department of Revenue in order to claim the tax credit; requiring the department and the Department of Agriculture and Consumer Services to review and make recommendations to the Legislature regarding the continuation of the tax credit; providing penalties for fraudulent claims for the tax credit; authorizing rulemaking authority; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 612—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; removing the requirement that a person who manufactures, packages, repackages, labels, or relabels a cosmetic in this state must register such cosmetic biennially with the Department of Business and Professional Regulation; amending ss. 499.003 and 499.041, F.S.; conforming provisions to changes made by this act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Grimsley—

SB 614—A bill to be entitled An act relating to drug prescription by advanced registered nurse practitioners and physician assistants; amending s. 110.12315, F.S.; expanding the categories of persons who may prescribe brand drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; exempting controlled substances prescribed by an advanced registered nurse practitioner or a physician assistant from the disqualifications for

certification or licensure, and for continued certification or licensure, as a deputy or state pilot; amending s. 456.072, F.S.; applying existing penalties for violations relating to the prescribing or dispensing of controlled substances to an advanced registered nurse practitioner; amending s. 456.44, F.S.; deleting an obsolete date; requiring advanced registered nurse practitioners and physician assistants who prescribe controlled substances for certain pain to make a certain designation, comply with registration requirements, and follow specified standards of practice; providing applicability; amending 458.347, F.S.; expanding the prescribing authority of a licensed physician assistant; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to prescribe, dispense, administer, or order drugs, rather than to monitor and alter drug therapies; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license for or disciplinary action against an advanced registered nurse practitioner; amending s. 893.02, F.S.; redefining the term “practitioner” to include advanced registered nurse practitioners and physician assistants under the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 948.03, F.S.; providing that possession of drugs or narcotics prescribed by an advanced registered nurse practitioner or physician assistant is an exception from a prohibition relating to the possession of drugs or narcotics during probation; reenacting s. 310.071(3), F.S., to incorporate the amendment made to s. 310.071, F.S., in a reference thereto; reenacting ss. 456.072(1)(mm) and 466.02751, F.S., to incorporate the amendment made to s. 456.44, F.S., in references thereto; reenacting ss. 458.303, 458.347(4)(e) and (9)(c), 458.3475(7)(b), 459.022(4)(e) and (9)(c), and 459.023(7)(b), F.S., to incorporate the amendment made to s. 458.347, F.S., in references thereto; reenacting ss. 456.041(1)(a), 458.348(1) and (2), and 459.025(1), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 320.0848(11), 464.008(2), 464.009(5), 464.018(2), and 464.0205(1)(b), (3), and (4)(b), F.S., to incorporate the amendment made to s. 464.018, F.S., in references thereto; reenacting s. 775.051, F.S., to incorporate the amendment made to s. 893.02, F.S., in a reference thereto; reenacting ss. 944.17(3)(a), 948.001(8), and 948.101(1)(e), F.S., to incorporate the amendment made to s. 948.03, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Rules.

By Senator Legg—

SB 616—A bill to be entitled An act relating to education accountability; amending s. 1008.22, F.S.; revising requirements for the administration of local assessments; transferring provisions relating to district school board policies regarding assessments; restricting the amount of school hours that a school district may dedicate to administer specified assessments; requiring a school district to secure consent of a student's parent if school hours dedicated to the administration of local assessments exceed the threshold amount; authorizing a student to take an examination or assessment adopted pursuant to State Board of Education rule; amending s. 1012.34, F.S.; revising the percentage thresholds for performance evaluation criteria for instructional personnel and school administrators; specifying standards for the content and the administration of local assessments; specifying requirements for eligibility of salary adjustments for instructional personnel or school administrators; requiring the state board to adopt rules by a certain date; amending s. 1012.22, F.S.; conforming provisions to changes made by the act; amending s. 1008.34, F.S.; adding references to school improvement ratings; authorizing a school district to request approval from the state board to use student performance results on new statewide assessments for diagnostic and baseline purposes; requiring a district school superintendent to submit the waiver request to the Commissioner of Education; specifying required content of a waiver request; requiring the commissioner to review and make recommendations to the state board regarding each waiver request; specifying conditions and requirements for a school that is granted a waiver for the 2014-2015 school year; providing for expiration; providing an effective date.

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

By Senator Grimsley—

SB 618—A bill to be entitled An act relating to secondary metals recyclers; transferring administration of part II of chapter 538, F.S., relating to secondary metals recyclers, from the Department of Revenue to the Department of Agriculture and Consumer Services; providing for applicability with respect to pending actions, orders, and rules; amending s. 213.053, F.S.; authorizing the Department of Revenue to share certain confidential information with the Department of Agriculture and Consumer Services; amending ss. 319.30, 538.18, and 538.19, F.S.; conforming provisions to changes made by the act; amending s. 538.20, F.S.; authorizing specified persons to inspect regulated metals property and records; amending s. 538.21, F.S.; prohibiting a secondary metals recycler from disposing of certain property for a specified period; amending s. 538.23, F.S.; revising violations subject to criminal penalties; amending s. 538.25, F.S.; revising application requirements for registration as a secondary metals recycler; revising registration fees; requiring such fees to be transferred into the General Inspection Trust Fund; requiring applicants to submit fingerprints and pay a fee for fingerprint processing and retention; providing for the submission, retention, and use of collected fingerprints; requiring secondary metals recyclers to maintain specified insurance coverage; authorizing the department to suspend the registration or eligibility for registration of a secondary metal recycler that does not maintain the required coverage; requiring secondary metals recyclers to exhibit active registration certificates from the Department of Agriculture and Consumer Services before applying for or renewing a local business tax receipt; requiring secondary metals recyclers to allow department personnel to enter certain places of business for a specified purpose; authorizing the department to seek a warrant if such access is denied; revising penalties for noncompliance; requiring the department to suspend certain registrations or applications for registration under certain circumstances; amending s. 538.26, F.S.; prohibiting secondary metals recyclers from purchasing regulated metals property, restricted regulated metals property, or ferrous metals between certain hours or on Sundays; prohibiting the purchase of specified restricted regulated metals property without obtaining certain proof of the seller's ownership of, or authority to sell, the regulated metals property; revising the number of lead-acid batteries purchased in a single purchase by the same individual in a single day which makes a purchase subject to certain restrictions; creating s. 538.27, F.S.; providing penalties for noncompliance; creating s. 538.29, F.S.; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Richter—

SB 620—A bill to be entitled An act relating to emergency management; amending s. 252.921, F.S.; revising a short title provision; creating s. 252.9335, F.S.; exempting certain employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact under certain circumstances; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Fiscal Policy.

By Senators Montford and Bean—

SB 622—A bill to be entitled An act relating to higher education facilities financing; amending s. 243.52, F.S.; expanding the definition of the term “project” as it relates to the Higher Educational Facilities Financing Act; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senators Thompson and Smith—

SB 624—A bill to be entitled An act relating to funding for high school interscholastic athletic programs; providing legislative findings; levying

a surcharge on the admission charges for professional sporting events; defining the term “professional sporting event”; providing that certain admissions are exempt from the surcharge; requiring the Department of Revenue to administer, collect, and enforce the surcharge; providing for deposit and use of surcharge proceeds for high school interscholastic athletic programs; providing a formula for allocating the proceeds among school districts and schools; providing an effective date.

—was referred to the Committees on Finance and Tax; Appropriations Subcommittee on Education; and Appropriations.

By Senator Thompson—

SB 626—A bill to be entitled An act relating to the use of force; amending ss. 776.012, 776.013, and 776.031, F.S.; deleting provisions specifying that a person has no duty to retreat and has the right to stand his or her ground and meet force with force in certain circumstances; reenacting s. 790.25(5), F.S., to incorporate the amendment made to s. 776.012, F.S., in a reference thereto; reenacting s. 776.032(1), F.S., to incorporate the amendments made to ss. 776.012, 776.013, and 776.031, F.S., in a reference thereto; providing an effective date.

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

By Senator Bean—

SB 628—A bill to be entitled An act relating to behavior analysts; amending s. 20.43, F.S.; establishing the Board of Applied Behavior Analysis within the Division of Medical Quality Assurance; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of “health care practitioner”; amending s. 456.0135, F.S.; requiring an applicant for initial licensure as a licensed behavior analyst or licensed assistant behavior analyst to include fingerprints pursuant to certain procedures; providing a directive to the Division of Law Revision and Information; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; providing membership and terms for the board; creating s. 470.42, F.S.; providing requirements for initial licensure as a behavior analyst or assistant behavior analyst; providing requirements for renewal of licensure; requiring fees collected by the Department of Health to be deposited into a specified trust fund; creating s. 470.43, F.S.; providing grounds for disciplinary action or the denial of a license; authorizing the board to enter an order denying licensure to or imposing penalties against an applicant under certain circumstances; creating s. 470.44, F.S.; providing penalties for practicing applied behavior analysis or for identifying oneself as a licensed behavior analyst or licensed assistant behavior analyst without a license; creating s. 470.45, F.S.; providing exceptions to applicability; creating s. 470.46, F.S.; requiring the department to adopt rules; requiring the board to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

By Senator Joyner—

SB 630—A bill to be entitled An act relating to transfers to minors; amending s. 710.102, F.S.; defining the term “general power of appointment”; amending s. 710.105, F.S.; specifying that certain transfers from a trust are considered as having been made directly by the grantor of the trust; amending s. 710.123, F.S.; authorizing custodianships established by irrevocable gift and by irrevocable exercise of power of appointment to terminate when a minor attains the age of 25, subject to the minor’s right in such custodianships to compel distribution of the property upon attaining the age of 21; limiting liability of financial institutions for certain distributions of custodial property; reenacting ss. 710.117(2) and 710.121(2) and (6), F.S., to incorporate the amendment made to s. 710.105, F.S., in references thereto; providing an effective date.

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

By Senator Garcia—

SB 632—A bill to be entitled An act relating to newborn adrenoleukodystrophy screening; creating s. 383.147, F.S.; providing definitions; directing the Department of Health to establish requirements for newborn adrenoleukodystrophy screening; providing certain insurance and managed care coverage; providing adrenoleukodystrophy screening as a covered benefit; providing an exemption; providing for documentation of objections to screening by the parent or legal guardian; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; and Appropriations.

By Senator Stargel—

SB 634—A bill to be entitled An act relating to responsibilities of health care facilities; repealing s. 383.336, F.S., relating to practice parameters for physicians performing Caesarean section deliveries in provider hospitals; amending s. 395.1051, F.S.; requiring a hospital to notify certain obstetrical physicians within a specified timeframe before the hospital closes its obstetrical department or ceases to provide obstetrical services; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Latvala—

SB 636—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising the definition of the term “licensed audit firm”; amending s. 473.3101, F.S.; revising which firms are required to hold a public accounting license; amending s. 473.316, F.S.; revising the definition of the term “quality review” to include a peer review; providing an effective date.

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

By Senator Detert—

SB 638—A bill to be entitled An act relating to education facilities; amending s. 1011.61, F.S.; revising the term “full-time student” for the purposes of the Florida Education Finance Program; providing an effective date.

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

By Senator Detert—

SB 640—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; authorizing the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; requiring a funeral director to provide electronic burial-transit permits to certain persons; assigning responsibility for manually filed paper death records to the subregistrar; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar on a prescribed form; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a death or a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; retaining a funeral director’s responsibility to file a death or fetal death certificate with the department, rather than with the local registrar; amending s. 382.0135, F.S.; requiring the department to electronically notify the United States Social Security Administration of deaths in the state; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senators Benacquisto and Sobel—

SB 642—A bill to be entitled An act relating to individuals with disabilities; creating s. 1009.985, F.S.; providing a short title; creating s. 1009.986, F.S.; providing legislative intent; defining terms; requiring the Florida Prepaid College Board to establish a direct-support organization known as “Florida ABLE, Inc.”; specifying requirements for the registration, organization, incorporation, and operation of the organization; requiring the organization to operate under a written contract with the Florida Prepaid College Board; specifying provisions that must be included in the contract; requiring the organization to provide for an annual financial audit and supplemental data under certain circumstances; establishing and providing for the membership of a board of directors for the organization; providing limits on a director’s authority; specifying meeting and quorum requirements; prohibiting compensation for the service of directors and other specified members; authorizing specified reimbursement for the travel expenses of directors and specified members of the organization; authorizing the organization to use certain services, property, and facilities of the Florida Prepaid College Board; authorizing the organization to establish the Florida ABLE program; specifying requirements that must be met before implementation of the program; requiring that the organization develop a participation agreement that contains specified provisions; authorizing other provisions that may be included in the agreement; providing for the amendment of the agreement under certain circumstances; providing for the use of the balance of an abandoned ABLE account by the organization; providing that contracts and participation agreements entered into by the organization do not constitute a debt or obligation of the state; authorizing the organization to contract with other states for specified purposes; providing for termination of the program under certain circumstances and for the disposition of certain assets upon termination; prohibiting the state from limiting or altering the specified vested rights of designated beneficiaries except under specified circumstances; requiring the organization to establish a comprehensive investment plan for the program; exempting funds paid into the program’s trust fund from the claims of specified creditors; providing for recovery by Medicaid of certain medical assistance provided to a deceased designated beneficiary; providing for the distribution of the balance of a deceased designated beneficiary’s ABLE account; requiring the organization to provide specified data and files to the Agency for Health Care Administration; providing that specified payroll deduction authority applies to the Florida Prepaid College Board and the organization for the purpose of administering the program; requiring the organization to submit an annual report to specified entities; requiring the Florida Prepaid College Board to adopt rules; providing that the section is repealed on a specified date; amending s. 222.22, F.S.; providing that specified moneys, assets, and income of a qualified ABLE program, including the Florida ABLE program, are not subject to attachment, levy, garnishment, or certain legal process in favor of certain creditors or claimants; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Education; and Appropriations.

By Senator Benacquisto—

SB 644—A bill to be entitled An act relating to trust funds; creating s. 1009.988, F.S.; creating the Florida ABLE Trust Fund within the State Board of Administration; authorizing sources of funds; specifying the purpose of the trust fund and authorized uses of the assets; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Education; and Appropriations.

By Senator Benacquisto—

SB 646—A bill to be entitled An act relating to public records; creating s. 1009.987, F.S.; providing an exemption from public records requirements for certain personal financial and health information held by the

Florida Prepaid College Board, Florida ABLE, Inc., the Florida ABLE program, or an agent or service provider thereof; authorizing the release of such information under specified circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Evers—

SB 648—A bill to be entitled An act relating to the land application of septage; amending s. 381.0065, F.S.; removing the future prohibition against the land application of septage from onsite treatment and disposal systems; requiring land application to be subject to certain requirements; defining the term “spring protection and management zone”; providing an effective date.

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

By Senator Flores—

SB 650—A bill to be entitled An act relating to a county and municipality homestead tax exemption; amending s. 196.075, F.S.; revising the homestead tax exemption that may be adopted by a county or municipality by ordinance for the assessed value of property with a just value less than \$250,000 which is owned by persons age 65 or older who meet certain residence and income requirements; specifying that just value shall be determined at the time of the owner’s initial application for the exemption; providing a contingent effective date.

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

By Senator Flores—

SJR 652—A joint resolution proposing an amendment to Section 6 of Article VII of the State Constitution to revise the homestead tax exemption that may be granted by counties or municipalities, if authorized by general law, for the assessed value of property with a just value less than \$250,000 which is owned by persons age 65 or older who meet certain residence and income requirements, to specify that just value shall be determined at the time of the owner’s initial application for the exemption.

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

By Senator Richter—

SB 654—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and providing definitions; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the Office of State Long-Term Care Ombudsman; amending s. 400.0063, F.S.; revising duties of the office; amending s. 400.0065, F.S.; revising the purpose of the office; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; providing duties of representatives of the office in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; deleting provisions that provide for an election of a chair of a local council and the meeting times for the local council; amending s. 400.0070, F.S.; providing conditions under which a representative of the office could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the department to consult with the state ombudsman to adopt rules pertaining to com-

plaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.1413, 400.162, 400.19, 400.191, 400.23, 400.235, 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.07, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, 429.85, 744.102, and 744.444, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Latvala—

SB 656—A bill to be entitled An act relating to landlords and tenants; amending s. 83.42, F.S.; excluding transient occupancy in a dwelling unit or premises from the regulation of residential tenancies; amending s. 83.43, F.S.; revising the definition of the term “transient occupancy”; providing an effective date.

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

By Senator Altman—

SB 658—A bill to be entitled An act relating to interpreters for individuals who are deaf or hard of hearing; providing a directive to the Division of Law Revision and Information; creating s. 468.861, F.S.; providing a purpose; creating s. 468.8611, F.S.; defining terms; creating s. 468.8612, F.S.; creating the Board of Interpreters for the Deaf and Hard of Hearing; providing board membership and terms; providing that ch. 455, F.S., relating to the activities of a board, applies to board members; creating s. 468.8613, F.S.; requiring an interpreter to apply for a license or permit within a specified timeframe; requiring the Department of Business and Professional Regulation to issue an initial license, permit, or provisional permit to an applicant who meets certain criteria; requiring licensees and permitholders to provide proof of the completion of specified continuing education requirements; requiring the department to issue a license, permit, or provisional permit to a holder of an active license or permit issued by another state or territory under certain circumstances; requiring background checks on an applicant for initial issuance of a license or permit; prohibiting the department from denying a license or permit to an applicant under certain circumstances; requiring the department to issue renewals of licenses and permits under certain circumstances; creating s. 468.8614, F.S.; requiring an interpreting agency to register with the department; providing application requirements; creating s. 468.8615, F.S.; requiring an individual to have an active license or permit to serve as an interpreter; providing penalties; requiring an individual to elect active or inactive status at the time of license or permit renewal; requiring an individual to take certain actions in order to elect inactive status; authorizing the board to discipline an individual for an act or omission; directing the board to send notices to a licensee or permitholder before the expiration or cancellation of a license or permit; creating s. 468.8616, F.S.; requiring the department to charge fees; authorizing the board to earmark a specific amount from such fees for certain purposes; requiring that all moneys collected by the department from such fees be deposited into the Professional Regulation Trust Fund; authorizing the Legislature to appropriate any excess moneys from the trust fund to the General Revenue Fund; requiring the department to submit a proposed budget; creating s. 468.8617, F.S.; prohibiting certain actions by individuals and entities;

providing penalties; creating s. 468.8618, F.S.; authorizing the department to issue and deliver a notice to cease and desist in certain circumstances; creating s. 468.8619, F.S.; providing applicability; creating s. 468.862, F.S.; requiring the board and the department to adopt rules; providing guidelines for the department rules; amending s. 20.165, F.S.; providing that the board is established within the Division of Professions; conforming a provision to a change made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Soto—

SB 660—A bill to be entitled An act relating to assault or battery on a utility worker; amending s. 784.07, F.S.; defining the term “utility worker”; providing for reclassification of certain offenses committed against a utility worker; amending ss. 901.15, 921.0022, 943.051, 985.11, and 985.644, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Communications, Energy, and Public Utilities; and Fiscal Policy.

By Senator Latvala—

SB 662—A bill to be entitled An act relating to mobile homes; amending s. 73.072, F.S.; conforming a cross-reference; amending s. 723.003, F.S.; providing definitions; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to approve training and educational programs for board members of mobile home owners’ associations; providing duties of the division; providing requirements for education curriculum information for board member and mobile home owner training; amending s. 723.023, F.S.; revising mobile home owner’s general obligations; amending s. 723.031, F.S.; conforming a cross-reference; amending s. 723.037, F.S.; providing and revising requirements for lot rental increases; amending s. 723.059, F.S.; revising provisions relating to rights of purchasers of lifetime leases; amending s. 723.0611, F.S.; providing for the removal of a member of the board of directors under certain conditions; amending s. 723.078, F.S.; revising provisions with respect to the bylaws of homeowners’ associations; revising quorum and voting requirements; revising provisions relating to board of directors, committee, and member meetings; providing requirements for meeting minutes; revising requirements for the amendment of articles of incorporation and bylaws; revising requirements for the recall of board members; creating s. 723.1255, F.S.; providing requirements for the alternative resolution of recall disputes; creating s. 723.0781, F.S.; specifying certification or educational requirements for a newly elected or appointed board member; amending s. 723.079, F.S.; revising and providing requirements relating to the official records of the association; conforming cross-references; providing an effective date.

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

By Senator Altman—

SB 664—A bill to be entitled An act relating to sentencing in capital felonies; amending ss. 921.141 and 921.142, F.S.; requiring that an advisory sentence of death be made by a unanimous recommendation of the jury after a defendant’s conviction or adjudication of guilt for a capital felony or capital drug trafficking felony; requiring the court to instruct the jury that, in order for the jury to recommend to the court that the death penalty be imposed, the jury must find that sufficient aggravating circumstances exist which outweigh the mitigating circumstances found to exist; requiring the court to instruct the jury that each aggravating circumstance used to support the jury’s recommendation of death must be proven beyond a reasonable doubt by a unanimous vote; requiring that the court provide a special verdict form specifying each aggravating circumstance found; limiting the court’s findings concerning aggravating circumstances to those found by the jury; providing an effective date.

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

By Senator Gibson—

SB 666—A bill to be entitled An act relating to residential tenant insurance policies; creating s. 83.491, F.S.; requiring a written residential rental agreement to include a statement specifying whether insurance coverage is required; providing a form for such statement; providing notice requirements; limiting the scope to written rental agreements; prohibiting a cause of action relating to a landlord's failure to enforce an insurance requirement; providing applicability; providing an effective date.

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

By Senator Latvala—

SB 668—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; deleting a requirement that surtaxes collected in excess of projected collections be applied as a rebate to the final millage; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

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

By Senator Bullard—

SB 670—A bill to be entitled An act relating to pet services and advocacy programs; creating part VII of chapter 125, F.S.; authorizing counties to create independent special districts and, if approved by referendum, levy ad valorem taxes to provide funding for pet services and advocacy programs; creating a Pets' Trust council; providing for council membership, powers, and functions; providing that certain nonbinding straw ballots satisfy referendum requirements; providing for expiration of the programs; providing an effective date.

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

By Senator Dean—

SB 672—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; authorizing a criminal witness subpoena commanding a witness to appear for a deposition to be posted at the witness's residence by an authorized person if one attempt to serve the subpoena has failed; reenacting ss. 48.196(2) and 409.257(5), F.S., to incorporate the amendment made to s. 48.031, F.S., in references thereto; providing an effective date.

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

By Senator Evers—

SB 674—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain personal identifying information of current or former servicemembers of military special operations units and the spouses and children of such servicemembers; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Benacquisto—

SB 676—A bill to be entitled An act relating to voluntary contributions to End Breast Cancer; amending s. 320.02, F.S.; requiring the application forms for motor vehicle registration and renewal of registration to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization and used for specified purposes; amending s. 322.08, F.S.; requiring an application form for a driver license or identification card to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Diaz de la Portilla—

SB 678—A bill to be entitled An act relating to reciprocal insurers; amending s. 629.271, F.S.; authorizing a reciprocal insurer to distribute a portion of unassigned funds up to a specified limit if approved by the Office of Insurance Regulation; providing that such distribution may not unfairly discriminate between classes of risks or policies or between subscribers; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Dean—

SB 680—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring personal flotation devices to be used in accordance with the United States Coast Guard approval labels; amending s. 379.357, F.S.; revising the dates for tarpon tag validity; deleting the requirement that tax collectors submit forms annually relating to the number of unissued tags; deleting the requirement for submitting forms relating to tarpon landed; amending s. 379.361, F.S.; removing the income requirement for a restricted species endorsement on a saltwater products license; amending s. 379.3012, F.S.; revising the rulemaking authority of the commission relating to the alligator management and trapping program; amending s. 379.364, F.S.; requiring resident dealers to pay a certain fee per annum; removing the requirement for dealers and buyers to forward reports relating to the number and kinds of hide bought; removing the requirement that common carriers only ship, transport, or receive hides or furs marked with certain identifying information; amending s. 379.3751, F.S.; removing the rulemaking authority of the commission to limit the number of participants engaged in the taking of alligators or their eggs from the wild and to establish appropriate qualifications for certain alligator collectors; providing exemptions for alligator trapping licenses; requiring certain licenses to be issued without fee to residents who meet the requirements for disability; clarifying that a management area permit is not required for a person engaged in the taking of an alligator under a permit that authorizes the taking of alligators; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; reenacting and amending s. 379.3752, F.S.; removing the requirement that the commission expend one-third of the revenue from the issuance of alligator hatchling tags for alligator husbandry research; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; deleting the requirement that the number of tags pursuant to a collection permit be equal to a safe yield of alligators; amending s. 379.401, F.S.; conforming provisions to changes made by the act; creating s. 379.412, F.S.; establishing penalties for the unlawful feeding of wildlife and freshwater fish; providing an exception; repealing s. 379.3011, F.S., relating to the alligator trapping program; repealing s. 379.3013, F.S., relating to alligator study requirements; repealing s. 379.3016, F.S., relating to the prohibition against the sale of alligator products and associated penalties; repealing s. 379.3017, F.S., relating to the restricted use of the terms "alligator" or "gator" in certain sales;

reenacting ss. 327.73(1)(i) and 327.375(1), F.S., to incorporate the amendment made by this act to s. 327.37, F.S., in references thereto; reenacting s. 327.73(1)(p), F.S., to incorporate the amendment made by this act to s. 327.39, F.S., in a reference thereto; reenacting ss. 327.54(1)(c) and 327.73(1)(m), F.S., to incorporate the amendment made by this act to s. 327.50, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Grimsley—

SB 682—A bill to be entitled An act relating to transitional living facilities; creating part XI of ch. 400, F.S.; creating s. 400.997, F.S.; providing legislative intent; creating s. 400.9971, F.S.; providing definitions; creating s. 400.9972, F.S.; requiring the licensure of transitional living facilities; providing license fees and application requirements; requiring accreditation of licensed facilities; creating s. 400.9973, F.S.; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; creating s. 400.9974, F.S.; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; creating s. 400.9975, F.S.; providing licensee responsibilities with respect to each client and specified others and requiring written notice of such responsibilities to be provided; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or taking other retaliatory action under certain circumstances; requiring the client and client's representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures governing the release of client information; creating s. 400.9976, F.S.; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for the self-administration of medication by clients; creating s. 400.9977, F.S.; providing training and supervision requirements for the administration of medications by unlicensed staff; specifying who may conduct the training; requiring licensees to adopt certain policies and procedures and maintain specified records with respect to the administration of medications by unlicensed staff; requiring the Agency for Health Care Administration to adopt rules; creating s. 400.9978, F.S.; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; creating s. 400.9979, F.S.; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; creating s. 400.998, F.S.; providing background screening requirements for licensee personnel; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; creating s. 400.9981, F.S.; providing licensee responsibilities with respect to the property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client's personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; creating s. 400.9982, F.S.; providing legislative intent; authorizing the agency to adopt and enforce rules establishing specified standards for transitional living facilities and personnel thereof; creating s. 400.9983, F.S.; classifying certain violations and providing penalties therefor; providing administrative fines for specified classes of violations; creating s. 400.9984, F.S.; authorizing the agency to apply certain provisions with regard to receivership proceedings; creating s. 400.9985, F.S.; requiring the agency, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; transferring and renumbering s. 400.805, F.S., as s. 400.9986, F.S.; repealing s. 400.9986,

F.S., relating to transitional living facilities, on a specified date; revising the title of part V of ch. 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term “transitional living facility,” to conform to changes made by the act; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; reenacting s. 381.79(1), F.S., to incorporate the amendment made by this act to s. 381.75, F.S., in a reference thereto; providing for the act's applicability to licensed transitional living facilities licensed on specified dates; providing effective dates.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Grimsley—

SB 684—A bill to be entitled An act relating to convenience businesses; amending s. 812.171, F.S.; revising the term “convenience business”; amending s. 812.173, F.S.; conforming a provision to a change made by the act; amending s. 812.174, F.S.; deleting an obsolete provision; removing the requirement that a curriculum be submitted for re-approval biennially with a specified administrative fee; removing a requirement that specified curriculum be subject to reapproval 2 years from initial approval and biennially thereafter; making technical changes; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Lee—

SB 686—A bill to be entitled An act relating to military housing ad valorem tax exemptions; amending s. 196.199, F.S.; providing that certain leasehold interests and improvements to land owned by the United States, a branch of the United States Armed Forces, or any agency or quasi-governmental agency of the United States are exempt from ad valorem taxation under specified circumstances; providing that such leasehold interests and improvements are entitled to an exemption from ad valorem taxation without an application being filed for the exemption or the property appraiser approving the exemption; providing non-applicability of provisions to transient public lodging establishments; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Finance and Tax; and Appropriations.

By Senator Montford—

SB 688—A bill to be entitled An act relating to the opening and closing of public schools; amending s. 1001.42, F.S.; revising a requirement for the uniform opening date of public schools; amending s. 1003.621, F.S.; providing that academically high-performing school districts must comply with provisions relating to the uniform opening date of public schools; providing an effective date.

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

By Senator Sobel—

SB 690—A bill to be entitled An act relating to toilet access; amending s. 381.009, F.S.; defining terms; requiring a retail establishment serving the public which has a toilet facility for its employees to allow a customer to use the facility during normal business hours if certain conditions are met; providing that a retail establishment or an employee of a retail establishment is not civilly liable for a specified act or omission that occurs as a result of allowing a customer to use an employee toilet facility; authorizing the Department of Health to impose a fine upon a retail establishment or an employee of a retail establishment in certain circumstances; providing that the amounts collected from fines shall be deposited into an appropriate trust fund of the Department of Health;

requiring a customer to present to an employee of a retail establishment proof of an eligible medical condition; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Brandes—

SB 692—A bill to be entitled An act relating to charter schools; amending s. 1002.331, F.S.; providing an exception to the prohibition on a high-performing charter school establishing more than one charter school in this state under specified circumstances; amending s. 1002.332, F.S.; authorizing certain out-of-state entities to apply for designation as a high-performing charter school system; requiring the State Board of Education to adopt by rule eligibility criteria for such designation; requiring that charter schools established by such entities receive a reduction in certain administrative fees; providing an effective date.

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

By Senator Ring—

SB 694—A bill to be entitled An act relating to the Florida State Employees' Charitable Campaign; amending s. 110.181, F.S.; providing an exception to the requirement that state officers and employees designate a charitable organization to receive their contributions from the Florida State Employees' Charitable Campaign; deleting requirements for independent unaffiliated agencies, international service agencies, and national agencies; requiring the fiscal agent selected by the Department of Management Services to distribute undesignated funds in a specified manner; deleting the requirement that a local steering committee be established in each fiscal agent area; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Diaz de la Portilla—

SB 696—A bill to be entitled An act relating to reemployment after retirement; amending s. 121.091, F.S.; authorizing Florida Retirement System members to be reemployed after retirement under certain conditions; amending s. 121.591, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Flores—

SB 698—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to create a Safe and Free Florida license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Simmons—

SB 700—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2015 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2015 shall be effective immediately upon publication; providing that general laws enacted during the August 7-11, 2014, special session and prior thereto and not included in the Florida Statutes 2015 are

repealed; providing that general laws enacted during the 2015 regular session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Simmons—

SB 702—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.45, 11.9336, 20.255, 27.366, 28.22205, 39.307, 39.524, 40.32, 61.13016, 112.31455, 163.32466, 189.074, 200.065, 212.0606, 285.18, 287.0595, 288.9934, 288.9936, 298.01, 316.545, 322.058, 327.391, 337.403, 339.041, 339.135, 339.2818, 348.753, 348.7546, 365.172, 373.223, 376.3072, 377.6015, 379.2495, 380.06, 381.78, 394.494, 394.495, 394.913, 397.333, 397.754, 397.92, 400.022, 403.067, 408.036, 408.061, 409.1678, 409.906, 409.966, 409.986, 409.987, 456.039, 456.074, 479.03, 479.16, 480.041, 480.043, 482.161, 487.2031, 499.84, 499.91, 499.92, 514.0115, 538.03, 570.07, 570.482, 597.020, 605.0712, 605.0805, 624.523, 625.1212, 626.0428, 627.062, 627.745, 627.797, 662.121, 662.122, 662.1225, 662.130, 662.141, 662.146, 662.147, 680.528, 721.13, 775.0862, 775.21, 775.25, 784.078, 787.02, 787.06, 921.1402, 940.031, 943.0435, 944.275, 960.03, 960.065, 961.06, 985.0301, 985.265, 1002.395, 1003.4203, 1003.4282, 1003.493, 1003.4935, 1003.51, 1003.5716, 1005.33, 1007.271, 1008.22, 1008.25, 1008.34, 1008.44, 1011.80, 1011.81, 1011.905, 1013.738, F.S.; reenacting and amending s. 409.1451, F.S.; reenacting ss. 288.001, 430.502, 509.032, 539.001, and 718.116, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process; providing effective dates.

—was referred to the Committee on Rules.

By Senator Simmons—

SB 704—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 88.7011, 120.745, 163.336, 218.077(5), 220.33(7), 253.01(2)(b), 288.106(4)(f), 339.08(1)(n), 381.0407, 403.709(1)(f), 409.911(10), 409.91211, 430.04(15), 430.502(10)-(12), 443.131(5), 624.351, 624.352, and 626.2815(7), F.S., and amending ss. 110.123, 339.135, 409.912, 409.9122, 576.061, 828.27, and 1002.32, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2015 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 409.91195, 409.91196, 409.962, 636.0145, 641.19, 641.225, and 641.386, F.S., to conform cross-references; providing an effective date.

—was referred to the Committee on Rules.

By Senator Simmons—

SB 706—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 257.171, 257.193, 257.43, 393.0651, 393.066, 394.4789, 394.495, 394.496, 394.497, 397.406, 397.407, 397.427, 397.471, 397.901, 397.96, 400.147, 401.113, 401.252, 401.34, 402.04, 402.47, 403.414, 403.510, 403.7061, 403.763, 403.871, 403.873, 403.874, 403.876, 403.942, 406.11, 409.2598, 409.9102, 415.112, 420.526, 420.527, 429.44, 467.0125, 467.013, 467.019, 468.1165, 468.307, 468.3851, 468.3852, 468.404, 468.435, 468.532, 468.8312, 468.8317, 468.8412, 476.214, 477.022, 479.07, 481.205, 502.121, and 509.035, F.S., and repealing s. 415.112, F.S., to conform to the directive of the Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rule-making authority; providing an effective date.

—was referred to the Committee on Rules.

By Senator Simpson—

SB 708—A bill to be entitled An act relating to code enforcement officers; amending s. 162.04, F.S.; revising the definition of the term “code enforcement officer”; amending s. 162.21, F.S.; providing educational requirements for code enforcement officers; providing for certification upon successful passage of minimum standards training course and examination; requiring certain currently employed officers to pass a basic skills examination within a specified period; specifying timeframes within which standards training courses must be passed; requiring postcertification training by code enforcement officers at specified intervals; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senators Grimsley and Ring—

SB 710—A bill to be entitled An act relating to physical therapy practice; amending s. 486.021, F.S.; redefining the terms “physical therapist,” “physical therapy practitioner,” “physical therapy” or “physiotherapy,” and “practice of physical therapy”; amending s. 486.025, F.S.; providing additional powers to the Board of Physical Therapy Practice; amending s. 486.081, F.S.; providing restrictions on the use of the title “doctor”; amending s. 486.135, F.S.; prohibiting a person who is not licensed as a physical therapist from using certain designations for false representation; providing restrictions on the use of the title “doctor”; reenacting ss. 1002.385(5)(c) and 1002.66(2)(d), F.S., to incorporate the amendment made to s. 486.021, F.S., in references thereto; reenacting ss. 486.021(4) and 486.031(3)(c), F.S., to incorporate the amendment made to s. 486.081, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Altman—

SB 712—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; exempting all aircraft sales or leases, rather than the sales or leases of certain aircraft, from the sales and use tax; deleting the definition of the term “common carrier” to conform to changes made by the act; amending s. 212.0801, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Finance and Tax; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Grimsley—

SB 714—A bill to be entitled An act relating to environmental control; amending s. 403.067, F.S.; authorizing land set-asides and land-use modifications that reduce nutrient loads into nutrient-impaired surface waters to be used under the water quality credit trading program; amending s. 403.201, F.S.; providing applicability of prohibited variances relating to certain discharges of waste; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund to be used for specified purposes; providing for the deposit of certain funds into the account; reenacting s. 373.414(17), F.S., relating to additional criteria for activities in surface waters and wetlands, to incorporate the amendment made to s. 403.201, F.S.; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Hays—

SB 716—A bill to be entitled An act relating to veterinary medical practice; amending s. 474.203, F.S.; requiring individuals otherwise exempt from the requirements of ch. 474, F.S., relating to veterinary

medical practice to comply with the veterinary medical patient record requirements; providing an effective date.

—was referred to the Committees on Regulated Industries; Higher Education; and Rules.

By Senator Lee—

SB 718—A bill to be entitled An act relating to administrative procedures; amending s. 57.111, F.S.; providing conditions under which a proceeding is not substantially justified for purposes of attorney fees and costs; amending s. 120.54, F.S.; requiring agencies to set a time for workshops for certain unadopted rules; amending s. 120.55, F.S.; providing additional items that must be noticed by an agency in the Florida Administrative Register; requiring agencies to provide such notice to registered recipients under certain circumstances; amending s. 120.56, F.S.; clarifying that petitions for administrative determinations apply to rules and proposed rules; identifying which entities have the burden in hearings in which a rule, proposed rule, or agency statement is at issue; prohibiting an administrative law judge from bifurcating certain petitions; amending s. 120.565, F.S.; authorizing certain parties to state to an agency their understanding of how certain rules apply to specific facts; specifying the timeframe for an agency to provide a declaratory statement; authorizing the award of attorney fees under certain circumstances; amending s. 120.569, F.S.; granting agencies additional time to render final orders under certain circumstances; amending s. 120.57, F.S.; conforming proceedings based on invalid or unadopted rules to proceedings used for challenging existing rules; requiring an agency to issue a notice regarding its reliance on the challenged rule or alleged unadopted rule; authorizing the administrative law judge to make certain findings on the validity of certain alleged unadopted rules; requiring the administrative law judge to issue a separate final order on certain rules and alleged unadopted rules; prohibiting agencies from rejecting specific conclusions of law; limiting situations under which an agency may reject or modify conclusions of law; providing for stay of proceedings not involving disputed issues of fact upon timely filing of a rule challenge; providing that the final order terminates the stay; amending s. 120.573, F.S.; providing additional situations in which a party may request mediation; amending s. 120.595, F.S.; providing criteria for establishing whether a nonprevailing party participated in a proceeding for an improper purpose; revising provisions providing for the award of attorney fees and costs by the appellate court or administrative law judge; providing exceptions; removing a provision authorizing an agency to demonstrate its actions were substantially justified; requiring notice of a proposed challenge by the petitioner as a condition precedent to filing a challenge and being eligible for the reimbursement of attorney fees and costs; authorizing the recovery of attorney fees and costs incurred in litigating rights to attorney fees and costs in certain actions; providing such attorney fees and costs are not limited in amount; amending s. 120.68, F.S.; requiring specified agencies to provide notice of appeal to the Administrative Procedures Committee under certain circumstances; amending s. 120.695, F.S.; removing obsolete provisions; requiring agency review and certification of minor rule violations by a specified date; requiring the reporting of agency failure to complete such review and certification; requiring certification of minor violations for all rules adopted after a specified date; requiring public notice; providing for nonapplicability; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Ring—

SB 720—A bill to be entitled An act relating to school choice; amending s. 1002.33, F.S.; requiring a person or officer of an entity who submits a charter school application to undergo background screening; prohibiting a sponsor from approving a charter school application until completion and receipt of the results of such screening; requiring a charter school applicant to provide evidence of accreditation; revising the deadline by which a charter school must have a certificate of occupancy or temporary certificate of occupancy; requiring that approval of a charter be based on documentation of adequate financial resources to support the charter school's operation; removing obsolete language; amending s. 1002.331, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

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

By Senator Flores—

SB 722—A bill to be entitled An act relating to aviation fuel tax; amending s. 206.9825, F.S.; revising the tax rate of the excise tax on certain aviation fuels; deleting an excise tax exemption for certain aviation fuel delivered by licensed wholesalers or terminal suppliers that increase the state's workforce by certain amounts; providing an effective date.+

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

By Senators Flores and Gaetz—

SB 724—A bill to be entitled An act relating to termination of pregnancies; amending s. 390.0111, F.S.; revising conditions for the voluntary and informed consent to a termination of pregnancy; reenacting s. 390.012(3)(d), F.S., relating to Agency for Health Care Administration rules regarding medical screening and evaluation of abortion clinic patients, to incorporate the amendment made by this act to s. 390.0111, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Fiscal Policy.

By Senator Ring—

SB 726—A bill to be entitled An act relating to consumer protection; amending s. 501.142, F.S.; requiring retail sales establishments that sell goods to the public to grant a refund within a specified period of time for goods costing more than a specified amount if returned by a consumer who has been adjudicated incapacitated or has documentation from a physician of a certain medical condition, or by a representative of the consumer, if specified requirements are satisfied; requiring restitution and providing penalties for a violation of the requirements; making technical changes; amending s. 501.95, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Benacquisto—

SB 728—A bill to be entitled An act relating to health insurance coverage for opioids; creating s. 627.64194, F.S.; defining terms; providing that a health insurance policy that covers opioid analgesic drug products may impose a prior authorization requirement for an abuse-deterrent opioid analgesic drug product only if the insurer imposes the same requirement for each opioid analgesic drug product without an abuse-deterrence labeling claim; prohibiting such health insurance policy from requiring use of an opioid analgesic drug product without an abuse-deterrence labeling claim before providing coverage for an abuse-deterrent opioid analgesic drug product; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Ring—

SB 730—A bill to be entitled An act relating to disciplinary proceedings for health care practitioners; amending s. 456.073, F.S.; requiring the full Board of Medicine or the Board of Osteopathic Medicine to review certain complaints; providing that a third complaint alleging medical malpractice is evidence of probable cause; clarifying that multiple complaints alleging the same wrongful treatment of the same patient constitutes one complaint; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Abruzzo—

SB 732—A bill to be entitled An act relating to sentencing; amending s. 775.089, F.S.; revising the definition of the term “victim” to include governmental entities and political subdivisions in certain instances; creating ss. 838.23 and 839.27, F.S.; requiring the sentencing judge to order restitution and a specified number of community service work hours for violations of chapter 838, F.S., relating to bribery and misuse of public office, or chapter 839, F.S., relating to offenses by public officers and employees; providing an effective date.

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

By Senator Flores—

SB 734—A bill to be entitled An act relating to the advisory council on brain and spinal cord injuries; amending s. 381.78, F.S.; requiring the council to appoint a seven-member committee on brain injury; providing for committee membership; specifying certain duties; requiring the committee to report to the council biannually; requiring the committee to report to the State Surgeon General annually; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Stargel—

SB 736—A bill to be entitled An act relating to residential properties; amending ss. 718.116 and 720.30851, F.S.; providing requirements relating to the request for an estoppel certificate by a unit or parcel owner; providing that the association waives the right to collect any moneys owed in excess of the amounts set forth in the estoppel certificate under certain conditions; providing that the association waives any claim against a person or entity who would have relied in good faith upon the estoppel certificate under certain conditions; providing and revising fee and supplemental fee requirements; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Grimsley—

SB 738—A bill to be entitled An act relating to clinical laboratories; amending s. 483.181, F.S.; requiring certain licensed clinical laboratories to make their services available to specified licensed practitioners; prohibiting such clinical laboratories from charging different prices for its services based on the type of license a practitioner has; authorizing such clinical laboratories to refuse to perform a service if the service is not reimbursable by the applicable insurer or other payor or if there is a history of nonpayment for services by the requester of the service; providing an effective date.

—was referred to the Committees on Health Policy; Fiscal Policy; and Rules.

By Senator Abruzzo—

SB 740—A bill to be entitled An act relating to the use of wireless communications devices; providing a short title; creating s. 316.307, F.S.; prohibiting a person younger than 18 years of age from operating a motor vehicle while using a wireless communications device; defining the term “wireless communications device” and including cellular telephones within that definition for purposes of the act; providing exceptions; providing a penalty; amending s. 322.08, F.S.; adding the AAA Foundation for Traffic Safety to the list of organizations on driver license application forms which may receive voluntary contributions; providing that such contributions are not considered income of a revenue nature for purposes of a service charge; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Simpson—

SB 742—A bill to be entitled An act relating to ticket sales; amending s. 817.36, F.S.; authorizing a specified phrase to be printed or displayed on the ticket; requiring certain guarantees and disclosures for tickets sold through a mobile application or digital platform; deleting the requirement that the ticket seller guarantee a refund if the seller cannot transmit tickets to the buyer in the buyer's preferred method, resulting in the buyer's inability to attend the event; including mobile applications and digital platforms as prohibited places where an individual may not sell or purchase tickets absent the property owner's consent; prohibiting a person from selling, using, or causing to be used specified means to bypass portions of the ticket-buying process or disguise the identity of the ticket purchaser under certain circumstances; providing that a person who violates such prohibitions commits a misdemeanor of the second degree; authorizing an injured party to bring a claim to recover damages; authorizing a court to award damages up to three times the amount of actual damages; deleting a civil penalty and upgrading the severity of a certain offense to a misdemeanor of the second degree; deleting a provision to conform to changes made by the act; establishing registration requirements for a ticket broker; requiring a ticket broker to register with the Department of Agriculture and Consumer Services by a specified date; prohibiting certain persons from registering as a ticket broker; requiring a ticket broker, resale website, mobile application, or other digital platform to disclose specified information; prohibiting a website, mobile application, or digital platform from using a trademark or service mark without written consent; providing an exception; authorizing an aggrieved person to bring a lawsuit and obtain certain remedies; authorizing the recovery of damages, attorney fees, and court costs; authorizing the department to impose one or more specified penalties against a person in specified circumstances; providing for a penalty or a fine; requiring the department to adopt rules to implement the registration provisions; defining terms; making technical changes; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; and Appropriations.

By Senator Richter—

SB 744—A bill to be entitled An act relating to property insurance appraisal umpires and property insurance appraisers; creating part XVII of chapter 468, F.S., relating to property insurance appraisal umpires; creating the property insurance appraisal umpire licensing program within the Department of Business and Professional Regulation; providing legislative findings; providing applicability; authorizing the department to adopt rules; providing definitions; authorizing the department to establish fees; providing licensing application requirements; providing authority and procedures regarding submission and processing of fingerprints; providing examination requirements; providing application requirements for licensure as a property insurance appraisal umpire; providing licensure renewal requirements; authorizing the department to adopt rules; providing continuing education requirements; providing requirements for the inactivation of a license by a licensee; providing requirements for renewing an inactive license; establishing license reactivation fees; providing for certification of partnerships and corporations offering property insurance appraisal umpire services; providing grounds for compulsory refusal, suspension, or revocation of an umpire's license; providing grounds for discretionary denial, suspension, or revocation of an umpire's license; providing ethical standards for property insurance appraisal umpires; creating part XVIII of chapter 468, F.S., relating to property insurance appraisers; creating the property insurance appraiser licensing program within the Department of Business and Professional Regulation; providing legislative findings; providing applicability; authorizing the department to adopt rules; providing definitions; authorizing the department to establish fees; limiting fee amounts; providing licensing application requirements; providing authority and procedures regarding submission and processing of fingerprints; providing examination requirements; providing application requirements for licensure as a property insurance appraiser; providing licensure renewal requirements; authorizing the department to adopt rules; providing continuing education requirements; pro-

viding requirements for the inactivation of a license by a licensee; providing requirements for renewing an inactive license; establishing license reactivation fees; providing for certification of partnerships and corporations offering property insurance appraiser services; providing grounds for compulsory refusal, suspension, or revocation of an appraiser's license; providing grounds for discretionary denial, suspension, or revocation of an appraiser's license; providing ethical standards; providing requirements for certain residential or commercial property insurance contracts that provide for the process of appraisal when the insured and the insurer fail to mutually agree to the actual cash value, the amount of loss, or the cost of repair or replacement of property for which a claim has been filed; providing for the selection of appraisers and umpires; providing for compensation; providing applicability with respect to the Florida Arbitration Code; prohibiting the appraisal process from addressing issues involving coverage or lack thereof under an insurance contract; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Appropriations.

By Senator Lee—

SB 746—A bill to be entitled An act relating to diabetes awareness training for law enforcement officers; providing a short title; creating s. 943.1726, F.S.; requiring the Criminal Justice Standards and Training Commission to develop standards for instruction of law enforcement officers on diabetic emergencies; specifying topics to be included in the instruction; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Ring—

SB 748—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; providing that any copy, facsimile, or other reliable reproduction of the original proxy may be substituted and used in lieu of, and for the same purposes as, the original proxy if the reproduction is a complete reproduction of the entire proxy; amending s. 718.111, F.S.; providing that certain written records of the association related to the operation of the association constitute official records that must be maintained by the association; providing that the vote necessary to charge use fees for the use of the common elements or association property may be approved by a majority of the voting interests present, in person or by proxy, at a meeting of the association if a quorum has been established; amending s. 718.112, F.S.; prohibiting a unit owner from posting specified recordings of a meeting in certain circumstances; clarifying that association property can be used to post notices; amending ss. 718.116, 719.108, and 720.3085, F.S.; providing that the association may recover from the unit owner or parcel owner a reasonable charge imposed by a management or bookkeeping company, or collection agent, incurred in connection with a delinquent assessment; providing that such charges must be liquidated, noncontingent, and based upon actual time expended; providing that fees for collection are not recoverable in a certain circumstance; specifying the hierarchy for the application of payments received for collection services contracted by the association; amending s. 719.104, F.S.; providing that certain written records of the association related to the operation of the association constitute official records that must be maintained by the association; amending ss. 719.106 and 720.306, F.S.; prohibiting a unit owner or parcel owner from posting specified recordings of a meeting in certain circumstances; creating s. 720.3015, F.S.; providing a short title; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Bullard—

SB 750—A bill to be entitled An act relating to patient lifting and handling practices; creating s. 381.029, F.S.; defining the term "hospital"; requiring hospitals to establish a policy concerning the lifting and handling of patients by hospital employees; requiring a committee to develop the policy; providing for membership and duties of the com-

mittee; requiring continuing evaluation of the policy; providing an effective date.

—was referred to the Committees on Health Policy; Fiscal Policy; and Rules.

By Senator Hukill—

SB 752—A bill to be entitled An act relating to the redevelopment trust fund; amending s. 163.387, F.S.; adding certain hospital districts to the list of public bodies or taxing authorities that are exempt from appropriating certain revenues to the redevelopment trust fund; reenacting s. 259.042(9), F.S., to incorporate the amendment made to s. 163.387, F.S., in a reference thereto; providing an effective date.

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

By Senator Bullard—

SB 754—A bill to be entitled An act relating to school safety; amending s. 212.20, F.S.; providing that state sales and use taxes collected on firearms and ammunition shall be allocated to the Safe Schools Trust Fund rather than the General Revenue Fund; amending s. 790.053, F.S.; providing that an exception to prohibition on the open carrying of weapons for certain nonlethal weapons does not apply to persons, other than school faculty or staff members, within school safety zones; creating s. 790.0535, F.S.; providing that a person present within a school safety zone who is carrying a weapon or firearm in violation of specified provisions may avoid charges by surrendering the weapon or firearm to a specified person at the earliest opportunity if the person has committed no other offense involving the weapon or firearm within the zone; amending s. 790.06, F.S.; providing that a license to carry a concealed weapon or firearm does not authorize any person to openly carry a handgun or carry a concealed weapon or firearm in a school safety zone; amending s. 1006.025, F.S.; requiring a school district's guidance plan to include mandatory guidance counseling for certain students in school safety issues; amending ss. 11.45, 202.18, 218.245, 218.65, 288.11621, 288.11625, 288.11631, and 288.1169, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Finance and Tax; Criminal Justice; Appropriations Subcommittee on Education; and Appropriations.

By Senator Bullard—

SB 756—A bill to be entitled An act relating to trust funds; creating s. 1010.88, F.S.; creating the Safe Schools Trust Fund within the Department of Education; providing for sources of funds and purposes; providing for annual carryforward of trust fund balances; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Finance and Tax; Criminal Justice; Appropriations Subcommittee on Education; and Appropriations.

By Senator Evers—

SB 758—A bill to be entitled An act relating to the prescription and use of opioid antagonists for emergency treatment of opioid overdoses; providing a short title; creating s. 381.887, F.S.; defining terms; providing the purposes of the act; providing for the prescribing of opioid antagonists to, and the use of them by, patients and caregivers who have received emergency overdose treatment information; providing for the prescribing of opioid antagonists to, and the use of them by, first responders; providing immunities from liability; providing applicability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bradley—

SB 760—A bill to be entitled An act relating to child protection teams; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the district medical directors to hold certain qualifications; reenacting ss. 39.3031 and 391.026(2), F.S., to incorporate the amendment made by this act to s. 39.303, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Fiscal Policy.

By Senator Simpson—

SB 762—A bill to be entitled An act relating to the sale or exchange of surplus lands; amending s. 373.089, F.S.; extending the timeframe within which a certified appraisal may be obtained for lands to be sold as surplus; revising the procedures a water management district must follow for publishing a notice of intention to sell surplus lands; providing that parcels no longer essential or necessary for conservation purposes and valued below a certain threshold may be sold directly to the highest bidder; authorizing districts to include restrictions on future use of land sold; reenacting ss. 259.101(6)(a), 373.139(6), and 380.0677(9), F.S., to incorporate the amendments made by this act to s. 373.089, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Evers—

SB 764—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; including kratom in a schedule of controlled substances; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(11)(b), 458.3265(1)(e), 459.0137(1)(e), 782.04(1)(a) and (4), 787.06(2)(a), 817.563, 831.31(1)(a) and (2), 856.015(1)(c), 893.02(4), 893.035(2), (7)(a), and (8)(a), 893.0356(2)(a) and (5), 893.05(1), 893.12(2)(b), (c), and (d), 893.13(1)(a), (c) through (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), 921.0022(3)(b), (c), and (e), F.S., to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Hukill—

SB 766—A bill to be entitled An act relating to surveillance by a drone; amending s. 934.50, F.S.; defining terms; prohibiting a person, a state agency, or a political subdivision from using a drone to capture an image of privately owned real property or of the owner, tenant, or occupant of such property with the intent to conduct surveillance without his or her written consent if a reasonable expectation of privacy exists; specifying when a reasonable expectation of privacy may be presumed; providing that an owner, tenant, or occupant may initiate a civil action for compensatory damages or seek injunctive relief against a person, a state agency, or a political subdivision that violates the act; providing for the recovery of attorney fees and punitive damages; specifying that remedies provided by the act are cumulative to other remedies; providing an effective date.

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

By Senator Gaetz—

SB 768—A bill to be entitled An act relating to patient observation status notification; amending s. 395.301, F.S.; requiring licensed facilities to notify patients if they place them in observation status rather than admitted status; requiring facilities to provide certain notice; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Fiscal Policy.

By Senator Smith—

SB 770—A bill to be entitled An act relating to public records; amending s. 403.7032, F.S.; exempting from public records requirements trade secret information in annual recycling reports submitted by private businesses to a county; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; making technical changes; providing a statement of public necessity; providing an effective date.

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

By Senator Smith—

SB 772—A bill to be entitled An act relating to law enforcement training; providing legislative findings; requiring Florida Agricultural and Mechanical University and Florida Memorial University to establish the Law Enforcement Academy for Diverse Communities; specifying minimum requirements for the academy's curriculum; authorizing the academy to perform additional functions; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Montford—

SB 774—A bill to be entitled An act relating to education accountability; amending s. 1003.41, F.S.; providing that the English Language Arts (ELA) and Mathematics online assessments may not be fully implemented until certain technology infrastructure, connectivity, and capacity have been tested, verified, and certified as ready; requiring the Commissioner of Education to provide an alternative to online assessments in certain circumstances; amending s. 1008.22, F.S.; specifying that, for the purpose of the student assessment program, state and local student assessment programs must use the minimum amount of testing necessary; revising requirements for the administration of the ELA and Mathematics assessments; prohibiting the use of such assessments for promotion or retention purposes; prohibiting the use of the ELA assessment for graduation purposes; requiring the commissioner to provide an alternative, nonelectronic option for the administration and reporting of assessments under certain circumstances; providing that online assessments may not be implemented until certain technology infrastructure, connectivity, and capacity has been tested, verified, and certified as ready; revising requirements relating to local assessments, including certain student performance measurements, course content measurements, end-of-course assessments, and administration schedules; amending s. 1008.30, F.S.; providing that the PSAT, SAT, and ACT are tests that may be accepted in lieu of a common placement test to assess student college readiness; authorizing, rather than requiring, high schools to evaluate student college readiness using the results of the test prescribed in this section under certain circumstances; amending s. 1008.31, F.S.; revising legislative intent regarding the state K-20 education performance accountability system; requiring the commissioner to notify the United States Department of Education regarding the transition period required to implement the new performance accountability system; requiring the system to be implemented in the 2016-2017 school year; requiring school grades to be held in abeyance until the system is implemented; creating s. 1008.311, F.S.; providing legislative findings and intent regarding the state's transition to the new system; amending s. 1008.34, F.S.; requiring that specified school grades and school improvement ratings be held in abeyance; authorizing the commissioner to reduce or eliminate intervention and support services for a school or an approved provider under certain circumstances; authorizing school districts to use other measures of student performance or concordant scores for certain purposes; removing a future repeal relating to the transition of the school grading system; amending s. 1008.345, F.S.; requiring the commissioner to continue his or her responsibility for implementing and maintaining a system of intensive school improvement and stringent education accountability during the transition period for implementing the new performance accountability system; amending s. 1008.385, F.S.; requiring the commissioner to

publish technology requirements for school districts to facilitate online assessments; prohibiting the implementation of certain online assessments until certain technology infrastructure, connectivity, and capacity has been tested, verified, and certified as ready; requiring the commissioner to provide an alternative, nonelectronic option for the administration and reporting of assessments under certain circumstances, to submit a report on the implementation of technology requirements by school districts to the Legislature, and to recommend the level of funding for such technology requirements to the Legislature annually; requiring school districts to implement technology requirements for administering online assessments and to report to the commissioner its compliance with such requirements; amending s. 1012.34, F.S.; revising the personnel evaluation procedures and criteria, including student learning assessments; authorizing school districts to measure student learning and performance using certain formulas; revising the rulemaking requirements the State Board of Education must adopt relating to evaluations; requiring the standards for each performance level to be established within a certain timeframe; amending s. 1012.3401, F.S.; revising personnel performance evaluations in relation to student learning or achievement; amending ss. 1001.03, 1002.451, 1004.04, 1004.85, 1007.271, 1008.37, 1012.22, 1012.341, and 1012.56, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Hays—

SB 776—A bill to be entitled An act relating to water and wastewater; creating s. 159.8105, F.S.; requiring the Division of Bond Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation or reallocation of bonds for water and wastewater infrastructure projects; amending s. 212.08, F.S.; extending specified tax exemptions to certain investor-owned water and wastewater utilities; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified percentage or cost; amending s. 367.081, F.S.; authorizing the creation of a utility reserve fund; requiring the commission to adopt rules to govern the implementation and management of the fund; establishing criteria for adjusted rates; specifying expense items that may be automatically increased or decreased; authorizing the commission to establish, by rule, additional specified expense items that cause an automatic increase or decrease of utility rates; requiring, rather than authorizing, the commission to establish a leverage formula under certain circumstances; restricting a utility from recovering more than a certain percentage of reasonable rate case expenses; amending s. 367.0814, F.S.; prohibiting the commission from awarding rate case expense to recover attorney fees or fees of other outside consultants in certain circumstances; requiring the commission to adopt rules; amending s. 367.0816, F.S.; prohibiting a utility from recovering rate case expenses for more than one rate case at a time; amending s. 367.111, F.S.; authorizing the commission to review water quality and wastewater service under certain circumstances; amending s. 403.8532, F.S.; authorizing the Department of Environmental Protection to require or request that the Florida Water Pollution Control Financing Corporation make loans, grants, and deposits to for-profit, privately owned or investor-owned water systems; deleting current restrictions on such activities; amending ss. 367.084 and 367.171, F.S.; conforming cross-references; making technical changes; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Finance and Tax; and Appropriations.

By Senator Hays—

SB 778—A bill to be entitled An act relating to local government construction preferences; amending s. 287.084, F.S.; prohibiting local ordinances and regulations from restricting a certified contractor's competition for award of a contract for construction services based upon certain conditions; requiring a state college, school district, or other political subdivision to make specified disclosures in competitive solicitation documents; providing construction; providing an effective date.

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

By Senator Smith—

SB 780—A bill to be entitled An act relating to a special assessment for law enforcement services; creating s. 166.212, F.S.; authorizing a municipality to levy a special assessment to fund the costs of providing law enforcement services; requiring a municipality to adopt an ordinance and reduce its ad valorem millage to levy the special assessment; providing a methodology for the apportionment of the special assessment and the reduction of the ad valorem millage; requiring the property appraiser to list the special assessment on the notice of property taxes; specifying exceptions to the reduction of the ad valorem millage by more than a certain percentage; authorizing the Department of Revenue to adopt rules and forms; providing for construction; providing an effective date.

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

By Senator Montford—

SB 782—A bill to be entitled An act relating to county officers; amending ss. 145.051, 145.071, 145.09, 145.10, 145.11, and 1001.47, F.S.; providing that the salaries of a clerk of circuit court, county comptroller, sheriff, supervisor of elections, property appraiser, tax collector, and district school superintendent may not be decreased under specific circumstances as the county population increases; amending s. 1001.50, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Gaetz—

SB 784—A bill to be entitled An act relating to health care; providing that this act shall be known as the “Right Medicine, Right Time Act”; creating s. 402.90, F.S.; creating the Clinical Practices Review Commission; housing the commission, for administrative purposes, within the Division of Medical Quality Assurance of the Department of Health; specifying the composition of, qualifications for appointment to, and standards imposed on commission members; designating the members as public officers; requiring the executive director to submit to the Commission on Ethics a list of certain people subject to public disclosure requirements; providing penalties for failure to comply with such standards; specifying the duties and responsibilities of the commission; amending s. 409.967, F.S.; requiring a managed care plan that establishes a prescribed drug formulary or preferred drug list to provide a broad range of therapeutic options to the patient; requiring a managed care plan to comply with specified procedures; creating s. 627.6051, F.S.; requiring sufficient clinical evidence to support a proposed coverage limitation at the point of service; defining the term “sufficient clinical evidence”; requiring the commission to determine whether sufficient clinical evidence exists and the Office of Insurance Regulation to approve coverage limitations if the commission determines that such evidence exists; providing for the liability of a health insurer and its chief medical officer for injuries and damages resulting from restricted access to services if the insurer has imposed coverage limitations without the approval of the office; requiring insurers to establish reserves to pay for such damages; amending ss. 627.642 and 627.6699, F.S.; requiring an outline of coverage and certain plans offered by a small employer carrier to include summary statements identifying specific prescription drugs and procedures that are subject to specified restrictions and limitations; requiring insurers and small employer carriers to post the summaries on the Internet; amending s. 627.651, F.S.; conforming a cross-reference; amending s. 627.662, F.S.; specifying that specified provisions relating to coverage limitations on prescription drugs and diagnostic or therapeutic procedures apply to group health insurance, blanket health insurance, and franchise health insurance; amending s. 641.31, F.S.; requiring a health maintenance contract summary statement to include a statement of any limitations on benefits, the identification of specific prescription drugs, and certain procedures that are subject to specified restrictions and limitations; requiring a health maintenance organization to post the summaries on the Internet; prohibiting a health maintenance organi-

zation from establishing certain procedures and requirements that restrict access to covered services; exempting limitations that are supported by sufficient clinical evidence; requiring the commission to evaluate the sufficiency of the evidence and the Office of Insurance Regulation to approve coverage limitations on the basis of the commission's evaluation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Evers—

SB 786—A bill to be entitled An act relating to towing of vehicles and vessels; amending s. 715.07, F.S.; providing for removal of a vehicle or vessel by a cooperative association or a homeowners' association; authorizing an owner or lessee of real property to have a vehicle or vessel removed from the property without certain signage under certain circumstances; requiring a notice to be attached to the vehicle or vessel and providing requirements therefor; requiring police verification and documentation of such a notice and requirements therefor; providing an effective date.

—was referred to the Committees on Transportation; Regulated Industries; and Fiscal Policy.

By Senator Sobel—

SB 788—A bill to be entitled An act relating to disabled parking; amending s. 316.1964, F.S.; revising provisions that allow counties and municipalities to charge fees for vehicles displaying a disabled parking permit at certain timed parking facilities; excluding vehicles displaying a DV license plate from payment of such fees; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Fiscal Policy.

By Senator Sobel—

SB 790—A bill to be entitled An act relating to hair restoration or transplant; amending ss. 458.331 and 459.015, F.S.; authorizing the Board of Medicine, the Board of Osteopathic Medicine, and the Department of Health to deny a license to or to discipline a hair restoration or transplant surgeon for improperly delegating certain tasks; authorizing the boards and the department to discipline an individual other than a physician assistant or an advanced registered nurse practitioner for improperly accepting the delegation of certain tasks; amending ss. 458.347, 459.022, and 464.012, F.S.; authorizing a supervisory hair restoration or transplant surgeon to delegate to a physician assistant and an advanced registered nurse practitioner certain tasks; creating ss. 458.352 and 459.027, F.S.; requiring a hair restoration or transplant surgeon to document the licensure, education, training, and experience of an individual who accepts the delegation of certain tasks; defining the term “surgical procedure”; requiring a health care provider of hair restoration or transplant to inform a patient of the identity and training status of the individuals involved in the patient's care; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Bean—

SB 792—A bill to be entitled An act relating to pharmacy; amending s. 465.189, F.S.; authorizing a registered intern under the supervision of a pharmacist to administer specified vaccines to an adult; revising which vaccines may be administered by a pharmacist or a registered intern under the supervision of a pharmacist; requiring a registered intern seeking to administer vaccines to be certified to administer such vaccines and to complete a minimum amount of coursework; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Ring—

SB 794—A bill to be entitled An act relating to prejudgment interest; creating s. 55.031, F.S.; requiring a court to include prejudgment interest on the amount of money damages awarded to a plaintiff in a final judgment; providing for retroactive application; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Evers—

SB 796—A bill to be entitled An act relating to financial reporting; amending ss. 718.111, 719.104, and 720.303, F.S.; deleting provisions with respect to the preparation by certain condominium associations, cooperative associations, and homeowners' associations of annual reports of cash receipts and expenditures in lieu of certain financial statements; providing an effective date.

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

By Senator Lee—

SB 798—A bill to be entitled An act relating to household moving services; amending s. 507.01, F.S.; defining terms; amending s. 507.02, F.S.; clarifying intent; amending s. 507.03, F.S.; revising the registration fees for a moving broker; removing the requirement that a moving broker provide evidence of current and valid insurance or alternative coverage; amending s. 507.04, F.S.; removing a prohibition that a mover may not limit its liability for the loss or damage of household goods to a specified valuation rate; removing a requirement that a mover disclose a liability limitation when the mover limits its liability for a shipper's goods; requiring a mover to offer valuation coverage to compensate a shipper for the loss or damage of the shipper's household goods that are lost or damaged during a household move; requiring the valuation coverage to indemnify the shipper for at least the cost of replacement goods less depreciated value; revising the time at which the mover must disclose the terms of the coverage to the shipper in writing; revising the information that the disclosure must provide to the shipper; creating s. 507.045, F.S.; requiring a mover to annually publish, file, and post a tariff with the Department of Agricultural and Consumer Services; requiring the department to reject a noncomplying tariff; providing that a tariff must contain certain information; prohibiting a mover from charging, demanding, collecting, or receiving compensation beyond that agreed upon by the mover and shipper; requiring a mover to provide certain notice to the department about changes in rates or charges and related rules; providing that the department may waive a certain notice requirement; amending s. 507.05, F.S.; requiring a mover to conduct a physical survey and provide a binding estimate in certain circumstances unless waived by the shipper in writing; requiring specified content for the binding estimate; authorizing the mover to provide a maximum one-time fee for providing a binding estimate; requiring the mover and shipper to sign the estimate; requiring the mover to provide the shipper with a copy of the estimate at the time of signature; providing that a binding estimate may only be amended under certain circumstances; providing that a mover reaffirms the original binding estimate once the mover begins to load the household goods for a move; authorizing a mover to charge more than the binding estimate in certain circumstances; requiring a mover to allow a shipper to consider whether additional services are needed; requiring a mover to retain a copy of the binding estimate for a specified period; requiring a mover to provide a contract for service to the shipper before providing moving or accessorial services; requiring a driver to have possession of the contract before leaving the point of origin; requiring a mover to retain a contract of service for a specified period; creating s. 507.054, F.S.; requiring the department to prepare a publication that summarizes the rights and responsibilities of, and remedies available to, movers and shippers; requiring the publication to meet certain specifications; creating s. 507.055, F.S.; requiring a mover to provide certain disclosures to a prospective shipper; amending s. 507.06, F.S.; requiring a mover to tender household goods for delivery on the agreed upon delivery date or within a specified period unless waived by the shipper; requiring a mover to immediately notify and provide certain information to a shipper if the mover is unable to perform delivery on the agreed upon date or

during the specified period; requiring a mover to take certain actions if the mover amends the date or period for pick up or delivery; creating s. 507.065, F.S.; providing a maximum amount that a mover may charge a shipper; requiring a mover to bill a shipper for certain amounts within a specified period; creating s. 507.066, F.S.; specifying the amount of payment that the mover may collect upon delivery of partially lost or destroyed household goods; requiring a mover to determine the proportion of lost or destroyed household goods; prohibiting a mover from collecting or requiring a shipper to pay any charges other than specific valuation rate charges if a household goods shipment is totally lost or destroyed in transit; amending s. 507.07, F.S.; providing that it is a violation of ch. 507, F.S., to fail to comply with specified provisions; providing that it is a violation of ch. 507, F.S., to increase the contracted cost for moving services in certain circumstances; conforming a provision to a change made by this act; amending s. 507.09, F.S.; requiring the department, upon verification by certain entities, to immediately suspend a registration or the processing of an application for a registration in certain circumstances; amending s. 507.11, F.S.; providing criminal penalties; conforming a provision to a change made by this act; creating s. 507.14, F.S.; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

SR 800—Not introduced.

By Senator Gaetz—

SB 802—A bill to be entitled An act relating to vocational rehabilitation; amending s. 413.202, F.S.; providing for the future repeal of the designation of the Division of Vocational Rehabilitation as the administrative unit for purposes of the Vocational Rehabilitation Act of 1973, subject to legislative review of a required report; amending s. 413.207, F.S.; requiring the Division of Vocational Rehabilitation to initiate, by a specified date, a performance improvement plan designed to achieve specified goals; requiring the division to submit a performance report annually, by a specified date, to the Governor and the Legislature which includes specified information; amending s. 413.23, F.S.; authorizing the division to develop and implement a pilot program; creating s. 413.80, F.S.; requiring the division to develop and implement a pilot program to improve the state vocational rehabilitation program; requiring the division to enter into partnership agreements with local, nonprofit organizations; authorizing the division to issue an invitation to negotiate under certain circumstances; requiring that the agreements include specific performance goals in certain areas; requiring the division to report activities and results of the pilot program to the Governor and the Legislature annually by a specified date; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Abruzzo—

SB 804—A bill to be entitled An act relating to violation of an injunction for protection against domestic violence; amending s. 741.31, F.S.; providing enhanced criminal penalties for a third or subsequent violation of an injunction for protection against domestic violence or a foreign protection order issued under specified provisions; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Richter—

SB 806—A bill to be entitled An act relating to the regulation of financial institutions; amending s. 655.005, F.S.; redefining the terms "main office" and "principal office"; amending s. 655.047, F.S.; requiring mailed semiannual assessments to be received by the Office of Financial Regulation by a specified date; requiring electronically transmitted semiannual assessments to be transmitted to the office by specified

dates; amending s. 655.60, F.S.; deleting the requirement that the office select a licensed or certified appraiser to conduct certain appraisals; deleting the requirement that the office approve the cost of certain appraisals before payment of that cost by a state financial institution, subsidiary, or service corporation; creating s. 657.0275, F.S.; requiring a credit union to notify the office of the name and residential address of an individual who is elected or appointed to certain positions within a specified time; authorizing the Financial Services Commission to adopt a notification form by rule; amending s. 658.19, F.S.; revising the individuals for whom certain information must be provided to the office on an application for authority to organize a banking corporation or trust company; amending s. 660.33, F.S.; conforming a cross-reference; amending s. 663.08, F.S.; requiring an international banking corporation to provide its annual certification of capital accounts to the office by a specified date; reenacting ss. 655.960(8) and 663.302(1)(a), F.S., to incorporate the amendment made to s. 655.005, F.S., in references thereto; reenacting ss. 658.165(1), 665.013(3), and 667.003(3), F.S., to incorporate the amendment made to s. 658.19, F.S., in references thereto; reenacting s. 658.12(4), F.S., to incorporate the amendment made to s. 660.33, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Joyner—

SB 808—A bill to be entitled An act relating to reducing racial and ethnic health disparities; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study and provide recommendations relating to Medicaid provider networks by a specified date; requiring a report to the Governor and the Legislature; providing for expiration; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Garcia—

SJR 810—A joint resolution proposing an amendment to Section 6 of Article VIII of the State Constitution to authorize amendments or revisions to the Miami-Dade County Home Rule Charter by a special law approved by the electors of Miami-Dade County; restricting the filing of a bill proposing such a special law; providing that the charter may impose fixed term limits on county commissioners; conforming historical references to reflect the current name of Miami-Dade County.

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

SR 812—Not introduced.

By Senator Dean—

SB 814—A bill to be entitled An act relating to oyster fishery and resource management; creating s. 379.2445, F.S.; providing legislative intent; establishing the Nature Coast Oyster Alliance within the Fish and Wildlife Conservation Commission; requiring the alliance to meet a certain number of times per year; providing that the purpose of the alliance is to coordinate the development of a comprehensive oyster resource recovery and management plan; requiring the alliance to establish an Oyster Resource Recovery and Management Working Group; assigning certain responsibilities to the working group; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Grimsley—

SB 816—A bill to be entitled An act relating to home health agencies; amending s. 400.474, F.S.; revising the information that a home health agency is required to submit to the Agency for Health Care Adminis-

tration for license renewal; removing the requirement that a home health agency submit quarterly reports; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Garcia—

SB 818—A bill to be entitled An act relating to maximum class size; amending s. 1003.03, F.S.; requiring the calculation of a school district's class size categorical allocation reduction at the school average when maximum class size requirements are not met; revising the calculation; providing an effective date.

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

By Senator Garcia—

SB 820—A bill to be entitled An act relating to patient admission status notification; amending s. 395.301, F.S.; providing requirements for licensed facilities for patient notification regarding admission status; providing an effective date.

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

By Senator Smith—

SB 822—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; creating s. 776.001, F.S.; providing legislative intent regarding the justifiable use of force; amending s. 776.041, F.S.; clarifying what constitutes provocation in the determination of applicability of the justified use of force provision; amending s. 790.01, F.S.; providing an exemption from criminal penalties for a person carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; reenacting s. 790.02, 790.06(1), 790.25(5), and 921.0022(3)(e), F.S., to incorporate the amendment made to s. 790.01, F.S., in references thereto; providing an effective date.

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

By Senator Evers—

SB 824—A bill to be entitled An act relating to public-private partnerships; transferring, renumbering, and amending s. 287.05712, F.S.; revising definitions; deleting provisions creating the Public-Private Partnership Guidelines Task Force; requiring a private entity that submits an unsolicited proposal to pay an initial application fee and additional amounts if the fee does not cover certain costs; specifying payment methods; authorizing a responsible public entity to alter the statutory timeframe for accepting proposals for a qualifying project under certain circumstances; deleting a provision that requires approval of the local governing body before a school board enters into a comprehensive agreement; revising the conditions necessary for a responsible public entity to approve a comprehensive agreement; deleting provisions relating to notice to affected local jurisdictions; providing that fees imposed by a private entity must be applied as set forth in the comprehensive agreement; restricting provisions in financing agreements that could result in a responsible public entity's losing ownership of real or tangible personal property; deleting a provision that required a responsible public entity to comply with specific financial obligations; providing duties of the Department of Management Services; revising provisions relating to construction of the act; providing an effective date.

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

By Senator Evers—

SB 826—A bill to be entitled An act relating to public records and public meetings; transferring, renumbering, and amending s. 287.05712, F.S., relating to qualifying public-private projects for public facilities and infrastructure; providing a definition; providing an exemption from public records requirements for unsolicited proposals received by a responsible public entity for a specified period; providing an exemption from public meeting requirements for any portion of a meeting of a responsible public entity during which exempt proposals are discussed; requiring that a recording be made of the closed meeting; providing an exemption from public records requirements for the recording of, and any records generated during, a closed meeting for a specified period; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Diaz de la Portilla—

SB 828—A bill to be entitled An act relating to international banking corporations; creating s. 663.021, F.S.; providing that specified entities of an international banking corporation are not required to produce certain books or records that are maintained outside the United States and are not available to the entities in response to a subpoena; providing applicability; providing that a request for production of certain books or records for a customer of an office of the international banking corporation which is established or maintained in a foreign country must be conducted pursuant to letters rogatory or in accordance with specified treaties or conventions; providing an effective date.

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

By Senator Simmons—

SB 830—A bill to be entitled An act relating to the regulation of corporation not for profit self-insurance funds; amending s. 624.4625, F.S.; revising the requirements for a participating member of a corporation not for profit self-insurance fund; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Fiscal Policy.

By Senator Simpson—

SB 832—A bill to be entitled An act relating to sector plans; amending s. 163.3184, F.S.; requiring that plan amendments that propose an amendment to an adopted sector plan follow a specified state-coordinated review process; amending s. 163.3245, F.S.; establishing that this section is intended to promote development of a long-term vision for conservation, development, and agriculture on a landscape scale; providing that the purpose of a scoping meeting is to identify the data and resources available to assist in the preparation of the long-term master plan; providing that if the entire planning area proposed for the long-term master plan is within the jurisdiction of two or more local governments, some or all of them may enter into a joint planning agreement with respect to the geographic area that is subject to the long-term master plan; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to a long-term master plan do not apply; requiring that certain maps, illustrations, and text included in a long-term master plan identify general procedures and policies to be followed in facilitating intergovernmental coordination that addresses extrajurisdictional impacts from the future land uses if not addressed in other plan elements; providing that a long-term master plan is not required to project certain factors relating to public facilities or to prescribe certain application or review procedures for a detailed specific area plan under certain circumstances; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to detailed specific area plans do not apply; requiring detailed specific area plans to identify certain factors related to transportation and other public facilities in a 5-year capital improvement schedule of the affected local government; requiring

detailed specific area plans to record conservation easements effective by a certain date; requiring detailed specific area plans to identify specific procedures to facilitate intergovernmental coordination to address certain extrajurisdictional impacts if not addressed in other plan elements; requiring that all lands identified in the long-term master plan for permanent preservation be subject to a recorded conservation easement by a certain date; providing that an applicant may request a pre-application conference with the local government that has jurisdiction before filing an application for a detailed specific area plan, subject to certain requirements; requiring the local government to document and provide to participants the findings and agreements within a certain timeframe following the conference; providing that the participants may comment, agree, or disagree in writing with the documentation within a certain timeframe; prohibiting the local government and reviewing agencies from objecting to assumptions and methodologies agreed upon by participants under certain circumstances; requiring the applicant for a detailed specific area plan to transmit copies of the application to specified reviewing agencies for review and comment; requiring such comments to be submitted to the local government having jurisdiction and to the state land planning agency, subject to certain requirements; requiring that natural resources within the planning area identified in a legally effective long-term master plan as significant for preservation or conservation be considered regionally significant natural resources for certain permitting purposes; conforming a cross-reference; authorizing a water management district to issue a requesting applicant a consumptive use permit for a duration commensurate with an approved master development order subject to certain requirements and restrictions; providing applicability; providing an effective date.

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

By Senator Joyner—

SB 834—A bill to be entitled An act relating to local governing bodies; amending s. 292.10, F.S.; providing that counties with a certain percent of the population consisting of veterans qualify as areas of high veteran impact to fund boards of county commissioners to exercise certain powers; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Fiscal Policy.

By Senator Latvala—

SB 836—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; revising provisions relating to assessments that are premium and not subject to the premium tax; limiting an insurer’s liability for uncollectible emergency assessments; deleting the requirement to file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bradley—

SB 838—A bill to be entitled An act relating to justices and judges; amending s. 121.021, F.S.; revising the applicability of the term “termination”; amending s. 121.091, F.S.; providing that a retired justice or retired judge is not subject to certain restrictions on employment after retirement otherwise applicable to retired employees; amending s. 121.591, F.S.; providing that a retired justice or retired judge who returns to temporary employment as a senior judge in any court may continue to receive a distribution of his or her retirement account after

providing proof of termination from his or her regularly established position; adjusting employer contribution rates in order to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing findings of an important state interest; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Sobel—

SB 840—A bill to be entitled An act relating to write-in candidates; amending s. 99.0615, F.S.; removing the requirement that a write-in candidate reside within the district of the office sought at the time of qualification; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

By Senator Benacquisto—

SB 842—A bill to be entitled An act relating to Citizens Property Insurance Corporation eligibility for coverage; amending s. 627.351, F.S.; removing the prohibition against permits for substantial improvements from being eligible for coverage; authorizing coverage for major structures built before a certain date and subsequently rebuilt, repaired, restored, or remodeled to a specified percentage less than the major structure's original square footage; reenacting s. 627.712(1), F.S., to incorporate the amendment made by this act to s. 627.351, F.S.; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Fiscal Policy.

SR 844—Not introduced.

By Senator Evers—

SB 846—A bill to be entitled An act relating to public records; amending s. 379.249, F.S.; exempting from public records requirements the personal information contained in site files or records which identifies the location of artificial reefs funded with private contributions; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Rules.

By Senator Richter—

SB 848—A bill to be entitled An act relating to the employment of individuals with disabilities; providing a short title; providing legislative intent; providing a purpose; requiring specified state agencies and organizations to develop and implement an interagency cooperative agreement; requiring the interagency cooperative agreement to provide the roles, responsibilities, and objectives of state agencies and organizations; authorizing the state agencies and organizations that are parties to the interagency cooperative agreement to adopt rules; providing an effective date.

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

By Senator Hays—

SB 850—A bill to be entitled An act relating to local government; amending s. 163.31801, F.S.; authorizing the use of impact fees to provide, construct, improve, repair, alter, or replace new and existing capital facilities; creating s. 201.032, F.S.; authorizing a county or municipality to impose a surcharge on documents taxable under s. 201.02, F.S., for the purpose of funding certain capital improvements and capital facilities in lieu of impact fees; restricting the amount of the surcharge;

specifying procedures to enact an ordinance to impose the surcharge and specifying the effective date of such ordinance; requiring that a copy of the notice be provided to the Department of Revenue; requiring the department to pay certain moneys to a county or municipality that imposes the surcharge; requiring a county or municipality to deposit revenues from the surcharge into a special trust fund and to annually provide certain information about such fund to the department; specifying authorized uses of surcharge revenues; prohibiting a county or municipality that imposes a surcharge for an authorized purpose from also assessing an impact fee for the same purpose; providing applicability; providing for construction; providing an effective date.

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

SB 852—Withdrawn prior to introduction.

By Senator Sobel—

SB 854—A bill to be entitled An act relating to domestic partners; amending s. 28.24, F.S.; requiring the clerk of the circuit court to collect a filing fee for domestic partner registrations; amending s. 382.009, F.S.; requiring notification of a patient's domestic partner in the event of the brain death of the patient; amending s. 394.459, F.S.; requiring a facility providing mental health services to authorize access to a patient by his or her domestic partner; amending s. 400.022, F.S.; requiring that nursing homes allow a domestic partner access to his or her partner who is a resident and requiring that the domestic partner be allowed to meet with the families of other residents; amending s. 406.50, F.S.; including a domestic partner as a legally authorized person who may object to the use of unclaimed remains for medical education or research; requiring a person or entity in charge or in control of the remains of a deceased person to contact the decedent's domestic partner under certain circumstances; authorizing a funeral director to assume responsibility as the legally authorized person if a relative or domestic partner does not exist or is not available; amending s. 408.051, F.S.; adding the term "domestic partner" to the definition of the term "patient representative" as it relates to the Florida Electronic Health Records Exchange Act; amending s. 429.28, F.S.; requiring that assisted living facilities allow domestic partners to share a room under specified circumstances; amending s. 429.85, F.S.; requiring that adult family-care homes allow domestic partners to share a room under specified circumstances; amending s. 446.50, F.S.; providing for the deposit of moneys generated from the fee charged for a Declaration of Domestic Partnership into the Displaced Homemaker Trust Fund; amending s. 497.005, F.S.; including a domestic partner as a legally authorized person who may make funeral arrangements for a decedent; amending s. 497.152, F.S.; adding the domestic partner to the list of persons whose written authorization must be obtained before the entombment, interment, disinterment, disentombment, or disinurnment of a person's remains; adding the domestic partner to the list of persons who may file a complaint with the licensee; amending s. 741.01, F.S.; requiring that funds generated from the Declaration of Domestic Partnership fee be deposited in and disbursed from the Domestic Violence Trust Fund; deleting a provision requiring funds to be appropriated to the Department of Children and Families for a specified purpose; creating s. 741.501, F.S.; providing legislative findings; creating s. 741.502, F.S.; defining terms; creating s. 741.503, F.S.; requiring the Department of Health to adopt forms; creating s. 741.504, F.S.; establishing requirements for domestic partnership; providing criminal penalties for providing false information; creating s. 741.505, F.S.; specifying prohibitions to forming domestic partnerships under certain circumstances; creating s. 741.506, F.S.; identifying rights afforded to domestic partners; providing for the enforcement of such rights; creating s. 741.507, F.S.; providing fees for establishing and terminating a domestic partnership; creating s. 741.508, F.S.; providing methods to prove the existence of a domestic partnership under certain circumstances; creating s. 741.509, F.S.; providing for termination of a domestic partnership; creating s. 741.510, F.S.; providing that the act does not preempt the authority of a county or municipality to enact a domestic partnership ordinance that does not conflict with the act; amending s. 765.105, F.S.; including a patient's domestic partner as one of several specified persons who may seek judicial intervention to question the surrogate's or proxy's health care decisions; amending s. 765.401, F.S.; providing that a domestic partner may serve as a health care proxy; amending s. 765.512, F.S.; providing that the domestic partner may

make an anatomical gift on behalf of a decedent under certain circumstances; amending s. 765.517, F.S.; adding a domestic partner to the list of people who may receive the remainder of body parts after an anatomical gift; amending s. 872.04, F.S.; authorizing a domestic partner to provide written consent for an autopsy to be performed on his or her deceased partner if a health care surrogate has not been designated; providing an effective date.

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

By Senator Latvala—

SB 856—A bill to be entitled An act relating to vision insurance; creating s. 501.501, F.S.; prohibiting specified insurers, prepaid limited health service organizations, and health maintenance organizations and third-party administrators thereof from requiring a licensed ophthalmologist or optometrist to provide vision care services under specified circumstances or to purchase certain materials or services; specifying that a violation of the section constitutes an unfair or deceptive act or practice subject to specified civil and administrative action; providing an effective date.

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

By Senator Garcia—

SB 858—A bill to be entitled An act relating to an exemption from the sales and use tax for direct mail advertising literature; amending s. 212.08, F.S.; providing an exemption for certain direct mail advertising literature for the sale of services or property; defining the term “direct mail advertising literature”; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Garcia—

SB 860—A bill to be entitled An act relating to pharmacy; creating s. 465.1862, F.S.; defining terms; providing requirements for contracts between pharmacy benefit managers and contracted pharmacies; requiring a pharmacy benefit manager to ensure that a prescription drug has met certain requirements to be placed on a maximum allowable cost pricing list; requiring the pharmacy benefit manager to disclose certain information to a plan sponsor; requiring a contract between a pharmacy benefit manager and a pharmacy to include an appeal process; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Soto—

SB 862—A bill to be entitled An act relating to Nursing Home Guides; amending s. 400.191, F.S.; requiring the Agency for Health Care Administration to publish Gold Seal designations in the Nursing Home Guide; requiring each nursing home facility to post a sign on every facility entrance which indicates the Gold Seal designation of the facility; requiring a nursing home facility on the Nursing Home Guide Watch List to provide notice containing certain information to the primary familial contact for each resident; reenacting s. 400.23(2)(h), F.S., to incorporate the amendment made to s. 400.191, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Fiscal Policy.

By Senator Soto—

SB 864—A bill to be entitled An act relating to sales of motor vehicles powered by electricity or hydrogen; amending s. 212.08, F.S.; defining the terms “electric vehicle” and “hydrogen vehicle”; exempting the sale of

an electric vehicle and a hydrogen vehicle from the sales and use tax until a specified date; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senators Flores, Garcia, and Diaz de la Portilla—

SM 866—A memorial to the President of the United States and the Congress of the United States expressing profound disagreement with the decision of the President to restore full diplomatic relations with Cuba, opposing the opening of a consulate or any diplomatic office in this state, and urging the upholding of the embargo.

—was referred to the Committee on Rules.

By Senator Soto—

SB 868—A bill to be entitled An act relating to solar energy; reviving, readopting, and amending s. 377.806, F.S., relating to the Solar Energy System Incentives Program; authorizing rebates for a portion of the purchase price of solar energy systems during a specified period; requiring applications for rebates to include proofs of purchase; requiring the Department of Agriculture and Consumer Services to give priority to residents who have installed a solar energy system upon their homestead valued below a certain threshold amount; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Ring—

SB 870—A bill to be entitled An act relating to community associations; amending ss. 718.112, 719.106, and 720.306, F.S.; authorizing a condominium, cooperative, and homeowners’ association to conduct elections by electronic voting under certain conditions; authorizing the Secretary of State to study and adopt rules governing the use of electronic voting systems for certain purposes; creating ss. 718.128, 719.129, and 720.317, F.S.; requiring an association to select an independent third party as an inspector of elections for certain purposes; providing duties of the inspector; providing a definition; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Hukill—

SB 872—A bill to be entitled An act relating to estates; amending s. 733.106, F.S.; authorizing the court, if costs and attorney fees are to be paid from the estate under specified sections of law, to direct payment from a certain part of the estate or, under specified circumstances, to direct payment from a trust; authorizing costs and fees to be assessed against one or more persons’ part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs and fees; authorizing a court to assess costs and fees without finding that the person engaged in specified wrongful acts; amending s. 733.212, F.S.; revising the required content for a notice of administration; revising provisions that require an interested person, who has been served a notice of administration, to file specified objections in an estate matter within 3 months after service of such notice; providing that the 3-month period may only be extended for certain estoppel; providing that objections that are not barred by the 3-month period must be filed no later than a specified date; deleting references to objections based upon the qualifications of a personal representative; amending s. 733.2123, F.S.; conforming provisions to changes made by the act; amending s. 733.3101, F.S.; requiring a personal representative to resign immediately if he or she knows that he or she was not qualified to act at the time of appointment; requiring a personal representative who was qualified to act at such appointment to file a notice if no longer qualified; authorizing an interested person within a specified period of time to request the removal of a personal

representative who files such notice; providing that a personal representative is liable for costs and attorney fees incurred in a removal proceeding if he or she is removed and should have known of the facts supporting the removal; defining the term "qualified"; amending s. 733.504, F.S.; requiring a personal representative to be removed and the letters of administration revoked if he or she was not qualified to act at the time of appointment; amending s. 733.617, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a personal representative if the attorney prepared or supervised execution of the will unless the attorney or person is related to the testator or the testator acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying when a person is "related" to another individual; specifying when an attorney or person related to the attorney is deemed to be nominated as personal representative; providing that the provisions do not limit an interested person's rights or remedies at law or equity except for compensation payable to a personal representative; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a personal representative from serving or affect the validity of a will; providing a form for the written acknowledgment; providing applicability; amending s. 733.817, F.S.; defining and redefining terms; deleting a provision that exempts an interest in protected homestead from the apportionment of taxes; providing for the payment of taxes on protected homestead family allowance and exempt property by certain other property to the extent such other property is sufficient; revising the allocation of taxes; revising the apportionment of the net tax attributable to specified interests; authorizing a court to assess liability in an equitable manner under certain circumstances; providing that a governing instrument may not direct that taxes be paid from property other than property passing under the governing instrument, except under specified conditions; requiring that direction in a governing instrument be express to apportion taxes under certain circumstances; requiring that the right of recovery provided in the Internal Revenue Code for certain taxes be expressly waived in the decedent's will or revocable trust with certain specificity; specifying the property upon which certain tax is imposed for allocation and apportionment of certain tax; providing that a general statement in the decedent's will or revocable trust waiving all rights of reimbursement or recovery under the Internal Revenue Code is not an express waiver of certain rights of recovery; requiring direction to specifically reference the generation-skipping transfer tax imposed by the Internal Revenue Code to direct its apportionment; authorizing, under certain circumstances, the decedent to direct by will the amount of net tax attributable to property over which the decedent held a general power of appointment under certain circumstances; providing that an express direction in a revocable trust is deemed to be a direction contained in the decedent's will as well as the revocable trust under certain circumstances; providing that an express direction in the decedent's will to pay tax from the decedent's revocable trust by specific reference to the revocable trust is effective unless a contrary express direction is contained in the revocable trust; revising the resolution of conflicting directions in governing instruments with regard to payment of taxes; providing that the later express direction in the will or other governing instrument controls; providing that the date of an amendment to a will or other governing instrument is the date of the will or trust for conflict resolution only if the codicil or amendment contains an express tax apportionment provision or an express modification of the tax apportionment provision; providing that a will is deemed executed after another governing instrument if the decedent's will and another governing instrument were executed on the same date; providing that an earlier conflicting governing instrument controls as to any tax remaining unpaid after the application of the later conflicting governing instrument; providing that a grant of permission or authority in a governing instrument to request payment of tax from property passing under another governing instrument is not a direction apportioning the tax to the property passing under the other governing instrument; providing a grant of permission or authority in a governing instrument to pay tax attributable to property not passing under the governing instrument is not a direction apportioning the tax to property passing under the governing instrument; providing application; prohibiting the requiring of a personal representative or fiduciary to transfer to a recipient property that may be used for payment of taxes; amending s. 736.0708, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a trustee if the attorney prepared or supervised execution of the trust instrument unless the attorney or person is related to the settlor or the settlor acknowledges in writing the receipt of certain disclosures; specifying the dis-

closures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying when a person is "related" to another individual; specifying when an attorney or person related to the attorney is deemed to be appointed as trustee; providing that the provisions do not limit an interested person's rights or remedies at law or equity except for compensation payable to a trustee; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a trustee from serving or affect the validity of a trust instrument; providing a form for the written acknowledgment; providing applicability; amending s. 736.1005, F.S.; authorizing the court, if attorney fees are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that fees may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such fees; providing that a court may assess fees without finding that a person engaged specified wrongful acts; amending s. 736.1006, F.S.; authorizing the court, if costs are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that costs may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs; reenacting s. 738.302(4), F.S., relating to the apportionment of receipts and disbursements when the decedent dies or income interest begins, to incorporate the amendment made to s. 733.817, F.S., in a reference thereto; providing that specified sections of the act are remedial and intended to clarify existing law; providing for retroactive and prospective application of specified portions of the act; providing effective dates.

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

By Senator Stargel—

SB 874—A bill to be entitled An act relating to the dual enrollment program; amending s. 1007.271, F.S.; exempting dual enrollment students from paying certain fees, including technology fees; deleting the requirement that a home education secondary student be responsible for his or her own instructional materials in order to participate in the dual enrollment program; requiring a postsecondary institution that is eligible to participate in the dual enrollment program to enter into a home education articulation agreement; requiring the postsecondary institution to annually complete and submit the agreement to the Department of Education by a specified date; conforming provisions to changes made by the act; authorizing certain instructional materials to be made available free of charge to dual enrollment students in public high schools, home education programs, and private schools; requiring the department to review dual enrollment articulation agreements submitted for certain students, including home education students and private school students, to participate in a dual enrollment program; requiring the Commissioner of Education to notify the district school board superintendent and the president of the postsecondary institution if the dual enrollment articulation agreement does not comply with statutory requirements; requiring a district school board and a Florida College System institution to annually complete and submit to the department by a specified date a dual enrollment articulation agreement with a state university and an eligible independent college or university, as applicable; providing requirements for a private school student to participate in a dual enrollment program; requiring a postsecondary institution eligible to participate in the dual enrollment program to enter into an articulation agreement with each private school student seeking enrollment in a dual enrollment course and his or her parent; requiring the postsecondary institution to annually complete and submit the articulation agreement to the department by a specified date; providing requirements for the articulation agreement; amending ss. 1002.20 and 1011.62, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Dean—

SB 876—A bill to be entitled An act relating to the Beirut Memorial; creating s. 265.005, F.S.; providing legislative intent; requiring the De-

partment of Management Services to establish a Beirut Memorial, subject to legislative appropriation; requiring the department to consider recommendations of the Department of Veterans' Affairs and the Florida Historical Commission regarding specific aspects of the memorial; requiring the Department of Management Services to coordinate with the Division of Historical Resources regarding design and placement of the memorial; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Montford—

SB 878—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; revising the membership of the cabinet; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education Pre-K - 12; and Rules.

By Senator Ring—

SB 880—A bill to be entitled An act relating to student loan default rates; amending s. 1005.04, F.S.; requiring certain institutions to maintain a federal student loan cohort default rate below a specified percentage; providing that an institution is ineligible to receive certain grant payments, and remains ineligible, until the institution's federal student loan cohort default rate falls below a specified percentage; defining such an institution's period of ineligibility; amending s. 1005.31, F.S.; revising the minimum standards the Commission for Independent Education must use to evaluate an institution for licensure to include the institution's federal student loan cohort default rate; requiring the commission to deny a renewal license for an institution whose federal student loan cohort default rate exceeds a specified percentage; amending s. 1005.32, F.S.; revising the minimum criteria for an independent postsecondary educational institution to apply for a license by accreditation to include a maximum percentage for the institution's federal student loan cohort default rate; amending ss. 1009.89 and 1009.891, F.S.; prohibiting an institution whose federal student loan cohort default rate exceeds a specified percentage from receiving William L. Boyd, IV, Florida Resident Access Grant payments and Access to Better Learning and Education Grant Program payments; defining such institutions' periods of ineligibility; amending s. 1011.81, F.S.; requiring Florida College System institution performance funding for industry certifications to take into consideration an institution's federal student loan cohort default rate; amending s. 1011.905, F.S.; requiring State University System institution performance funding calculations to take into consideration an institution's federal student loan cohort default rate; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

SR 882—Not introduced.

By Senator Bullard—

SB 884—A bill to be entitled An act relating to workforce education postsecondary student fees; amending s. 1009.22, F.S.; removing adult general education program student fees; amending s. 1011.80, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Brandes—

SB 886—A bill to be entitled An act relating to the research and development tax credit; amending s. 220.196, F.S.; deleting an obsolete reference; increasing the total amount of tax credits which may be granted to business enterprises during any calendar year; revising the

deadline for the filing of an application for the tax credit; revising the allocation of the tax credit to applicants; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Detert—

SB 888—A bill to be entitled An act relating to educator professional practices; amending s. 39.202, F.S.; authorizing certain employees or agents of the Department of Education to have access to certain reports and records; amending s. 1012.79, F.S.; revising the membership of the Education Practices Commission; authorizing the Commissioner of Education to appoint emeritus members to the commission; amending s. 1012.796, F.S.; authorizing the commissioner to issue a letter of guidance in response to a complaint against a teacher or administrator in lieu of a probable cause determination; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

SB 890—Withdrawn prior to introduction.

By Senator Bullard—

SB 892—A bill to be entitled An act relating to safe work environments; providing a short title; providing legislative findings and purposes; creating part III of chapter 448, F.S.; providing definitions; providing that subjecting an employee to an abusive work environment is an unlawful employment practice; prohibiting retaliation against an employee who has opposed any unlawful employment practice or who has made a charge, testified, assisted, or participated in any manner in an investigation or proceeding concerning such a claim; providing for vicarious liability for employers in certain circumstances; providing a defense; providing for liability for individual employees in certain circumstances; providing a defense; providing affirmative defenses; specifying relief available; limiting an employer's liability for emotional distress and precluding punitive damages in certain circumstances; specifying that provisions may only be enforced by a private right of action; providing time limitation on actions; providing that remedies provided shall be in addition to and not in place of other remedies provided in law; providing for reimbursement of certain compensation; amending ss. 1002.42 and 1006.07, F.S.; requiring screening of certain persons before entering instructional areas; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Thompson—

SB 894—A bill to be entitled An act relating to absentee voting; amending ss. 97.012, 97.021, 97.026, 98.065, 98.077, 98.0981, 98.255, 101.051, 101.151, 101.5612, 101.5614, 101.572, 101.591, 101.6105, 101.62, 101.64, 101.65, 101.655, 101.661, 101.662, 101.67, 101.68, 101.69, 101.6921, 101.6923, 101.6925, 101.694, 101.6951, 101.6952, 101.697, 102.031, 102.141, 102.168, 104.047, 104.0616, 104.17, 117.05, 394.459, 741.406, and 916.107, F.S.; revising references of "absentee ballot" to "vote-by-mail ballot"; conforming terminology to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Rules.

By Senator Brandes—

SB 896—A bill to be entitled An act relating to the location of utilities; amending s. 125.42, F.S.; authorizing the board of county commissioners to grant a license to work on or operate specified utility and communications services lines only within the right-of-way limits of certain county or public highways or roads; conforming a cross-reference; amending s. 337.401, F.S.; authorizing the Department of Transporta-

tion and certain local governmental entities to prescribe and enforce rules or regulations regarding placing and maintaining specified structures only within the right-of-way limits of roads or publicly owned rail corridors under their respective jurisdictions; prohibiting a municipality or county from requiring a provider of communications services to re-submit information already in the possession of, or previously provided to, the municipality or county; amending s. 337.403, F.S.; requiring a utility owner, under certain circumstances, to initiate at its own expense the work necessary to alleviate an interference to a public road or publicly owned rail corridor which is caused by a utility if it is within the right-of-way limits of the public road or publicly owned rail corridor; requiring an authority or an entity other than the authority to bear the costs of relocating a utility in certain circumstances; requiring the authority to bear the cost of the utility work necessary to eliminate an unreasonable interference if the utility is located within a certain utility easement; conforming a cross-reference; providing an effective date.

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

By Senator Altman—

SB 898—A bill to be entitled An act relating to the special risk class; amending s. 121.0515, F.S.; revising criteria for membership in the special risk class to include members employed as 911 public safety telecommunicators; providing that such a telecommunicator is not eligible for a certain adjustment in his or her monthly retirement benefit; making technical changes; declaring the act fulfills an important state interest; providing an effective date.

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

By Senators Abruzzo and Smith—

SB 900—A bill to be entitled An act relating to economic development; creating s. 212.099, F.S.; establishing the Restaurant and Hotel Renovation Tax Refund Program; defining terms; providing policies and procedures for the review and approval of applications; requiring the Department of Economic Opportunity to verify renovation project costs and the incremental sales tax revenue increases for approved applicants; prescribing limitations with respect to tax refund amounts; requiring the Department of Revenue to remit tax refund payments upon certification; requiring the Department of Economic Opportunity to cease certifying tax refund amounts under specified conditions; authorizing the Department of Economic Opportunity and the Department of Revenue to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Clemens—

SB 902—A bill to be entitled An act relating to hemp production; providing a short title; creating s. 581.301, F.S.; providing a definition; providing that hemp is an agricultural crop; providing legislative intent; requiring registration of hemp producers; providing registration requirements; providing exemptions; requiring rulemaking; providing for an affirmative defense to certain charges relating to cannabis; providing exceptions to other laws; providing an effective date.

—was referred to the Committees on Agriculture; Criminal Justice; Regulated Industries; and Appropriations.

By Senator Bean—

SB 904—A bill to be entitled An act relating to nurse registries; amending s. 400.462, F.S.; defining a term; amending s. 400.506, F.S.; providing for the licensure of more than one nurse registry operational site within the same geographic service area; authorizing a licensed nurse registry to operate a satellite office; requiring a nurse registry operational site to keep all original records; requiring a nurse registry to provide notice and certain evidence before it relocates an operational site or opens a satellite office; reenacting ss. 400.497, 817.505(3)(h),

400.506(3), F.S., to incorporate the amendment made to s. 400.506, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Sobel—

SB 906—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring an application for a charter school to contain a list of certain information regarding all charter schools currently or previously operated by the applicant, applicant group, or proposed management company; requiring a sponsor to consider current or previous charter school performance by the applicant, applicant group, or proposed management company; authorizing a sponsor to deny an application based on charter school failures; requiring a charter school to submit monthly financial statements for the first year of operation with specified information included; requiring a charter school to submit a plan to become financially viable under certain circumstances; requiring a charter to include documentation of adequate financial resources to support the charter school's operation; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Altman—

SB 908—A bill to be entitled An act relating to transportation; amending s. 316.003, F.S.; providing definitions; amending s. 316.083, F.S.; revising provisions relating to the passing of a vehicle; creating s. 316.0833, F.S.; prohibiting passing and turning in front of a vulnerable user in an unsafe manner; providing penalties; amending s. 316.0875, F.S.; revising exceptions to provisions for designated no-passing zones; creating s. 316.1921, F.S.; prohibiting harassing, taunting, or throwing an object at a person riding a bicycle; providing criminal penalties; amending s. 316.1925, F.S.; revising provisions relating to careless driving; amending s. 316.2065, F.S.; revising the definition of the term “substandard-width lane”; creating s. 318.142, F.S.; providing penalties for specified infractions contributing to bodily injury of a vulnerable user; amending s. 318.19, F.S.; requiring a hearing for specified offenses; amending s. 322.095, F.S.; requiring traffic law and substance abuse education courses to include instruction on traffic laws relating to rights and safety of vulnerable users; amending s. 322.12, F.S.; requiring driver license examinations to include a test of the applicant's knowledge of traffic laws relating to rights and safety of vulnerable users; amending s. 1003.48, F.S.; requiring driver education courses offered by a school district to include certain instruction; providing severability; providing an effective date.

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

By Senator Altman—

SJR 910—A joint resolution proposing an amendment to Section 6 of Article VII of the State Constitution to authorize the living spouse of a deceased veteran, who upon his or her death was aged 65 or older, partially or totally permanently disabled due to combat, and honorably discharged, to receive a discount on the payment of ad valorem taxes on homestead property based on the percentage of the veteran's disability and to specify that the exemption is transferrable to another residence if the spouse remains unmarried and uses the residence as his or her primary residence.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Finance and Tax; and Appropriations.

By Senator Bean—

SB 912—A bill to be entitled An act relating to recycled and recovered materials; amending s. 403.727, F.S.; exempting a person who sells, transfers, or arranges for the transfer of recycled and recovered materials from liability for solid waste released or threatened to be released

from the receiving facility or site, under certain circumstances; defining the term “recycled and recovered materials”; providing retroactive application under certain circumstances; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Judiciary; and Fiscal Policy.

By Senator Richter—

SB 914—A bill to be entitled An act relating to the offer or sale of securities; amending s. 517.021, F.S.; defining the term “intermediary” for purposes of the Florida Securities and Investor Protection Act; amending s. 517.061, F.S.; exempting certain issuers and intermediaries from registration requirements relating to the offer or sale of certain securities; providing requirements for such issuers and intermediaries; providing limitations on offers or sales of securities; prohibiting the use of specified exemptions from registration requirements in conjunction with another exemption from registration requirements; providing exceptions; requiring the Office of Financial Regulation to provide certain information on its website; amending s. 517.12, F.S.; exempting certain intermediaries from registration requirements relating to the offer or sale of certain securities; conforming a cross-reference; amending s. 626.9911, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Montford—

SB 916—A bill to be entitled An act relating to commercial insurer rate filing procedures; amending s. 627.062, F.S.; limiting to residential property insurers the requirement that property insurers certify certain information presented in rate filings as truthful, complete, and in compliance with specified actuarial techniques; amending s. 627.0645, F.S.; revising the types of commercial insurers that are exempt from making certain required annual base rate filings with the Office of Insurance Regulation; reenacting s. 627.0651(14)(a), F.S., relating to the making and use of rates for motor vehicle insurance, to incorporate the amendment made to s. 627.0645, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

By Senator Dean—

SB 918—A bill to be entitled An act relating to environmental resources; amending s. 259.032, F.S.; requiring the Department of Environmental Protection to publish, update, and maintain a database of conservation lands; requiring the department to submit a report to the Governor and the Legislature identifying the percentage of such lands which the public has access to and the efforts the department has undertaken to increase public access; amending ss. 260.0144 and 335.065, F.S.; conforming provisions to changes made by the act; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; specifying the composition of the network; requiring a project constructed as part of the network to be included in the Department of Transportation’s work program; declaring the planning, development, operation, and maintenance of the network to be a public purpose; authorizing the spending of public funds and the acceptance of certain gifts and grants to be used for such purpose; authorizing the department to transfer maintenance responsibilities to certain state agencies and contract with not-for-profit or private sector entities to provide maintenance services; authorizing the department to adopt rules; creating s. 339.82, F.S.; requiring the department to develop a Shared-Use Nonmotorized Trail Network Plan; creating s. 339.83, F.S.; authorizing the department to enter into concession agreements with not-for-profit or private sector entities for certain commercial sponsorship signs, markings, and exhibits; authorizing the department to contract for the provision of certain services related to the trail sponsorship program; authorizing the department to reject proposals for such services, seek other proposals, or perform the services; authorizing the department to terminate permits or change locations of sponsorship sites for construction or improvement of facilities under certain circumstances; authorizing

the department to adopt rules; amending s. 373.036, F.S.; requiring certain information to be included in the consolidated annual report for each project related to water quality or water quantity; amending s. 373.042, F.S.; requiring the Department of Environmental Protection or the governing board of a water management district to establish a minimum flow or minimum water level for an Outstanding Florida Spring; requiring the establishment of interim minimum flows or minimum water levels if minimum flows or minimum levels have not been adopted; requiring the application of interim minimum flows or minimum water levels in water management districts that may affect an interim minimum flow or minimum water level established in another water management district; providing a deadline for development and implementation of recovery or prevention strategies under certain circumstances; amending s. 373.0421, F.S.; conforming cross-references; creating part VIII of ch. 373, F.S., entitled the “Florida Springs and Aquifer Protection Act”; creating s. 373.801, F.S.; providing legislative findings and intent; creating s. 373.802, F.S.; defining terms; creating s. 373.803, F.S.; requiring the department to delineate a spring protection and management zone for each Outstanding Florida Spring by a certain date; requiring the department to adopt by rule maps and legal descriptions that depict the delineation of each spring protection and management zone by a certain date; creating s. 373.805, F.S.; requiring the department or a water management district to adopt or revise various recovery or prevention strategies under certain circumstances by a certain date; providing minimum requirements for recovery or prevention strategies for Outstanding Florida Springs; authorizing local governments to apply for an extension for projects in an adopted recovery or prevention strategy; creating s. 373.807, F.S.; requiring the department to initiate assessments of Outstanding Florida Springs by a certain date; requiring the department to develop basin management action plans; authorizing local governments to apply for an extension for projects in an adopted basin management action plan; requiring local governments to adopt an urban fertilizer ordinance by a certain date; requiring the department, the Department of Health, and local governments to identify onsite sewage treatment and disposal systems within each spring protection and management zone; requiring local governments to develop onsite sewage treatment and disposal system remediation plans; prohibiting property owners with identified onsite sewage treatment and disposal systems from being required to pay certain costs; creating s. 373.809, F.S.; requiring the department to adopt rules to fund certain pilot projects; creating s. 373.811, F.S.; specifying prohibited activities within a spring protection and management zone of an Outstanding Florida Spring; creating s. 373.813, F.S.; providing rulemaking authority; creating s. 373.815, F.S.; requiring the department to submit annual reports; amending s. 403.061, F.S.; requiring the department to create a consolidated water resources work plan; requiring the department to create and maintain a web-based interactive map; creating s. 403.0616, F.S.; creating the Florida Water Resources Advisory Council to provide the Legislature with recommendations for projects submitted by governmental entities; requiring the council to consolidate various reports to enhance the water resources of this state; requiring the department to adopt rules; amending s. 403.0623, F.S.; requiring the department to establish certain standards to ensure statewide consistency; requiring the department to maintain a centralized database for testing results and analysis of water quantity and quality data; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Stargel—

SB 920—A bill to be entitled An act relating to abortion; creating a short title; amending s. 390.0111, F.S.; requiring certain physicians to have admitting privileges at a hospital within a specified distance of the location where an abortion is performed or induced; providing penalties; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Fiscal Policy.

By Senator Latvala—

SB 922—A bill to be entitled An act relating to the appointment of an ad litem; amending s. 49.021, F.S.; defining the term “ad litem”; au-

thorizing a court to appoint an ad litem for any party in certain circumstances; prohibiting a court from requiring an ad litem to post a bond or designate a resident agent in order to serve as ad litem; requiring courts to discharge an ad litem when the final judgment is entered or as otherwise ordered by the court; providing that an ad litem is entitled to an award of a reasonable fee for services rendered and costs that must be assessed by the court against a specified party or as otherwise ordered by the court; prohibiting a proceeding in which the court appointed an ad litem from being declared ineffective solely due to a lack of statutory authority to appoint an ad litem; providing that this section does not abrogate a court's common law authority to appoint an ad litem; prohibiting a court from appointing an ad litem to represent an interest for which a personal representative, guardian of property, or trustee is serving; requiring an ad litem, upon discovery that the party it represents is already represented by a personal representative, guardian of property, or trustee, or is deceased, to take certain actions; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Hays—

SB 924—A bill to be entitled An act relating to property prepared for a tax-exempt use; creating s. 196.1955, F.S.; consolidating and revising provisions relating to obtaining an ad valorem exemption for property owned by an exempt organization, including the requirement that the owner of an exempt organization take affirmative steps to demonstrate an exempt use; authorizing the property appraiser to serve a notice of tax lien on exempt property that is not in actual exempt use after a certain time; providing that the lien attaches to any property owned by the organization identified in the notice of lien; providing that the provisions authorizing the tax lien do not apply to a house of public worship; defining the term “public worship”; amending s. 196.196, F.S.; deleting provisions relating to the exemption as it applies to public worship and affordable housing and provisions that have been moved to s. 196.1955, F.S.; amending s. 196.198, F.S.; deleting provisions relating to property owned by an educational institution and used for an educational purpose that is included in s. 196.1955, F.S.; providing an effective date.

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

By Senator Sobel—

SB 926—A bill to be entitled An act relating to underwater pool lighting safety; amending s. 514.0115, F.S.; providing that underwater lighting inspections are not exempt from supervision or regulation; amending s. 514.025, F.S.; requiring county health departments to inspect underwater lighting in public pools; amending ss. 515.21, 515.33, and 515.35, F.S.; conforming provisions to changes made by the act; creating s. 515.51, F.S.; providing a short title; creating s. 515.52, F.S.; providing legislative findings and intent; creating s. 515.53, F.S.; requiring the seller to provide a disclosure summary to a prospective purchaser upon sale of certain residential property of the dangers associated with underwater lighting in swimming pools; amending s. 553.73, F.S.; requiring the Florida Building Code to contain underwater lighting standards for residential and public swimming pools; creating s. 553.881, F.S.; requiring the Florida Building Code to prohibit the installation of or replacement with underwater lights of greater than a specified voltage in new or existing residential or public swimming pools; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Fiscal Policy.

By Senator Bullard—

SB 928—A bill to be entitled An act relating to juvenile civil citations; amending s. 985.12, F.S.; requiring that a law enforcement officer, upon making contact with a juvenile who admits having committed a misdemeanor, issue a civil citation in certain circumstances; providing an effective date.

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

By Senators Ring and Sobel—

SB 930—A bill to be entitled An act relating to art therapy; creating s. 491.017, F.S.; providing definitions; prohibiting use of the title “art therapist” except by certain individuals; providing a penalty; creating the Board of Professional Art Therapists; providing membership requirements; providing requirements, with exception, for licensure as an art therapist; providing requirements for practice as a registered art therapy intern; requiring the board to establish fees for licensure applications, licensure, and license renewal; providing grounds for disciplinary action; requiring rulemaking; providing applicability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Stargel—

SB 932—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising the term “timeshare estate”; amending s. 721.07, F.S.; revising provisions pertaining to multisite timeshare plans and clarifying single-site timeshare plan developer liability for nonmaterial errors or omissions; amending s. 721.08, F.S.; providing that leasehold accommodations or facilities may be added to a timeshare trust; providing that a vote of the voting interests of a timeshare plan is not required for substitution or automatic deletion of multisite timeshare trust property; removing the requirement for court approval of trustee dispositions of timeshare trust property; creating s. 721.125, F.S.; providing for extension or termination of timeshare plans; amending s. 721.14, F.S.; providing for the transfer of reservation system data upon termination of managing entity; amending s. 721.27, F.S.; clarifying the annual fees due from managing entities of all timeshare plans; amending s. 721.52, F.S.; revising the definitions of the terms “nonspecific multisite timeshare plan” and “specific multisite timeshare plan”; amending s. 721.53, F.S.; providing that leasehold accommodations or facilities may be added to a multisite timeshare trust; providing that a vote of the voting interests of a multisite timeshare plan is not required for substitution or automatic deletion of multisite timeshare trust property; removing the requirement for court approval of trustee dispositions of multisite timeshare trust property; amending s. 721.54, F.S.; eliminating the term restrictions for nonspecific multisite timeshare plans; amending s. 721.55, F.S.; requiring the conspicuous disclosure of the term of each component site in a multisite timeshare plan; modifying the cap on common expense assessment increases for multisite timeshare; clarifying multisite timeshare plan developer liability for nonmaterial errors or omissions; amending s. 721.551, F.S.; clarifying the obligation to deliver component site documents to purchasers; amending s. 721.552, F.S.; providing procedures for substitutions and automatic deletions of multisite timeshare plan accommodations and facilities; amending s. 721.56, F.S.; relocating data transfer obligations upon termination of managing entity to s. 721.14, F.S.; amending s. 721.57, F.S.; providing for the offering of timeshare estates in a specific multistate timeshare plan; amending s. 721.58, F.S.; transferring the requirement to pay annual fees by managing entities of multisite timeshare plans to s. 721.27; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Brandes—

SB 934—A bill to be entitled An act relating to public works projects; providing definitions; prohibiting state and political subdivisions that contract for the construction, maintenance, repair, or improvement of public works from imposing certain conditions on certain contractors, subcontractors, or material suppliers or carriers; providing an exception; prohibiting state and political subdivisions from restricting qualified bidders from submitting bids, being awarded any bid or contract, or performing work on a public works project; providing an effective date.

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

By Senator Brandes—

SB 936—A bill to be entitled An act relating to Citizens Property Insurance Corporation; amending s. 215.555, F.S.; revising the definition of the term “covered policy”; amending s. 626.752, F.S.; expanding an exemption from the requirements of that section which applies to the corporation to exempt additional specified activities of the corporation; amending s. 627.351, F.S.; revising requirements relating to quota share primary insurance agreements; requiring the corporation’s plan of operation to adopt a program that facilitates the removal of risks in which the corporation offers reinsurance to authorized insurers that are willing to assume risks from the corporation; specifying limitations on the corporation’s participation in the assumption of risk in agreements executed under the program; deleting and revising related terms; providing that entering into specified agreements is at the discretion of the insurer; providing that if the corporation is the reinsurer, all forms and endorsements must be approved by the Office of Insurance Regulation; prohibiting the corporation from sharing risk for certain damages; requiring the corporation and each insurer to report additional information to the fund and requiring the State Board of Administration to adopt rules to administer this requirement; revising the procedures for determining whether a risk is eligible for the corporation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Flores—

SB 938—A bill to be entitled An act relating to postsecondary education affordability; amending s. 212.08, F.S.; exempting textbooks required for a course offered by a public or nonpublic postsecondary educational institution from the sales and use tax; amending s. 1001.7065, F.S.; conforming provisions to changes made by the act; creating s. 1004.084, F.S.; requiring the Board of Governors and the State Board of Education to identify strategies and initiatives to reduce the cost of higher education; requiring a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a certain date; amending s. 1004.085, F.S.; defining the term “instructional materials”; revising textbook policies and procedures to include instructional materials; requiring a public postsecondary institution to post in its course registration system and on its website information relating to required and recommended textbooks and instructional materials and prices; requiring the State Board of Education and the Board of Governors to adopt textbook and instructional materials affordability policies, procedures, and guidelines; providing requirements for the use of adopted undergraduate textbooks and instructional materials; authorizing exceptions by an institution’s president or designee; requiring annual reporting of textbook and instructional materials cost information and affordability policies and procedures to the Chancellor of the Florida College System or the Chancellor of the State University System; requiring electronic copies of the affordability policies and procedures be sent annually to the State Board of Education or the Board of Governors; amending s. 1009.22, F.S.; revising the amount tuition may vary for the combined total of the standard tuition and out-of-state fees; amending s. 1009.23, F.S.; prohibiting resident tuition at a Florida College System institution from exceeding a specified amount per credit hour; revising the amount tuition may vary for the combined total of the standard tuition and out-of-state fees; requiring colleges to publicly notice meetings regarding proposed tuition or fee increases; amending s. 1009.24, F.S.; prohibiting resident undergraduate tuition at a state university from exceeding a specified amount per credit hour; removing a Board of Governors designee’s permission to establish graduate and professional tuition; prohibiting graduate and professional program tuition from exceeding a specified amount; requiring universities to publicly notice meetings regarding proposed tuition or fee increases; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senators Detert and Sachs—

SB 940—A bill to be entitled An act relating to children in out-of-home care; amending s. 409.145, F.S.; providing legislative findings and intent; removing provisions requiring the Department of Children and Families to develop, implement, and administer a coordinated community-based system of care for children directed toward specified goals; authorizing children of certain ages to be placed in a residential group home setting using a shift-care model only under specified circumstances; requiring the department to develop a proposal for a continuum of care for children in out-of-home care; repealing s. 39.523, F.S., relating to the placement in residential group care; repealing s. 409.165, F.S., relating to alternate care for children; repealing s. 409.1676, F.S., relating to comprehensive residential group care services to children who have extraordinary needs; repealing s. 409.1677, F.S., relating to model comprehensive residential services programs; repealing s. 409.1679, F.S., relating to additional requirement and reimbursement methodology; amending s. 409.1451, F.S.; conforming cross-references; amending ss. 39.202, 39.5085, and 1002.3305, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gaetz—

SB 942—A bill to be entitled An act relating to a Rapid Response Education and Training Program; amending s. 1006.735, F.S.; establishing the Rapid Response Education and Training Program within the Complete Florida Plus Program; requiring the Complete Florida Plus Program to work with Enterprise Florida, Inc., to offer certain education and training commitments to businesses; specifying the duties of the program; requiring reports to the Legislature; requiring the Division of Career and Adult Education within the Department of Education to conduct an analysis and assessment of the effectiveness of the education and training programs; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Soto—

SB 944—A bill to be entitled An act relating to secondhand dealers; amending s. 538.06, F.S.; requiring a law enforcement officer with jurisdiction to place a specified written hold order on specified goods; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Criminal Justice; and Rules.

By Senator Bullard—

SB 946—A bill to be entitled An act relating to legal holidays and special observances; creating s. 683.095, F.S.; designating the second Monday in October of each year as “Sir Lancelot Jones Day”; authorizing the Governor to issue proclamations commemorating the occasion; encouraging public officials, schools, private organizations, and citizens to commemorate the occasion; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Environmental Preservation and Conservation; and Rules.

By Senator Gaetz—

SB 948—A bill to be entitled An act relating to career education and job training; amending s. 446.021, F.S.; revising terms; amending s. 446.032, F.S.; conforming a provision to a change made by the act; amending s. 446.045, F.S.; clarifying State Apprenticeship Advisory Council membership; amending s. 446.081, F.S.; clarifying the limitations of certain provisions; amending s. 446.091, F.S.; conforming a provision to a change made by the act; amending s. 446.092, F.S.; revising characteristics of an apprenticeable occupation; amending s.

1011.62, F.S.; revising funding to include career and professional academies; amending s. 1004.92, F.S.; requiring the State Board of Education to adopt rules for administration; amending s. 1006.735, F.S.; establishing the Rapid Response Education and Training Program within the Complete Florida Plus Program; requiring the Complete Florida Plus Program to work with Enterprise Florida, Inc., to offer education and training programs to businesses' employees; specifying the duties of the Rapid Response Education and Training Program; requiring reports to the Legislature; requiring the Division of Career and Adult Education within the Department of Education to conduct an analysis and assessment of the effectiveness of the education and training programs; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Hukill—

SB 950—A bill to be entitled An act relating to public health emergencies; amending s. 381.0012, F.S.; requiring certain state and local officers to assist in enforcing rules and orders issued by the Department of Health under ch. 381, F.S.; amending s. 381.00315, F.S.; authorizing the State Health Officer to issue orders to isolate individuals; defining terms; clarifying the responsibilities of the department for isolation and quarantine; specifying that any order the department issues is immediately enforceable by a law enforcement officer; requiring the department to adopt rules for the imposing and lifting of isolation orders; providing a penalty for violating an isolation order; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Garcia—

SB 952—A bill to be entitled An act relating to the Charter School District Pilot Program; creating s. 1011.6202, F.S.; creating the Charter School District Pilot Program; providing a procedure for a school district to participate in the pilot program; providing requirements for participating school districts and schools; exempting participating schools from certain laws and rules; requiring principals of participating schools to complete a specific professional development program; providing the authorization period of a charter; providing for renewal and revocation of a charter; providing for reporting and rulemaking; amending s. 1011.69, F.S.; requiring district school boards participating in the pilot program to allocate a specified percentage of certain funds to participating schools; amending s. 1012.28, F.S.; providing additional authority and responsibilities of the principal of a participating school in a charter school district; amending s. 1012.986, F.S.; specifying the contents of a specific professional development program for certain school principals; providing an effective date.

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

By Senator Garcia—

SB 954—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.4599, F.S.; requiring a receiving facility to provide notice of the whereabouts of an adult or emancipated minor patient held for involuntary examination; providing conditions for delay in notification; requiring documentation of contact attempts; amending ss. 1002.20 and 1002.33, F.S.; requiring public school or charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring district school boards and charter school governing boards to develop notification policies and procedures; reenacting ss. 154.503(2)(e), 381.0057(6), 381.0059(1)-(4), 381.00593(2), 409.91211(3)(z), 409.9122(2)(a), and 1006.062(6), to incorporate the amendments made to s. 381.0056, F.S., in

references thereto; reenacting ss. 394.4625(4), 394.4655(2)(a) and (7)(d), 394.467(2) and (7)(b), 394.4685(1)(a) and (b), and 394.469(2), F.S., to incorporate the amendments made to s. 394.4599, F.S., in references thereto; reenacting s. 1002.345(1)(a), F.S., to incorporate the amendments made to s. 1002.33, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Simpson—

SB 956—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term “freight logistics zone”; authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Simpson—

SB 958—A bill to be entitled An act relating to freight mobility and trade projects; amending s. 319.32, F.S., relating to fees collected by the Department of Highway Safety and Motor Vehicles for issuance of motor vehicle certificates of title and related services; providing for certain funds in the State Transportation Trust Fund to be set aside for specified freight mobility and trade projects; amending s. 320.08, F.S., relating to motor vehicle license taxes; providing that certain fees collected shall be set aside for specified freight mobility and trade projects; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Lee—

SB 960—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service work performed; providing examples of volunteer service work; requiring that the hours of volunteer service work performed be documented in writing and the document be signed by certain individuals; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Legg—

SB 962—A bill to be entitled An act relating to public records; creating s. 190.0121, F.S.; providing an exemption from public records requirements for certain surveillance recordings held by a community development district; providing exceptions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Stargel—

SB 964—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Florida Professional Sports Team license plate for Major League Soccer teams domiciled in this state; requiring any Florida Professional Sports Team license plate created or established after a certain date to comply with specified requirements and be specifically authorized by an act of the Legislature; providing that the term “major sports events” includes, but is not limited to, championship or all-star contests of Major League Soccer for certain funding purposes; providing that certain funds be used to distribute licensing and royalty fees to participating professional sports leagues; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bullard—

SB 966—A bill to be entitled An act relating to disposable plastic bags; creating s. 403.70325, F.S.; authorizing certain municipalities to establish pilot programs for the regulation or ban of disposable plastic bags; providing program criteria; providing for expiration of the program; directing participating municipalities to collect data and submit reports to the municipal governing body and the Department of Environmental Protection; authorizing municipalities to continue such regulation or ban after the program expires under certain conditions; republishing s. 403.7033, F.S.; providing an effective date.

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

By Senator Detert—

SB 968—A bill to be entitled An act relating to employee health care plans; amending s. 627.6699, F.S.; revising definitions; removing provisions requiring certain insurance carriers to provide semiannual reports to the Office of Insurance Regulation; repealing requirements that certain insurance carriers offer standard, basic, high deductible, and limited health benefit plans; making conforming changes; creating s. 627.66997, F.S.; authorizing certain small employer insurance policies to provide stop-loss coverage; providing requirements for such policies; amending ss. 627.642, 627.6475, and 627.657, F.S.; conforming cross-references; amending ss. 627.6571, 627.6675, 641.31074, and 641.3922, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Appropriations.

By Senator Stargel—

SB 970—A bill to be entitled An act relating to background screening; amending s. 1002.45, F.S.; revising the requirement relating to background screening of instructional personnel in virtual instruction programs; amending s. 1012.315, F.S.; providing additional offenses that determine ineligibility for educator certification or employment in a position that requires direct contact with students; amending s. 1012.32, F.S.; revising requirements for the retention, search, and reporting of fingerprints of school personnel; providing for Department of Law Enforcement participation in the national retained print arrest notification program; providing for fees; amending s. 1012.465, F.S.; providing background screening requirements for certain school district employees, contractual personnel, and instructional personnel in virtual instruction programs; requiring a fingerprint-based criminal history background screening; providing requirements for submission, retention, search, and reporting of fingerprints; providing for fees; amending s. 1012.467, F.S.; requiring the fingerprints of certain noninstructional contractors to be enrolled in the national retained print arrest notification program; requiring arrest fingerprints to be searched against state and federal retained fingerprints; providing for fees to be established by rule; revising provisions relating to sharing criminal history information; amending s. 1012.56, F.S.; revising provisions relating to back-

ground rescreening for educator certification; amending s. 1012.796; authorizing complaints to be filed against persons employed by virtual instruction providers; amending s. 1012.797, F.S.; revising provisions relating to notification to education providers of charges against school district employees; reenacting ss. 1001.42(7), 1002.33(12)(g), 1002.36(7)(g), 1002.421(4)(a), 1012.32(1) and (2), 1012.56(10)(a) and (c), and 1012.795(1)(n), F.S., relating to district school board powers and duties, charter schools, the Florida School for the Deaf and the Blind, the accountability of private schools participating in state school choice scholarship programs, qualifications of personnel, educator certification requirements, and Education Practices Commission authority to discipline, respectively, to incorporate the amendment made to s. 1012.315, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Flores—

SB 972—A bill to be entitled An act relating to value adjustment boards; amending s. 192.0105, F.S.; conforming provisions to changes made by the act; amending s. 193.122, F.S.; establishing deadlines for value adjustment boards to complete final tax roll certifications; amending s. 194.011, F.S.; specifying procedures for filing petitions to the value adjustment board; amending s. 194.014, F.S.; revising the interest rate upon which unpaid and overpaid ad valorem taxes accrue; amending s. 194.015, F.S.; authorizing the district school board and district county commission to audit certain expenses of the value adjustment board; amending s. 194.032, F.S.; requiring a property appraiser to notify a petitioner when property record cards are available online; requiring a petitioner to show good cause to reschedule a hearing related to an assessment; requiring county commissioners to address issues concerning assessment rolls by a time certain; amending s. 194.034, F.S.; revising the entities that may represent a taxpayer before the value adjustment board; creating s. 194.038, F.S.; requiring counties, under certain circumstances, to notify the Department of Revenue of petitions contesting tax assessments; requiring the department to conduct reviews of value adjustment board proceedings under certain circumstances; providing review procedures; requiring the department to publish review results; requiring notification to the Legislature of publication of review data and findings; requiring the department to find a value adjustment board to be in violation of the law if certain criteria are met; authorizing a property appraiser to file suit under certain circumstances; requiring the department to adopt rules; amending s. 195.002, F.S.; providing that the department has administrative review powers over value adjustment boards; providing an effective date.

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

By Senator Grimsley—

SB 974—A bill to be entitled An act relating to grounds for discipline of health care professionals; amending s. 456.072, F.S.; providing that certain acts committed by a licensee are grounds for discipline; providing an effective date.

—was referred to the Committees on Health Policy; and Fiscal Policy.

By Senator Flores—

SB 976—A bill to be entitled An act relating to motor vehicle liability insurance; amending s. 324.021, F.S.; revising proof of financial responsibility for damages for crashes arising out of the use of certain motor vehicles; providing insurance coverage requirements for certain lessors of a motor vehicle; deleting a requirement that the lessor of a motor vehicle is deemed the owner of the vehicle for the purpose of determining liability under certain conditions; revising liability of the lessee or operator of the motor vehicle; revising applicability; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Richter—

SB 978—A bill to be entitled An act relating to general tort liability; amending s. 768.73, F.S.; providing for applicability of the punitive damages limitation; providing an effective date.

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

By Senator Soto—

SB 980—A bill to be entitled An act relating to defense contracting; creating s. 288.1046, F.S.; establishing the Defense Works in Florida Incentive; providing definitions; authorizing a Florida prime contractor to apply to the Department of Economic Opportunity to certify that it may reduce its computation of adjusted federal income by a specified amount; providing application requirements and procedures; providing caps for the aggregate amount of qualified subcontract awards that may be certified per calendar year; authorizing the Department of Economic Opportunity and the Department of Revenue to adopt rules; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to provide for a reduction in taxable income equal to a specified amount of qualified subcontract awards certified by the Department of Economic Opportunity; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senators Thompson and Smith—

SB 982—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

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

By Senator Braynon—

SB 984—A bill to be entitled An act relating to an exemption from legislative lobbying requirements; amending s. 11.045, F.S.; revising the definition of the term “expenditure”; specifying that the term does not include use of a public facility or public property that is made available by a governmental entity to a legislator for a public purpose, to exempt such use from legislative lobbying requirements; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

By Senator Braynon—

SB 986—A bill to be entitled An act relating to taxis; amending s. 125.01, F.S.; authorizing certain counties to establish maximum rates that a permitholder may charge a taxi driver to operate a taxi under the permit; providing an effective date.

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

By Senator Margolis—

SB 988—A bill to be entitled An act relating to anatomical gifts; amending s. 765.514, F.S.; authorizing a person to make an anatomical gift of all or part of his or her body by registering with the First Person Consent organ and tissue donor registry; amending s. 765.521, F.S.; requiring an applicant for a driver license, driver license renewal, or identification card to provide a statement of whether he or she agrees to have his or her name included in the First Person Consent organ and tissue donor registry; requiring the Department of Highway Safety and Motor Vehicles to develop and issue a brochure explaining such registry; requiring the department to establish the registry and maintain a physical or electronic record of such registry; authorizing a person to revise or withdraw consent to be listed in such registry; authorizing the department to establish additional methods by which a person may have his or her name included in such registry; amending s. 765.51551, F.S.; authorizing specified representatives to ask the department whether a potential organ donor's name is included in the First Person Consent organ and tissue donor registry and authorizing the department to provide such information; reenacting ss. 381.0041(2)(c), 765.511(8), 765.512(1)(a), and 765.521(1), F.S., to incorporate the amendment made to s. 765.514, F.S., in references thereto; reenacting s. 765.515(1), F.S., to incorporate the amendment made to 765.521, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Brandes—

SB 990—A bill to be entitled An act relating to regulatory minimum prices; creating s. 501.002, F.S.; providing legislative intent; defining the term “regulatory minimum price”; providing that the establishment of regulatory minimum prices for lawful goods or services, or the creation of service classifications that would apply differently to certain individuals and businesses, is an unfair or deceptive regulatory act under the Florida Deceptive and Unfair Trade Practices Act; requiring the Department of Agriculture and Consumer Services to identify instances of regulatory minimum prices and notify the agency or entity that is non-compliant; clarifying that this act does not apply to minimum wages and regulatory fees of a governmental entity; providing relief for persons who are adversely affected by certain regulatory actions; requiring courts to award reasonable attorney fees, costs, and damages; providing a limitation on damages; requiring interest on the sums awarded to accrue at the legal rate from the date of filing; providing an effective date.

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

By Senator Bullard—

SB 992—A bill to be entitled An act relating to solar energy; reviving, readopting, and amending s. 377.806, F.S., relating to the Solar Energy System Incentives Program; authorizing rebates for a portion of the purchase price of solar energy systems during a specified period; revising eligibility requirements; requiring applications for rebates to include proofs of purchase; requiring the Department of Agriculture and Consumer Services to give priority to residents who have installed a solar energy system upon a structure that qualifies as low-income housing; defining the term “low-income housing”; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Simmons—

SB 994—A bill to be entitled An act relating to use of force; amending s. 776.013, F.S.; specifying that a person who is in his or her dwelling, residence, or vehicle does not have a duty to retreat, regardless of

whether he or she is attacked, and has the right to stand his or her ground; reenacting s. 776.032(1), F.S., to incorporate the amendment made to s. 776.013, F.S., in a reference thereto; providing an effective date.

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

By Senator Richter—

SB 996—A bill to be entitled An act relating to home medical equipment; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment and supplies to their patients in the course of their practice from licensure as home medical equipment providers; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Margolis—

SB 998—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.63, F.S.; defining the term “powdered alcohol”; prohibiting the sale, offer for sale, purchase, use, offer for use, or possession of powdered alcohol; providing penalties; providing an exemption for the use of powdered alcohol by specified entities for research purposes; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Hays—

SB 1000—A bill to be entitled An act relating to slungshot; amending s. 790.001, F.S.; revising the definition of “concealed weapon” to delete its inclusion of a slungshot; amending s. 790.09, F.S.; deleting provisions prohibiting the manufacture or sale of any instrument or weapon usually known as slungshot; amending s. 790.18, F.S.; deleting a provision prohibiting a dealer in arms from selling or transferring a slungshot to a minor; providing an effective date.

—was referred to the Committees on Criminal Justice; Commerce and Tourism; and Rules.

By Senator Lee—

SB 1002—A bill to be entitled An act relating to campaign financing; amending s. 106.0701, F.S.; removing the requirement that certain officers and candidates soliciting contributions on behalf of s. 527 or s. 501(c)(4) organizations create a website disclosing certain information; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

SR 1004—Not introduced.

By Senator Flores—

SB 1006—A bill to be entitled An act relating to the depopulation of Citizens Property Insurance Corporation; amending s. 627.3511, F.S.; requiring the corporation to provide specified notice to a policyholder and to receive specified written consent from such policyholder before the removal of the policyholder’s residential property insurance policy from the corporation by an insurer; prohibiting an insurer that removes a policy from the corporation from annually increasing the rate for the renewal of a replacement policy by more than a specified amount for a specified number of terms; conforming cross-references; amending ss. 627.351 and 627.3517, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Flores—

SB 1008—A bill to be entitled An act relating to the seclusion and restraint on students with disabilities in public schools; amending s. 1003.573, F.S.; defining terms; providing legislative findings and intent; requiring that manual physical restraint be used only in an emergency when there is an imminent risk of serious injury or death to a student or others; providing restrictions on the use of manual physical restraint; prohibiting the use of manual physical restraint by school personnel who are not certified to use district-approved methods for applying restraint techniques; prohibiting specified techniques; requiring that each school medically evaluate a student after the student is manually physically restrained; prohibiting school personnel from placing a student in seclusion; providing requirements for the use of time-out; requiring that a school district report its training and certification procedures to the Department of Education; requiring that school personnel be trained and certified in the use of manual physical restraint; requiring that a school review a student’s functional behavior assessment and positive behavioral intervention plan under certain circumstances; requiring that parents be notified of a school district’s policies regarding the use of manual physical restraint; requiring that each school send a redacted copy of any incident report or other documentation to Disability Rights Florida; requiring that the department make available on its website data of incidents of manual physical restraint by a specified date; requiring that each school district develop policies and procedures addressing the allowable use of manual physical restraint, personnel authorized to use such restraint, training procedures, analysis of data trends, and the reduction of the use of manual physical restraint; requiring that any revisions to a school district’s policies and procedures be filed with the bureau chief of the Bureau of Exceptional Education and Student Services by a specified date; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Rules.

By Senator Braynon—

SB 1010—A bill to be entitled An act relating to false personation; amending s. 843.08, F.S.; revising the list of officials who are prohibited from being falsely personated; revising terminology; amending s. 843.085, F.S.; prohibiting the sale or transfer of specified badges bearing in any manner or combination the words “fire department” and the ownership or operation of vehicles marked or identified by the words “fire department”; requiring specified intent for certain offenses; providing an exception; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Richter—

SB 1012—A bill to be entitled An act relating to consumer loans; amending s. 516.031, F.S.; providing terms for certain consumer loans made by licensees; specifying authorized amounts of certain fees and charges; authorizing a borrower to rescind an installment loan within a specified period; requiring the licensee to refund or credit the borrower certain charges under specified conditions; amending s. 516.07, F.S.; prohibiting a licensee from making payments to a person as a reward for referring loan applications to the licensee under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Fiscal Policy.

By Senator Bullard—

SB 1014—A bill to be entitled An act relating to shootings involving law enforcement officers; requiring each judicial circuit to create a local advisory panel; requiring the advisory panel to take specified actions;

providing for advisory panel membership and terms; requiring the advisory panel to vote on whether to indict a law enforcement officer; requiring a state attorney to consider the decision of the advisory panel; requiring a state attorney to indict a law enforcement officer in certain circumstances; providing an expiration date; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Abruzzo—

SB 1016—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; defining terms; providing legislative findings; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer and manage the program; providing requirements for the corporation not for profit; providing requirements for the disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or adopter from receiving reimbursement if funds are depleted for the year such reimbursement is sought; providing for the deposit of program funds; providing for the reversion of funds to the department under certain circumstances; authorizing the carryforward of unexpended appropriations for use in the program up to certain limits; authorizing the department to adopt rules and forms; providing an appropriation; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Sachs—

SB 1018—A bill to be entitled An act relating to condominiums; amending s. 718.112, F.S.; providing that the annual budget of a multicondominium association may provide for an item that has a deferred maintenance expense or replacement cost that exceeds a specified amount if approved by the board; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Simmons—

SB 1020—A bill to be entitled An act relating to student transportation funding; amending s. 1011.68, F.S.; revising the membership of students that a school district reports for transportation funding purposes; revising the school transportation allocation formula used by each school district; revising the types of students eligible for transportation funds used for transportation to and from school in private passenger cars and boats; reenacting s. 1011.622, F.S., to incorporate the amendment made to s. 1011.68, F.S., in a reference thereto; providing an effective date.

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

By Senator Gibson—

SB 1022—A bill to be entitled An act relating to wireless communications devices; amending s. 316.305, F.S.; prohibiting a person from operating a motor vehicle while dialing, or talking or listening on, a wireless communications device for the purpose of interpersonal communication or while using a wireless communications device to view or post an electronic message or initiate a command to the Internet; revising the exceptions; defining the term “hands-free electronic device”; requiring the Department of Highway Safety and Motor Vehicles to provide an educational awareness campaign that informs the motoring public about the Florida Ban on Handheld Wireless Communications While Driving Law; requiring the Department of Transportation to notify the motoring public about the Florida Ban on Handheld Wireless Communications While Driving Law; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Simmons—

SB 1024—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; requiring the chairs of the boards of specified county commissions each to appoint one member from their respective counties who is a commission member or chair or a county mayor to serve on the governing body of the authority; specifying that the terms of members appointed by the Governor end on a specified date; removing the requirement that the authority elect one of its members as secretary; repealing s. 348.754(1)(c), F.S., relating to a requirement that the authority obtain prior approval of the Department of Transportation before extending or making additions or improvements to the expressway system in Lake County; amending s. 348.757, F.S.; removing the requirement that title in fee simple absolute to the former Orlando-Orange County Expressway System be transferred to the state upon the completion of the faithful performance and termination of a specified lease-purchase agreement; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Sachs—

SB 1026—A bill to be entitled An act relating to unclaimed property; amending s. 717.1243, F.S.; revising the aggregate value that constitutes a small estate account; amending s. 717.135, F.S.; revising requirements for a power of attorney used in the recovery of unclaimed property; eliminating a maximum fee provision for such recovery; repealing s. 717.1381, F.S., relating to unclaimed property powers of attorney and purchase agreements deemed void; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dean—

SB 1028—A bill to be entitled An act relating to property assessment; amending s. 195.022, F.S.; revising provisions relating to specified photographs and maps prescribed and furnished by the Department of Revenue to property appraisers to ensure property is properly listed on the tax rolls; requiring the department to pay for such photographs and maps; deleting provisions that required property appraisers in counties with a specified population to pay for the photographs and maps; deleting provisions that authorized the department to charge certain fees and required the deposit of those fees in the Certification Program Trust Fund; amending s. 195.087, F.S.; conforming provisions to changes made by act; providing an effective date.

—was referred to the Committees on Finance and Tax; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Detert—

SB 1030—A bill to be entitled An act relating to the Community Creative Grant Program; creating s. 288.066, F.S.; creating the Community Creative Grant Program within the Department of Economic Opportunity; providing a purpose; defining terms; requiring the department to administer moneys appropriated by the Legislature for specified grants to projects; requiring that projects be vital and necessary to local economic development efforts and that other state economic incentives be unavailable; requiring the department to establish an application cycle at the beginning of each state fiscal year; requiring local governments applying for project funding to submit grant applications during a specified period; requiring the department to determine the grant awards within a specified time frame; prohibiting a grant award for a project from exceeding a specified portion of the total moneys appropriated in a fiscal year by the Legislature; authorizing a local government to apply to the department for grants to attract, facilitate,

undertake, or encourage a project; limiting a local government to only one grant per project in an application cycle; providing that a project receiving a grant in one application cycle may be awarded another grant in a subsequent application cycle; providing that a project may be awarded grant moneys under a specified provision for a maximum specified period; requiring the application by the local government for grant moneys to contain specified information; requiring a project proposed by a local government to meet certain qualifications to qualify for a grant; requiring the department to consider the specified needs of a local government for grant assistance when evaluating grant requests; requiring the department to rank each application received during the application cycle according to certain criteria; requiring the ranking system to include a procedure to reduce or eliminate any specified bias that puts small communities at a disadvantage in competing for funds; prohibiting grant moneys from being used for a business or sports team that is relocating from one community to another community in this state; prohibiting grant funds from being used by the receiving local government to fulfill requirements to match funds pursuant to other state or federal incentive programs; requiring a grant allocation to be executed in a contract between the department and the local government; requiring the contract to specify the terms and conditions of the agreement; providing that grant allocations that are revoked or voluntarily surrendered are immediately available for reallocation; requiring recipients of grant allocations to promptly report certain information to the department; requiring the governing body of a local government sponsoring a project that receives a grant to submit to the department a written report with specified information; requiring a specified annual report to include an analysis of the Community Creative Grant Program; requiring the Office of Program Policy Analysis and Government Accountability and the Office of Economic and Demographic Research to conduct studies to evaluate the effectiveness of and return on investment for the Community Creative Grant Program; requiring the offices to submit a report to the Legislature by a specified date; providing for repeal of this act; amending s. 20.60, F.S.; conforming a provision to a change made by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Richter and Diaz de la Portilla—

SB 1032—A bill to be entitled An act relating to point-of-sale terminals; amending s. 24.103, F.S.; defining the term “point-of-sale terminal”; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket or game at a point-of-sale terminal; authorizing the department to adopt rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket or game; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Clemens—

SB 1034—A bill to be entitled An act relating to residential construction; amending s. 553.37, F.S.; directing the Florida Building Commission to adopt a requirement within the Florida Building Code that, on or after a specified date, all newly constructed residential buildings have a solar thermal compatible system; defining the term “solar thermal compatible system”; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Montford—

SB 1036—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising the contents of the annual report submitted by the sponsor of a charter school; requiring a charter school application and charter to document that the governing board is independent of a management company; requiring that at least one member of the governing board be the parent of a student enrolled in the school; specifying circumstances under which a student is considered to have voluntarily withdrawn from a charter school; providing an exception; requiring the transfer of funds if a student voluntarily withdraws from a charter school; prescribing procedures for the withdrawal of a student from a charter school if the withdrawal is initiated by the school; providing for the transfer of funds; prohibiting a student from being dismissed or requested to withdraw from a charter school under certain circumstances; requiring a charter school to post a performance bond; specifying requirements for such bond; revising references to standard charter contracts; prohibiting specified conflicts of interest on the part of governing board members of a charter school or specified contracts; providing an exception; authorizing specified persons to file a complaint with the Department of Education under certain circumstances; establishing investigatory procedures for such complaints; creating s. 1002.346, F.S.; establishing procedures and requirements for audits and investigations of charter schools; providing for oversight of a charter school by the district school board; amending s. 1002.451, F.S.; deleting provisions relating to performance contracts for innovation schools of technology; requiring a district school board to notify the State Board of Education of the establishment of an innovation school of technology; providing requirements for such notification; deleting provisions limiting the number of innovation schools of technology a district school board may operate; amending s. 1002.331, F.S.; conforming cross-references; providing an effective date.

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

By Senator Montford—

SB 1038—A bill to be entitled An act relating to charter schools; creating s. 1002.322, F.S.; providing a short title and purpose of the act; providing legislative findings; creating s. 1002.323, F.S.; defining terms; creating s. 1002.324, F.S.; specifying the duties and responsibilities of the Department of Education with respect to the issuance of statements of need; requiring the State Board of Education to adopt certain rules; requiring the state board to allow stakeholder participation in rule development; creating s. 1002.325, F.S.; requiring an applicant to file a letter of intent with the department before applying for a statement of need; prescribing required content for a letter of intent; requiring the department to publish notice of filing of letters of intent in the Florida Administrative Register; specifying the content of a statement of need application; requiring the state board to adopt a certain rule; establishing procedures governing the submission and review of applications; authorizing the department to hold a public hearing regarding a proposed project under certain circumstances; authorizing an applicant to submit a response to a written statement of opposition; specifying evaluation criteria for applications; authorizing the department to assess fees on applications; creating s. 1002.326, F.S.; establishing procedures for the department to issue or deny statements of need; requiring publication of the department's report and notice of intent; authorizing specified parties to file a request for an administrative hearing; requiring the department to issue a final order within a certain timeframe of an administrative law judge's recommended order; authorizing a party to an administrative hearing to seek judicial review; authorizing the reviewing court to award attorney fees and court costs under certain circumstances; creating s. 1002.327, F.S.; specifying applicability of the statement of need review process; authorizing expedited review and exemption from review under certain circumstances; creating s. 1002.328, F.S.; authorizing the department to conditionally issue a statement of need; authorizing a statement holder to apply to the department for a modification of conditions; requiring the state board to specify factors constituting good cause for modification by rule; authorizing the department to assess a fine against a noncompliant statement holder; requiring fine proceeds to be deposited into the State School Trust Fund; specifying the length of validity for a statement of need; requiring the department to monitor the progress of a statement holder; requiring the department to extend the length of validity for a statement of need under certain circumstances; creating s. 1002.3281, F.S.; prohi-

biting a person from undertaking a project subject to review without holding a statement of need; providing a penalty; creating s. 1002.3282, F.S.; prohibiting the transfer of a statement of need; providing a penalty; creating s. 1002.329, F.S.; authorizing the department to seek injunctive relief; amending s. 1002.33, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Braynon—

SB 1040—A bill to be entitled An act relating to an infectious disease elimination pilot program; creating the “Miami-Dade Infectious Disease Elimination Act (IDEA)”; amending s. 381.0038, F.S.; authorizing the University of Miami and its affiliates to establish a sterile needle and syringe exchange pilot program in Miami-Dade County; establishing pilot program criteria; providing that the distribution of needles and syringes under the pilot program is not a violation of the Florida Comprehensive Drug Abuse Prevention and Control Act or any other law; providing conditions under which a pilot program staff member or participant may be prosecuted; prohibiting the collection of participant identifying information; providing for the pilot program to be funded through private grants and donations; providing for expiration of the pilot program; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations regarding the pilot program to the Legislature; providing for severability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Braynon—

SB 1042—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Sun Sea Smiles license plate; providing an annual use fee for the plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SB 1044—A bill to be entitled An act relating to the industrial machinery and equipment sales tax exemption; amending s. 212.08, F.S.; removing the scheduled repeal of the sales and use tax exemption for industrial machinery and equipment purchased by certain manufacturing businesses; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Detert—

SB 1046—A bill to be entitled An act relating to the entertainment industry; amending s. 288.1201, F.S.; revising the sources of moneys to be credited to the State Economic Enhancement and Development Trust Fund to include repayments to the entertainment industry quick action fund created by the act; creating the Entertainment Industry Quick Action Account within the State Economic Enhancement and Development Trust Fund; authorizing the Department of Economic Opportunity to adopt specified rules; amending s. 288.125, F.S.; revising the applicability of the term “entertainment industry”; transferring, renumbering, and amending s. 288.1251, F.S.; renaming the Office of Film and Entertainment within the Department of Economic Opportunity as the Division of Film and Entertainment within Enterprise Florida, Inc.; requiring the division to serve as a liaison between the entertainment industry and other agencies, commissions, and organizations; requiring the Governor to appoint the film and entertainment commissioner; revising the requirements of the division’s strategic plan; transferring,

renumbering, and amending s. 288.1252, F.S.; revising the powers and duties of the Florida Film and Entertainment Advisory Council; revising council membership; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 288.1253, F.S.; conforming provisions to changes made by the act; amending s. 288.1254, F.S.; redefining terms; requiring the Department of Economic Opportunity, rather than the Office of Film and Entertainment, to be responsible for applications for the entertainment industry program; revising provisions relating to the application process, tax credit eligibility, transfer of tax credits, election and distribution of tax credits, allocation of tax credits, forfeiture of tax credits, and annual report; extending the repeal date; conforming provisions to changes made by the act; specifying a date on which the applications on file with the department and not yet certified are deemed denied; creating s. 288.1256, F.S.; creating the entertainment industry quick action fund within the department; defining terms; authorizing a production company to apply for funds from the entertainment industry quick action fund in certain circumstances; requiring the department and the division to jointly review and evaluate applications to determine the eligibility of each project; requiring the department to select projects that maximize the return to the state; requiring certain criteria to be considered by the department and the division; requiring a production company to have financing for a project before it applies for quick action funds; requiring the department to prescribe a form for an application with specified information; requiring that the department make a recommendation to the Governor to approve or deny an award within a specified timeframe after the completion of the review and evaluation; providing that an award of funds may not constitute more than a specified percentage of qualified expenditures in this state and prohibiting the use of such funds to pay wages to non-residents; requiring a production to start within a specified period after it is approved by the Governor; requiring that the recommendation include performance conditions that the project must meet to obtain funds; requiring the department and the production company to enter into a specified agreement after approval by the Governor; requiring that the agreement be finalized and signed by an authorized officer of the production company within a specified period after approval by the Governor; prohibiting an approved production company from simultaneously receiving specified benefits for the same production; requiring that the department validate contractor performance and report such validation in the annual report; prohibiting the department from approving awards in excess of the amount appropriated for a fiscal year; requiring the department to maintain a schedule of funds; requiring that all funds received from the required repayment be deposited into the Entertainment Industry Quick Action Account within the State Economic Enhancement and Development Trust Fund; providing that a production company that submits fraudulent information is liable for reimbursement of specified costs; providing a penalty; prohibiting the department from waiving any provision or providing an extension of time to meet specified requirements; providing an expiration date; amending s. 288.1258, F.S.; conforming provisions to changes made by the act; prohibiting an approved production company from simultaneously receiving benefits under specified provisions for the same production; requiring the department to develop a standardized application form in cooperation with the division and other agencies; requiring the qualified production company to submit aggregate data on specified topics; authorizing a qualified production company to renew its certificate of exemption for a specified period; amending s. 288.92, F.S.; requiring Enterprise Florida, Inc., to have a division relating to film and entertainment; amending s. 477.0135, F.S.; conforming a provision to changes made by the act; reenacting s. 212.08(5)(q), F.S., relating to sales, rental, use, consumption, distribution, and storage tax; specified exemptions; reenacting s. 220.1899(3), F.S., relating to entertainment industry tax credit; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Garcia—

SB 1048—A bill to be entitled An act relating to motor vehicle manufacturer licenses; amending s. 320.64, F.S.; providing that a motor vehicle dealer who received approval of a facility from an applicant or licensee within a specified timeframe is deemed to be in full compliance with facility-related requirements; revising provisions relating to when an applicant or licensee has undertaken or engaged in an audit of ser-

vice-related payments or incentive payments; limiting the timeframe for the performance of such audits; defining the term “incentive”; providing that an applicant or licensee may only deny or charge back that portion of a service-related claim or incentive claim which the applicant or licensee has proven to be false or fraudulent or for which the dealer failed to substantially comply with certain procedures; prohibiting an applicant or licensee from taking adverse action against a motor vehicle dealer because a motor vehicle sold, leased, or delivered to a customer was resold or exported within a specified period after delivery to the customer, subject to certain requirements and restrictions; prohibiting an applicant or licensee from failing to make any payment due a motor vehicle dealer that substantially complies with the terms of a certain contract between the two parties regarding reimbursement for temporary replacement vehicles under certain circumstances; prohibiting the applicant or licensee from requiring or coercing a motor vehicle dealer to purchase goods or services from a vendor under certain circumstances; defining the term “goods”; prohibiting the applicant or licensee from failing to provide written notice to a motor vehicle dealer of the motor vehicle dealer’s rights relating to the purchase of goods or services from a vendor; prohibiting the applicant or licensee from failing to provide a motor vehicle dealer a written statement disclosing the identity of a vendor under certain circumstances and subject to certain requirements; prohibiting the applicant or licensee from failing to provide a motor vehicle dealer the right to purchase signs or other image elements from a vendor selected by the motor vehicle dealer under certain circumstances and subject to certain requirements; prohibiting an applicant or licensee from requiring a motor vehicle dealer to participate in or affiliate with a dealer advertising or marketing entity; providing that an applicant or licensee may not take or threaten to take any adverse action against a motor vehicle dealer who refuses to join or participate in such entity; defining the term “adverse action”; providing that an applicant or licensee may not require a dealer to participate in, and may not preclude only some of its motor vehicle dealers in a designated market area from establishing, a voluntary motor vehicle dealer advertising or marketing entity; prohibiting the applicant or licensee from failing to act in good faith or deal fairly with a motor vehicle dealer regarding the terms or provisions of any agreement; requiring the Department of Highway Safety and Motor Vehicles or a court to consider certain factors in determining whether an applicant or licensee has failed to act in good faith or deal fairly with a motor vehicle dealer regarding the terms or provisions of any agreement; conforming a cross-reference; amending s. 320.641, F.S.; providing that any motor vehicle dealer may file a petition or complaint with the department or a court for a determination as to whether specified notices of intent are unfair or prohibited, under certain circumstances; specifying the circumstances under which a complainant motor vehicle dealer substantially prevails in a certain cause of action; amending s. 320.642, F.S.; providing that a franchised motor vehicle dealer with standing to protest the proposed addition or relocation of a motor vehicle dealer may file a protest with the department or a court; directing the department not to issue a license for the proposed additional or relocated motor vehicle dealer until a certain final decision not subject to further appeal is rendered; amending s. 320.643, F.S.; providing that a motor vehicle dealer whose proposed sale is rejected may file with a court a certain complaint; providing that any person whose proposed sale of stock is rejected may file with a court a certain complaint; creating s. 320.69913, F.S.; providing alternative civil causes of action and procedures for a motor vehicle dealer directly and adversely affected by the action or conduct of an applicant or licensee which is alleged to be in violation of any provision of ss. 320.60-320.70, F.S.; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Rules.

By Senator Montford—

SB 1050—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 288.1175, F.S.; removing provisions requiring the department to give certain priority consideration when evaluating applications for funding of agriculture education and promotion facilities; amending s. 482.1562, F.S.; clarifying the date by which an application for recertification of a limited certification for urban landscape commercial fertilizer application is required; removing provisions imposing late renewal charges; providing a grace period for such recertification; amending s. 500.03, F.S.; defining terms

relating to the Florida Food Safety Act; amending s. 570.07, F.S.; revising powers and duties of the department to include sponsoring events; authorizing the department to secure letters of patent, copyrights, and trademarks on work products and to engage in acts accordingly; amending s. 570.30, F.S.; removing electronic data processing and management information systems support for the department as a power and duty of the Division of Administration; amending s. 570.441, F.S.; authorizing the use of funds in the Pest Control Trust Fund for activities of the Division of Agricultural Environmental Services; amending s. 570.50, F.S.; revising powers and duties of the Division of Food Safety to include analyzing milk, milk products, and frozen desserts offered for sale in the state; amending s. 570.53, F.S.; revising duties of the Division of Marketing and Development to remove enforcement of provisions relating to dealers in agricultural products; amending s. 570.544, F.S.; revising duties of the director of the Division of Consumer Services to include enforcement of provisions relating to dealers in agricultural products and grain dealers; creating s. 570.68, F.S.; authorizing the Commissioner of Agriculture to create an Office of Agriculture Technology Services; providing duties of the office; amending s. 570.681, F.S.; clarifying legislative findings with regard to the Florida Agriculture Center and Horse Park; amending s. 570.685, F.S.; authorizing rather than requiring the department to provide administrative and staff support services, meeting space, and record storage for the Florida Agriculture Center and Horse Park Authority; amending s. 571.24, F.S.; clarifying the intent of the Florida Agricultural Promotional Campaign as a marketing program; removing an obsolete provision relating to the designation of a division employee as a member of the Advertising Interagency Coordinating Council; amending s. 571.27, F.S.; removing obsolete provisions relating to the authority of the department to adopt rules for entering into contracts with advertising agencies for services that are directly related to the Florida Agricultural Promotional Campaign; amending s. 571.28, F.S.; revising provisions specifying membership criteria of the Florida Agricultural Promotional Campaign Advisory Council; amending s. 581.181, F.S.; providing applicability of provisions requiring treatment or destruction of infested or infected plants and plant products; repealing s. 589.26, F.S., relating to the authority of the Florida Forest Service to dedicate and reserve state park lands for public use; amending s. 595.402, F.S.; defining terms relating to the school food and nutrition service program; amending s. 595.404, F.S.; revising duties of the department with regard to the school food and nutrition service program; directing the department to collect and publish data on food purchased by sponsors through the Florida Farm to School Program and other school food and nutrition service programs; amending s. 595.405, F.S.; clarifying requirements for the School Nutrition Program; providing for breakfast meals to be available to all students in schools that serve any combination of grades kindergarten through 5; amending s. 595.406, F.S.; renaming the “Florida Farm Fresh Schools Program” as the “Florida Farm to School Program”; authorizing the department to establish by rule a recognition program for certain sponsors; amending s. 595.407, F.S.; revising provisions of the children’s summer nutrition program to include certain schools that serve any combination of grades kindergarten through 5; revising provisions relating to the duration of the program; authorizing school districts to exclude holidays and weekends; amending s. 595.408, F.S.; conforming references to changes made by the act; amending s. 595.501, F.S.; requiring entities to complete corrective action plans required by the department or a federal agency to be in compliance with school food and nutrition service programs; amending s. 595.601, F.S.; correcting a cross-reference; amending s. 604.20, F.S.; removing a provision requiring an applicant for license as a dealer in agricultural products to submit a letter acknowledging assignment of a certificate of deposit from the issuing institution; amending s. 604.33, F.S.; removing provisions requiring grain dealers to submit monthly reports; authorizing rather than requiring the department to make at least one spot check annually of each grain dealer; providing an effective date.

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

By Senator Brandes—

SB 1052—A bill to be entitled An act relating to the Florida Right to Try Act; providing a short title; creating s. 385.213, F.S.; defining terms; authorizing a manufacturer of an investigational drug, biological product, or device to make such drug, product, or device available to certain eligible patients with a terminal illness without charge or for a specified

cost; authorizing the manufacturer to require eligible patients to participate in certain data collection; specifying that an insurer, a health plan, or a government health care program is not required to provide coverage for the cost of such drug, product, or device; authorizing such entities to provide coverage under specified circumstances; specifying that such entities are not required to cover care or treatment needed as the result of the use of such drug, product, or device except under certain circumstances; specifying that the Department of Corrections and the Department of Juvenile Justice are not required to provide coverage for such drugs, products, or devices for individuals in the departments' custody; prohibiting a state regulatory board or agency from taking action against the licenses of certain health care providers or against the licenses or Medicare certifications of certain health care institutions for specified actions with respect to an eligible patient's access to, treatment with, or use of investigational drugs, biological products, or devices; specifying when an investigational drug, biological product, or device may continue to be offered by the manufacturer if the drug, product, or device is found to be ineffective under certain circumstances; requiring certain information relating to clinical trials to be provided to a patient taking an investigational drug, biological product, or device outside of the clinical trial; providing that the section does not create a private cause of action against certain manufacturers, entities, and individuals for any harm to an eligible patient which results from the use of an investigational drug, biological product, or device under certain circumstances; providing a criminal penalty for an official, employee, or agent of the state who blocks or attempts to block the access of an eligible patient to certain investigational drugs, biological products, or devices; creating s. 408.064, F.S.; requiring the Agency for Health Care Administration to establish and maintain a database that allows a state resident to electronically submit a plan that indicates his or her directives for compassionate and palliative care; requiring the database to serve as a clearinghouse of plan information that is accessible by certain health care providers; authorizing the agency to subscribe to or participate in a national or private clearinghouse in lieu of establishing and maintaining an independent clearinghouse; requiring the agency to publish and disseminate certain information and provide certain training relating to the clearinghouse; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Evers—

SB 1054—A bill to be entitled An act relating to retirement; amending s. 121.055, F.S.; authorizing local agency employers to reassess designation of positions for inclusion in the Senior Management Service Class; providing for removal of certain positions; providing an effective date.

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

By Senator Braynon—

SJR 1056—A joint resolution proposing an amendment to Section 2 of Article I of the State Constitution to delete a provision authorizing laws that regulate or prohibit the ownership, inheritance, disposition, and possession of real property by aliens ineligible for citizenship.

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

By Senator Smith—

SB 1058—A bill to be entitled An act relating to canvassing of absentee ballots; amending s. 101.68, F.S.; extending the time for canvassing and processing absentee ballots to 28 days before an election; amending ss. 101.65 and 101.6923, F.S.; revising absentee ballot instructions for absent electors and certain first-time voters, respectively, to conform to changes made by the act; providing an effective date.

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

By Senator Simmons—

SB 1060—A bill to be entitled An act relating to maximum reimbursement allowances; amending s. 120.541, F.S.; providing that a specified restriction does not apply to the adoption of maximum reimbursement allowances approved by the three-member panel; reenacting s. 440.13(12), F.S., to incorporate the amendment made to s. 120.541, F.S., in a reference thereto; providing an effective date.

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

By Senator Stargel—

SB 1062—A bill to be entitled An act relating to an electric power rate study; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study to determine the average rates, charges, and expenses of providing electricity; specifying requirements for the study; directing the Office of the Public Counsel and the Florida Public Service Commission to provide assistance in obtaining the required information as requested; requiring the report to be provided to the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Hukill—

SB 1064—A bill to be entitled An act relating to the assignment of post-loss insurance policy benefits; amending s. 627.422, F.S.; providing that the post-loss benefits under a policy may be assignable or not assignable as provided by the terms of the policy; providing an effective date.

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

By Senator Bean—

SB 1066—A bill to be entitled An act relating to residential properties; amending ss. 718.116 and 720.3085, F.S.; revising the limitations on the liability of a first mortgagee or its successor or assignee who acquires title to a unit or parcel by foreclosure or by deed in lieu of foreclosure; requiring a first mortgagee or its successor or assignee to be liable for all assessments and related costs and fees which accrue from the date of the judgment of foreclosure or deed in lieu of foreclosure; providing an effective date.

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

SR 1068—Not introduced.

By Senator Soto—

SB 1070—A bill to be entitled An act relating to state lotteries; amending s. 24.115, F.S.; requiring the Department of the Lottery to place lottery prizes in an escrow account for 1 year under certain circumstances; requiring the appropriate state agency and the judicial branch to notify the department of specified criminal convictions; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Evers—

SB 1072—A bill to be entitled An act relating to registration of agriculture transport vehicles; amending s. 320.08, F.S.; providing a fee for registration of modified agriculture vehicles; providing a definition;

amending s. 322.53, F.S.; exempting drivers of modified agriculture vehicles from the requirement to possess a valid commercial driver license; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Soto—

SB 1074—A bill to be entitled An act relating to a graduation transition program; creating s. 1003.565, F.S.; defining a term; creating the ESOL Graduation Transition Program within the Department of Education; providing for eligibility and requirements for the program; requiring an eligible student to continue taking certain classes while enrolled in the program; directing the department to adopt rules; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Gibson—

SB 1076—A bill to be entitled An act relating to legislative ratification; amending s. 120.541, F.S.; requiring the Department of Environmental Protection to submit for legislative ratification a state implementation plan relating to standards of performance for existing sources of air pollutants; exempting rules implementing the plan from legislative ratification under certain conditions; providing circumstances under which the state implementation plan is exempt from legislative ratification; providing directives to the Department of Environmental Protection with respect to submitting the state implementation plan to the United States Environmental Protection Agency; providing that, if the plan is not ratified within a specified period, that rules implementing the plan are subject to ratification before the respective provisions of the plan take effect; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Sobel—

SB 1078—A bill to be entitled An act relating to lewd and lascivious behavior; repealing s. 798.02, F.S., relating to a prohibition on lewd and lascivious behavior, including a prohibition on lewd and lascivious association and cohabitation together by a man and woman who are not married to each other; amending ss. 39.0139, 39.509, and 435.04, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Dean—

SB 1080—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.241, F.S.; redirecting revenues from the filing fee for pleadings in specified civil actions in circuit court from the General Revenue Fund into the fine and forfeiture fund; amending s. 28.35, F.S.; revising the list of court-related functions that clerks may fund from filing fees, service charges, costs, and fines; amending s. 28.37, F.S.; removing an obsolete date; reducing the amount of the transfer of excess funds from the Clerks of the Court Trust Fund to the General Revenue Fund if certain deficits are estimated; restricting excess fund transfers to costs submitted for the previous county fiscal year; amending ss. 40.24 and 40.26, F.S.; transferring responsibility for payment of jury-related costs from the clerk to the state; amending s. 40.29, F.S.; requiring the clerk to forward quarterly estimates on jury-related costs to the Justice Administrative Commission; amending s. 40.31, F.S.; authorizing the Justice Administrative Commission to issue a certificate to the clerk if apportioned funds are insufficient to cover jury-related costs; amending s. 40.32, F.S.; removing a provision regarding funding of jury-related costs to conform to changes made by the act; amending s. 40.33, F.S.;

authorizing the clerk to request the Justice Administrative Commission for additional funds to pay due-process costs in the event of a deficiency; amending s. 40.34, F.S.; requiring the clerk to provide for triplicate payroll for the payment of jurors; amending s. 318.18, F.S.; redirecting a portion of the revenue from the civil penalty for certain traffic infractions from the General Revenue Fund to the fine and forfeiture fund; removing an obsolete date; amending s. 318.21, F.S.; revising the distribution and payment of civil penalties received by a county court pursuant to ch. 318, F.S.; amending s. 775.083, F.S.; redirecting revenue from fines when adjudication is withheld from the General Revenue Fund to the fine and forfeiture fund; providing for retroactive application; specifying the authorized budget for the clerks of the circuit court for the 2015-2016 county fiscal year; requiring clerks to submit jury-related cost estimates to the Justice Administrative Commission for the 2014-2015 county fiscal year; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Altman—

SB 1082—A bill to be entitled An act relating to juvenile justice; amending s. 985.265, F.S.; deleting provisions requiring the court to order the delivery of a child to a jail or other facility intended or used to detain adults; amending s. 985.556, F.S.; deleting a provision that transfers and certifies a child's criminal case for trial as an adult if a parent or guardian demands his or her child to be tried as an adult; authorizing a state attorney to request, and the court to grant, a transfer and certify a child 16 years of age or older who commits specified crimes for prosecution as an adult, rather than providing for involuntary discretionary waiver or involuntary mandatory waiver for a child 14 years of age or older; revising the requirements for a waiver hearing and the procedures to be followed; prohibiting the transfer of a child to adult court under certain circumstances; authorizing, rather than requiring, the court to transfer and certify to the adult circuit court all felony cases pertaining to a child under certain circumstances; deleting a provision requiring that, under certain circumstances, a child be handled in every respect as an adult for any subsequent violation of law; requiring the Department of Juvenile Justice to collect specified information; requiring the department to annually provide a report to the Legislature analyzing the collected data; repealing s. 985.557, F.S., relating to direct filing of an information; amending s. 985.56, F.S.; providing that only a child who is 16 years of age or older, rather than a child of any age, may be indicted, tried, and handled in every respect as an adult, under certain circumstances; deleting certain crimes for which a child is required to be sentenced and handled as an adult; removing a provision requiring that a child who has been indicted as an adult be treated as an adult for subsequent violations of law; authorizing, rather than requiring, a court to transfer and certify to the adult circuit court all related felony cases; amending s. 985.565, F.S.; providing that a court may impose juvenile sanctions or adult sanctions; revising the criteria a court must consider in making that determination; requiring an adult court to include specific findings and reasons for its decision in its order; providing that the order is reviewable on appeal; adding further evidence that a court must consider; providing for parties to examine the reports; authorizing and revising how a court sentences children who have been transferred for criminal prosecution and found to have committed a violation of state law; requiring a court to specify the reasons for issuing a sentence to a child; deleting provisions authorizing a court, under certain circumstances, to issue juvenile sanctions; deleting provisions authorizing adult sanctions upon failure of juvenile sanctions; authorizing a court to issue certain juvenile sanctions; amending s. 985.57, F.S.; requiring, rather than authorizing, a child to be transferred from the Department of Corrections to the Department of Juvenile Justice under certain circumstances; amending s. 985.03, F.S.; conforming a cross-reference; amending ss. 985.04 and 985.15, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1084—A bill to be entitled An act relating to patent infringement; creating part VII of ch. 501, F.S., entitled the "Patent Troll Prevention Act"; creating s. 501.991, F.S.; providing legislative intent; creating s.

501.992, F.S.; defining terms; creating s. 501.993, F.S.; prohibiting bad faith assertions of patent infringement from being made; providing factors that a court may consider when determining whether an allegation was or was not made in bad faith; creating s. 501.994, F.S.; authorizing a court to require a patent infringement plaintiff to post a bond under certain circumstances; limiting the bond amount; authorizing the court to waive the bond requirement in certain circumstances; creating s. 501.995, F.S.; authorizing private rights of action for violations of this part; authorizing the court to award certain relief to prevailing plaintiffs; creating s. 501.996, F.S.; requiring a bad faith assertion of patent infringement to be treated as an unfair or deceptive trade practice; creating s. 501.997, F.S.; providing an exemption; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Ring—

SB 1086—A bill to be entitled An act relating to property tax exemptions; amending s. 193.1555, F.S.; prohibiting consideration during a specified period of the increased value from additions or improvements made to certain business property when assessing property taxes; amending s. 196.183, F.S.; providing an exemption from property taxation for machinery and equipment purchased by certain businesses for a specified period following purchase; providing for assessment of such machinery and equipment upon expiration of the exemption; conforming cross-references; providing an effective date.

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

By Senator Brandes—

SB 1088—A bill to be entitled An act relating to civil remedies against insurers; amending s. 624.155, F.S.; requiring an insured, a claimant, or a person acting on behalf of an insured's or a claimant's behalf, to provide an insurer with written notice of loss as a condition precedent to bringing a statutory or common law action for a third-party bad faith action for failure to settle an insurance claim; providing that an insurer is not liable for such claim if certain conditions are met; reenacting s. 766.1185(3), F.S., relating to bad faith actions, to incorporate the amendment made to s. 624.155, F.S., in a reference thereto; providing an effective date.

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

By Senator Soto—

SB 1090—A bill to be entitled An act relating to economic incentives for small technology companies; amending s. 288.9931, F.S.; conforming provisions to changes made by the act; amending s. 288.9932, F.S.; defining the term “small technology company”; amending s. 288.9935, F.S.; authorizing the provision of loans to small technology companies through the Microfinance Guarantee Program; defining the term “applicant”; conforming provisions to changes made by the act; providing an appropriation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bullard—

SB 1092—A bill to be entitled An act relating to mandatory minimum sentencing; providing a short title; amending s. 775.087, F.S.; authorizing a judge to impose a sentence of less than the mandatory minimum sentence under certain circumstances; requiring the judge to state in writing the reasons for departing from or adhering to the mandatory minimum sentence; providing factors that the judge must consider in deciding whether to depart from the mandatory minimum sentence; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Brandes—

SB 1094—A bill to be entitled An act relating to the peril of flood; amending s. 163.3178, F.S.; specifying components that must be contained in the coastal management element required for a local government comprehensive plan; creating s. 195.088, F.S.; defining terms; requiring a licensed surveyor and mapper to complete an elevation certificate in accordance with a checklist developed by the Division of Emergency Management and to submit a copy of the elevation certificate to a specified property appraiser within a certain time after its completion; authorizing the redaction of certain personal information from the copy; requiring each property appraiser to submit the copies of elevation certificates to the division on a schedule established by the division; amending s. 627.715, F.S.; revising the required coverage for customized flood insurance; specifying how such coverage may differ from standard and preferred flood insurance; deleting a provision that prohibits supplemental flood insurance from including excess coverage over any other insurance covering the peril of flood; revising the information that must be prominently noted on a certain page of a flood insurance policy; requiring an agent to offer a flood insurance quote when quoting an insurance policy that will cover a residential structure located within a specified area; requiring the agent to maintain a record of an insured's declination of flood insurance coverage for a specified period of time; revising the notice that must be provided to and acknowledged by an applicant for flood coverage from an authorized or surplus lines insurer if the applicant's property is receiving flood insurance under the National Flood Insurance Program; allowing an authorized insurer to request a certification from the Office of Insurance Regulation which indicates that a policy, contract, or endorsement issued by the insurer provides coverage for the peril of flood which equals or exceeds the flood coverage offered by the National Flood Insurance Program; authorizing such insurer or its agent to reference or include the certification in specified advertising, communications, and documentation; providing an effective date.

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

By Senator Braynon—

SB 1096—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; clarifying application of a provision relating to disqualification for benefits; providing that certain victims of domestic violence may not be disqualified for benefits for voluntarily leaving work; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bradley—

SB 1098—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding certain substances to the Schedule I list of controlled substances; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(1)(b), 458.3265(1)(e), 459.0137(1)(e), 782.04(1)(a) and (4), 893.0356(2)(a) and (5), 893.05(1), 893.12(2)(b)(c), and (d), 893.13(1)(a), (c), (d), (e), (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), 893.135(1)(k) and (l), and 921.0022(3)(b), (c), and (e), F.S., relating to the definitions used in ch. 39, F.S., driving under the influence, suspension of driver licenses, boating under the influence, drug-free workplace programs, pain-management clinics, murder, controlled substance analogs, practitioners and persons administering controlled substances in their absence, contraband seizure and forfeiture, controlled substance offenses, offenses involving trafficking in controlled substances, and the offense severity ranking chart of the Criminal Punishment Code, respectively, to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Bullard—

SB 1100—A bill to be entitled An act relating to the use of deadly force; amending s. 776.013, F.S.; limiting the application of the stand your ground law to instances in which the attacker commits an overt act that leads the person who is attacked to believe that it is necessary to meet force with force; removing references to threatened use of force; deleting obsolete language; amending s. 776.032, F.S.; removing references to threatened use of force; providing that immunity from civil and criminal liability for certain uses of deadly force does not apply if the person injures a child or bystander who is not affiliated with the overt act; amending ss. 776.012 and 776.031, F.S.; removing references to threatened use of force; amending s. 790.15, F.S.; deleting an obsolete cross-reference; defining the term “dwelling” as it relates to discharging a firearm on residential property; reenacting s. 790.25(5), F.S., relating to lawful ownership, possession, and use of a firearm, to incorporate amendments made to s. 776.012, F.S., in a reference thereto; providing an effective date.

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

By Senator Legg—

SB 1102—A bill to be entitled An act relating to utility projects; providing a short title; providing definitions; authorizing certain local government entities to finance the costs of a utility project by issuing utility cost containment bonds upon application by a local agency; specifying application requirements; requiring a successor entity of a local agency to assume and perform the obligations of the local agency with respect to the financing of a utility project; providing procedures for local agencies to use when applying to finance a utility project using utility cost containment bonds; authorizing an authority to issue utility cost containment bonds for specified purposes related to utility projects; authorizing an authority to form alternate entities to finance utility projects; requiring the governing body of the authority to adopt a financing resolution and impose a utility project charge on customers of a publicly owned utility as a condition of utility project financing; specifying required and optional provisions of the financing resolution; specifying powers of the authority; requiring the local agency or its publicly owned utility to assist the authority in the establishment or adjustment of the utility project charge; requiring that customers of the public utility specified in the financing resolution pay the utility project charge; providing for adjustment of the utility project charge; establishing ownership of the revenues of the utility project charge; requiring the local agency or its publicly owned utility to collect the utility project charge; conditioning a customer's receipt of public utility services on payment of the utility project charge; authorizing a local agency or its publicly owned utility to use available remedies to enforce collection of the utility project charge; providing that the pledge of the utility project charge to secure payment of bonds issued to finance the utility project is irrevocable and cannot be reduced or impaired except under certain conditions; providing that a utility project charge constitutes utility project property; providing that utility project property is subject to a lien to secure payment of costs relating to utility cost containment bonds; establishing payment priorities for the use of revenues of the utility project property; providing for the issuance and validation of utility cost containment bonds; securing the payment of utility cost containment bonds and related costs; providing that utility cost containment bonds do not obligate the state or any political subdivision and are not backed by their full faith and credit and taxing power; requiring that certain disclosures be printed on utility cost containment bonds; providing that financing costs related to utility cost containment bonds are an obligation of the authority only; providing limitations on the state's ability to alter financing costs or utility project property under certain circumstances; prohibiting an authority with outstanding payment obligations on utility cost containment bonds from becoming a debtor under certain federal or state laws; providing for construction; endowing public entities with certain powers; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Finance and Tax; and Appropriations.

By Senator Bullard—

SB 1104—A bill to be entitled An act relating to student discipline; creating s. 1006.01, F.S.; defining terms; amending s. 1006.07, F.S.; revising the duties of the district school boards relating to student discipline and school safety; requiring school districts to adopt standards for intervention, rather than a code of student conduct, which standards include specified requirements; requiring a school district to meaningfully involve the community in creating and applying certain policies; requiring a school district to fund and support the implementation of school-based restorative justice practices; requiring a school district to hire staff members to improve school climate and safety; requiring a school district to annually survey parents, students, and teachers regarding school safety and discipline issues; amending s. 1006.12, F.S.; revising the qualifications of a school resource officer and a school safety officer; authorizing a school resource officer and a school safety officer to arrest a student only for certain violations of law; requiring a school resource officer and a school safety officer to immediately notify the principal or the principal's designee if the officer arrests a student in a school-related incident; prohibiting an officer from arresting or referring a student to the criminal justice system or juvenile justice system for petty acts of misconduct; providing an exception; requiring written documentation of an arrest or referral to the criminal justice system or juvenile justice system; requiring a law enforcement agency that serves a school district to enter into cooperative agreements with the district school board, ensure the training of school resource officers and school safety officers as specified, and develop guidelines for the selection of such officers; amending s. 1006.13, F.S.; requiring each district school board to adopt a policy on referrals to the criminal justice system or the juvenile justice system, rather than a policy of zero-tolerance for crime and victimization; revising and providing requirements for a policy on referrals to the criminal justice system or the juvenile justice system; providing that a school's authority and discretion to use other disciplinary consequences and interventions is not limited by the act; conforming terminology; requiring each district school board, in collaboration with students, educators, parents, and stakeholders, to enter into cooperative agreements with a county sheriff's office and a local police department for specified purposes; revising the requirements for these agreements; requiring each school district to annually review the cost, effectiveness, and necessity of its school safety programs and to submit findings to the Department of Education; requiring a school district to arrange and pay for transportation for a student in certain circumstances; requiring, rather than encouraging, a school district to use alternatives to expulsion or referral to a law enforcement agency unless the use of such alternatives poses a threat to school safety; requiring each school district to submit to the department its policies and agreements by a specified date each year; requiring the department to develop by a specified date a model policy for referrals to the criminal justice system or the juvenile justice system; requiring the Commissioner of Education to report by a specified date each year to the Governor and the Legislature on the implementation of policies on referrals to the criminal justice system or the juvenile justice system; amending ss. 1002.20, 1002.23, 1002.33, 1003.02, 1003.32, 1003.53, 1003.57, 1006.09, 1006.10, 1006.147, 1006.15, and 1012.98, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Flores—

SB 1106—A bill to be entitled An act relating to human trafficking; amending s. 796.07, F.S.; providing enhanced criminal penalties for soliciting another to commit prostitution and similar offenses; requiring persons convicted of such offenses to perform community service and pay for and attend an education program; requiring the court to impose minimum mandatory terms of incarceration for persons convicted two or more times of soliciting another to commit prostitution and similar offenses; providing for impoundment of a vehicle used in soliciting another to commit prostitution and similar offenses; providing an opportunity for owners to prevent the impoundment or immobilization in certain circumstances; amending s. 943.0583, F.S.; providing that a circuit court in the circuit in which the petitioner was arrested may expunge the criminal history record of a victim of human trafficking; requiring a judge to allow an advocate to be present with a human trafficking victim in an expunction hearing in certain circumstances; amending ss. 456.074,

480.041, and 480.043, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Flores—

SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Flores—

SB 1110—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information held by an agency about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation; providing for future legislative review and repeal of the exemption; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the location of residential facilities serving adult victims of human trafficking involving commercial sexual activity; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Abruzzo—

SB 1112—A bill to be entitled An act relating to sexting; amending s. 847.0141, F.S.; removing the court's discretion to impose a specified penalty for a first violation of sexting; requiring a minor cited for a first violation to sign and accept a citation to appear before juvenile court or, in lieu of appearing in court, to complete community service work, pay a civil penalty, or participate in a cyber-safety program within a certain period of time, if such program is locally available; requiring the citation to be in a form prescribed by the issuing law enforcement agency; requiring such citation to include certain information; authorizing a court to order certain penalties under certain circumstances; authorizing a court to order specified additional penalties in certain circumstances; prohibiting the court from imposing incarceration; specifying that all court records and any information obtained or produced are confidential; providing retroactive application of confidentiality provisions for certain violations; conforming provisions to changes made by the act; requiring that a specified percentage of civil penalties received by a juvenile court be remitted by the clerk of court to the county commission to provide cyber-safety training for minors; requiring that the remaining percentage remain with the clerk of the court to cover administrative costs; amending s. 985.0301, F.S.; creating exclusive original jurisdiction in the circuit court when a child is alleged to have committed a noncriminal violation that is assigned to juvenile court; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Stargel—

SB 1114—A bill to be entitled An act relating to membership associations that receive public funds; creating s. 617.221, F.S.; requiring a membership association that receives more than a specified percentage of its budget from public funds to file a report with the Legislature; requiring that such report provide specified information; prohibiting a

membership association whose membership dues are paid for by public funds from expending such funds on litigation against the state; providing an effective date.

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

By Senator Abruzzo—

SB 1116—A bill to be entitled An act relating to the Literacy Jump Start Pilot Project; requiring the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requiring the office to select an organization to implement the pilot project; requiring the office to oversee implementation of the pilot project; defining the term “emergent literacy”; providing eligibility requirements for participation; requiring background screening for child care personnel; requiring emergent literacy training for instructors; encouraging the coordination of basic health screening and immunization services in conjunction with emergent literacy instruction; requiring annual submission of an accountability report; requiring the office to allocate funds for the pilot project; providing an effective date.

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

By Senator Brandes—

SB 1118—A bill to be entitled An act relating to renewable energy; amending s. 366.91, F.S.; authorizing an owner of a commercial or industrial business or a contracted third party to install, maintain, and operate a renewable energy source device on or about the structure within which the business operates or on a property owned or leased by the business; authorizing the owner or contracted third party to sell electricity generated from the device to certain businesses regardless of whether the device is located in a utility's service territory; providing applicability; authorizing utilities to recover the full actual cost of providing services to an energy-producing business or its customers, under certain circumstances; authorizing a utility to install, maintain, and operate certain renewable energy source devices; exempting from regulation the sales of electricity produced by the devices; authorizing utilities to recover costs under certain circumstances; authorizing customers to challenge such cost recovery and receive refunds following a successful challenge; clarifying the eligibility requirements of certain energy rebate or incentive programs established by law; authorizing the Florida Public Service Commission to adopt rules; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Altman—

SB 1120—A bill to be entitled An act relating to illegal ivory articles and rhinoceros horns; creating s. 379.2376, F.S.; defining terms; prohibiting the manufacture, sale, purchase, and distribution of ivory articles and rhinoceros horns; providing exceptions and penalties; directing the Fish and Wildlife Conservation Commission to adopt rules, post information on its website, and submit a report to the Legislature; amending s. 379.4015, F.S.; specifying applicability of penalty provisions relating to the illegal manufacture, sale, purchase, or distribution of ivory articles and rhinoceros horns; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Soto—

SB 1122—A bill to be entitled An act relating to persons who are deaf; creating s. 320.0849, F.S.; authorizing a deaf individual to make a written request to the Department of Highway Safety and Motor Ve-

hicles for an identification card and placard to indicate that the individual is deaf; requiring the department to issue such a card and placard under certain circumstances; requiring the department to design and develop such cards and placards; requiring the department to develop and adopt rules; amending s. 901.245, F.S.; requiring a law enforcement officer to seek an interpreter before arresting a deaf person for an alleged criminal violation; providing an exception in the case of an emergency; prohibiting a family member from being considered a qualified interpreter under certain circumstances; creating s. 943.0322, F.S.; establishing a database of persons who are deaf; authorizing the Department of Law Enforcement to use the database before detaining or arresting certain individuals; requiring the department to create a form for the submission of information for the database; creating s. 943.1723, F.S.; requiring the Criminal Justice Standards and Training Commission to provide basic skills training for law enforcement officers to interact with the deaf; requiring a law enforcement agency to have at least one on-call officer who is trained in or knows American Sign Language or to contract on an on-call basis with a professional interpreter agency; defining the term "law enforcement agency"; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Braynon—

SB 1124—A bill to be entitled An act relating to liquid nitrogen; creating ss. 509.055 and 562.457, F.S.; defining terms; requiring public service establishments and certain establishments licensed under the Beverage Law, respectively, to advise and train their employees in the use of liquid nitrogen; setting minimum standards for liquid nitrogen training; requiring such establishments to provide notice to their guests regarding the danger of liquid nitrogen; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Altman—

SB 1126—A bill to be entitled An act relating to continuing care communities; amending s. 651.055, F.S.; revising requirements for continuing care contracts; amending s. 651.028, F.S.; revising authority of the Office of Insurance Regulation to waive requirements for accredited facilities; amending s. 651.071, F.S.; providing that continuing care and continuing care at-home contracts are preferred claims in the event of bankruptcy proceedings against a provider; revising subordination of claims; amending s. 651.105, F.S.; revising notice requirements; revising duties of the office; requiring an agent of a provider to provide a copy of an examination report and corrective action plan under certain conditions; amending s. 651.081, F.S.; requiring a residents' council to provide a forum for certain purposes; requiring a residents' council to adopt its own bylaws and governance documents; amending s. 651.085, F.S.; revising provisions relating to quarterly meetings between residents and the governing body of the provider; revising powers of the residents' council; amending s. 651.091, F.S.; revising continuing care facility reporting requirements; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Stargel—

SB 1128—A bill to be entitled An act relating to the capital investment tax credit; amending s. 220.191, F.S.; redefining and defining terms; revising the annual tax credit that may be granted for a qualifying project that has a date of certification on or after a specified date; decreasing the minimum amount of a cumulative capital investment that results in a qualifying project being ineligible for the tax credit; conforming cross-references; requiring the certification of a business as eligible to receive the tax credit, which is executed by the Department of Economic Opportunity, to be in writing and to include specified information; limiting the total amount of tax credits which may be granted annually to a specified amount; specifying procedures, requirements, and limitations for the tracking by the department of the total amount of tax credits granted annually; authorizing the Department of Revenue to adopt certain rules with respect to a qualifying project with a date of

certification before a specified date; reenacting s. 288.1089(2)(d), F.S., relating to the Innovation Incentive Program, to incorporate the amendment made to s. 220.191, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Simmons—

SB 1130—A bill to be entitled An act relating to windstorm premium discounts; amending s. 627.711, F.S.; providing that an insurer issuing a policy to a new policyholder may accept as valid only specified uniform mitigation verification inspection forms; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Fiscal Policy.

By Senator Abruzzo—

SB 1132—A bill to be entitled An act relating to transmission of pornography; amending s. 847.0137, F.S.; providing that each act of sending or delivering pornography is a separate offense; reenacting ss. 775.0847(2) and 856.022(1), F.S., relating to reclassification of certain offenses and loitering or prowling by certain offenders, respectively, to incorporate the amendment to s. 847.0137, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Hays—

SB 1134—A bill to be entitled An act relating to blanket health insurance; amending s. 627.659, F.S.; expanding the types of individuals and entities which are eligible for blanket health insurance coverage; authorizing the Commissioner of the Office of Insurance Regulation to designate other risks or classes of risk which are eligible for blanket health insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Hukill—

SB 1136—A bill to be entitled An act relating to title insurance; amending s. 631.401, F.S.; revising procedures and requirements relating to the recovery of assessments from title insurers through surcharges assessed on policies; revising provisions relating to surcharges collected in excess of the assessments paid by title insurers; revising requirements for the payment of excess surcharges to the Insurance Regulatory Trust Fund; authorizing the Office of Insurance Regulation to adopt rules for certain purposes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Brandes—

SB 1138—A bill to be entitled An act relating to unclaimed property; creating s. 717.1382, F.S.; providing for escheatment to the state of unclaimed United States savings bonds; providing for judicial determination of escheatment; providing procedures for challenging escheatment; providing for deposit of the proceeds of escheatment; creating s. 717.1383, F.S.; providing that a person claiming a United States savings bond may file a claim with the Department of Financial Services; providing limitations on such claim; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Montford—

SB 1140—A bill to be entitled An act relating to the Bright Futures Scholarship Program; amending s. 1009.531, F.S.; providing that the initial award and renewal period for students who are unable to accept an initial award immediately after completion of high school due to a full-time religious or service obligation begins upon the completion of the religious or service obligation; requiring verification from the entity for which the student completed such obligation; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Gaetz—

SJR 1142—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of Section 34 of Article XII of the State Constitution to allow the Legislature by general law to prohibit increases in the assessed value of homestead and specified nonhomestead real property if the just value of the property declines; providing an effective date.

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

By Senator Simpson—

SB 1144—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; requiring the Department of Children and Families to establish the Florida Veterans' Care Coordination Program; providing goals of the program; requiring the designation of implementation teams; providing a list of required services; providing an appropriation; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Simmons—

SB 1146—A bill to be entitled An act relating to agency relationships with governmental health care contractors; amending s. 766.1115, F.S.; redefining terms; deleting an obsolete date; extending sovereign immunity to employees or agents of a health care provider that executes a contract with a governmental contractor; authorizing such health care provider to collect from a patient, or the parent or guardian of a patient, a nominal fee for administrative costs under certain circumstances; limiting the nominal fee; clarifying that a receipt of specified notice must be acknowledged by a patient or the patient's representative at the initial visit; requiring the posting of notice that a specified health care provider is an agent of a governmental contractor; amending s. 768.28, F.S.; redefining the term "officer, employee, or agent" to include employees or agents of a health care provider; providing an effective date.

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

By Senator Stargel—

SB 1148—A bill to be entitled An act relating to firesafety; amending s. 633.202, F.S.; defining terms; exempting nonresidential farm buildings, rather than specified structures located on agricultural property, from the Florida Fire Prevention Code under specified circumstances; requiring the State Fire Marshal to conduct a study addressing certain secondary uses of nonresidential farm buildings; requiring the State Fire Marshal to convene a workgroup by a specified date to assist with the study; requiring the State Fire Marshal to initiate rulemaking by a specified date if the study determines that certain life safety or fire prevention standards are required; revising the maximum measure-

ments of a tent that is exempt from the Florida Fire Prevention Code; amending s. 633.208, F.S.; authorizing a local fire official to consider a specified publication when identifying an alternative to a firesafety code; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Grimsley—

SB 1150—A bill to be entitled An act relating to bail bonds; amending s. 648.285, F.S.; revising the requirements for a person to own, control, or otherwise have a pecuniary interest in a bail bond agency; amending s. 648.34, F.S.; revising the eligibility requirements for bail bond agent applicants; amending s. 648.387, F.S.; providing requirements for primary bail bond agents; amending s. 648.44, F.S.; adding prohibitions to the way a bail bond agent or temporary bail bond agent solicits business; requiring a bail bond agent or agency Internet solicitation to include a physical address; requiring a fine and temporary license suspension for specified violations; requiring a fine and revocation of certain licenses for a second violation; providing requirements for relicensing; amending s. 903.045, F.S.; revising legislative intent; amending s. 903.22, F.S.; providing circumstances under which, while on bond with the surety, a breach of the bail bond conditions occurs; amending s. 903.26, F.S.; revising the circumstances under which a court must discharge a bond forfeiture; amending s. 903.28, F.S.; deleting a condition for the remission of bond forfeiture; reenacting s. 648.285(2), F.S., to incorporate the amendment made to s. 648.387, F.S., in a reference thereto; reenacting s. 648.45(4), F.S., to incorporate the amendment made to s. 648.44, F.S., in a reference thereto; reenacting s. 903.36(4), F.S., to incorporate the amendment made to s. 903.045, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bullard—

SM 1152—A memorial to the Congress of the United States, urging Congress to review the eligibility criteria for participation in the Department of Defense Excess Property Program, also known as the "1033 program," and to adopt reforms that preclude participation in the program by law enforcement agencies that have cases pending before the United States Department of Justice involving racial profiling or police brutality.

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

By Senator Garcia—

SB 1154—A bill to be entitled An act relating to public depositories; amending s. 280.02, F.S.; revising terms applicable to the Florida Security for Public Deposits Act to add credit unions to the list of entities that may qualify as a "qualified public depository"; conforming provisions to changes made by the act; amending ss. 280.03, 280.052, 280.053, 280.055, 280.07, 280.085, 280.10, and 280.13, F.S.; conforming provisions to changes made by the act; amending s. 280.17, F.S.; revising the evidence of insurance required to be submitted by a public depositor to the Chief Financial Officer; reenacting s. 17.57(7)(a), F.S., relating to certain state funds deposited by the Chief Financial Officer, s. 24.114(1), F.S., relating to certain moneys received by lottery retailers, s. 125.901(3)(e), F.S., relating to moneys received by an independent special district providing funding for children's services, s. 136.01, F.S., relating to county depositories, s. 159.608(11), F.S., relating to surplus funds of a housing finance authority, s. 175.301, F.S., relating to funds of a firefighters' pension trust fund, s. 175.401(8), F.S., relating to funds of certain locally funded health insurance subsidy programs, s. 185.30, F.S., relating to funds of a municipal police officers' retirement trust fund, s. 185.50(8), F.S., relating to funds of a health insurance subsidy fund, s. 190.007(3), F.S., relating to funds deposited by the board of supervisors of a community development district, s. 191.006(16), F.S., relating to funds deposited by an independent special fire control dis-

trict, s. 215.34(2), F.S., relating to noncollectible items received by certain government entities, s. 218.415(16)(c), (17), and (23)(a), F.S., relating to certain deposits made pursuant to local government investment policies, s. 255.502(4)(h), F.S., relating to authorized investments made on behalf of the Department of Management Services by the State Board of Administration or the Chief Financial Officer, s. 331.309(1) and (2), F.S., relating to funds deposited by Space Florida, s. 373.553(2), F.S., relating to funds deposited by the governing board of a water management district, s. 631.221, F.S., relating to certain funds collected by the Department of Financial Services, and s. 723.06115(3)(c), F.S., relating to certain funds transferred to the Florida Mobile Home Relocation Corporation, to incorporate the amendment made by this act to s. 280.02, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Smith—

SB 1156—A bill to be entitled An act relating to the STEM Teacher Loan Forgiveness Program; creating s. 1009.641, F.S.; creating the STEM Teacher Loan Forgiveness Program; providing for the administration and funding of the program; providing for student eligibility and the use of funds; providing for rulemaking; providing an effective date.

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

By Senator Stargel—

SB 1158—A bill to be entitled An act relating to limitation of actions; amending s. 95.11, F.S.; reducing the period during which an action must be brought for a latent defect in the design, planning, or construction of an improvement to real property; providing for applicability; reenacting s. 627.441(2), F.S., relating to commercial general liability policy coverage to contractors for completed operations, to incorporate the amendment made by the act to s. 95.11, F.S., in a reference thereto; providing an effective date.

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

By Senator Richter—

SB 1160—A bill to be entitled An act relating to firefighter and municipal police pensions; amending ss. 175.351 and 185.35, F.S.; providing that placement of premium tax income into a separate supplemental plan is subject to approval by a municipality or special fire control district; authorizing the use of premium tax revenues to provide benefits through a defined benefit or defined contribution retirement plan; specifying the applicability of part II of ch. 447, F.S.; declaring an important state interest; providing an effective date.

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

By Senator Sachs—

SB 1162—A bill to be entitled An act relating to driver licenses; amending s. 322.21, F.S.; decreasing the fee for the renewal or extension of a Class E driver license or a license restricted to motorcycle use; decreasing the replacement fee for a driver license; revising the allocation of such fee; providing that any veteran honorably discharged from the Armed Forces who has served at least 1 day during a wartime period and who is qualified to obtain a driver license under this chapter is exempt from all fees required by this section; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Sachs—

SB 1164—A bill to be entitled An act relating to expunction of criminal history records; amending s. 943.0585, F.S.; providing that an individual who has been adjudicated guilty of driving under the influence but who otherwise meets the requirements for expunction of criminal history records may petition to expunge a criminal history record for a subsequent offense unless expunction is specifically prohibited for such violations; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Sachs—

SB 1166—A bill to be entitled An act relating to human trafficking; creating s. 92.562, F.S.; defining terms; providing for confidentiality under the Florida Evidence Code of communications between a human trafficking victim advocate and a victim; providing an effective date.

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

By Senator Sachs—

SB 1168—A bill to be entitled An act relating to applicants to be a contractor; amending s. 489.115, F.S.; authorizing the Construction Industry Licensing Board to deny licensure to an applicant who has been convicted of specified felonies based upon the severity of the crime, the relationship of the crime to contracting, or the potential for public harm; prohibiting the board from denying licensure to an applicant based upon a conviction of a felony of the third degree, a misdemeanor, a civil penalty, or based solely upon the applicant's failure to provide proof of restoration of civil rights; amending ss. 489.511 and 489.513, F.S.; prohibiting the Electrical Contractors' Licensing Board from making a determination that an individual applying for certification is ineligible based upon a conviction of a felony of the third degree, a misdemeanor, or a civil penalty; amending s. 489.553, F.S.; prohibiting the Department of Health from considering a conviction of a felony of the third degree, a misdemeanor, or a civil penalty in its consideration of good moral character; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Bradley—

SB 1170—A bill to be entitled An act relating to problem-solving courts; amending s. 910.035, F.S.; defining the term "problem-solving court"; authorizing a person eligible for participation in a problem-solving court to transfer his or her case to another county's problem-solving court under certain circumstances; making technical changes; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Latvala—

SB 1172—A bill to be entitled An act relating to condominiums; amending s. 718.117, F.S.; providing and revising procedures and requirements for termination of a condominium property; providing requirements for the rejection of a plan of termination; providing a definition; providing applicability; providing requirements relating to partial termination of a condominium property; revising requirements relating to the right to contest a plan of termination; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Simmons—

SB 1174—A bill to be entitled An act relating to trespass on airport property; amending s. 810.09, F.S.; providing a criminal penalty for trespass on the operational area of an airport with intent to commit specified acts; defining the term “operational area of an airport”; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Bullard—

SB 1176—A bill to be entitled An act relating to recreational marijuana; amending s. 20.165, F.S.; renaming the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.025, F.S.; renaming the Alcoholic Beverage and Tobacco Trust Fund; specifying distribution of funds; providing a directive to the Division of Law Revision and Information; creating ch. 566, F.S., relating to recreational marijuana; providing definitions relating to an excise tax on recreational marijuana; imposing an excise tax on recreational marijuana; providing for inflation adjustments to the tax rate; providing for collection of the tax; providing for distribution of tax revenues; requiring an annual report concerning tax revenues; providing definitions relating to regulation of recreational marijuana; prohibiting the use of false identification by persons under 21 years of age for specified activities relating to recreational marijuana; providing non-criminal penalties; providing for alternative sentencing; exempting certain activities involving marijuana from use and possession offenses; authorizing persons age 21 and over to engage in certain activities involving personal use of marijuana in limited amounts; providing limits on where persons may engage in specified activities; providing for licensure of marijuana establishments that may engage in the manufacture, possession, or purchase of marijuana, marijuana products, and marijuana accessories or sell marijuana, marijuana products, or marijuana accessories to a consumer; specifying duties of the Division of Alcoholic Beverages, Marijuana, and Tobacco; providing for enforcement of regulatory provisions; authorizing agreements with other entities for certain enforcement activities; requiring an annual report; providing for licensing of marijuana establishments; providing for license fees; providing for a licenses process; providing limits on the number of retail marijuana stores in localities based on population; providing standards for prospective licensees; providing restrictions on the location of marijuana establishments; prohibiting certain activities by marijuana establishments; providing procedures when a marijuana establishment's license expires; authorizing localities to prohibit one or more types of marijuana establishments through local ordinance; authorizing localities to specify an entity within the locality to be responsible for processing applications for a license to operate a marijuana establishment; providing for submission of applications to localities if the division has not issued establishment licenses by a specified date; specifying duties of the Attorney General concerning federal subpoenas; providing an exemption from specified provisions for marijuana research; specifying that the chapter does not apply to employer drug policies or operating under the influence laws; specifying that the chapter does not allow persons under 21 years of age to engage in activities permitted therein; providing that the rights of property owners are not affected; authorizing rulemaking; specifying that conduct allowed by the chapter may not be considered the basis for the finding of a lack of good moral character as that term is used in law; providing for emergency rulemaking; amending s. 500.03, F.S.; providing that marijuana establishments that sell food containing marijuana are considered food service establishments for the purposes of specified regulations; creating s. 500.105, F.S.; specifying that food products containing marijuana that are prepared in permitted food establishments and sold by licensed retail marijuana stores are not considered adulterated; amending s. 562.13, F.S.; providing that it is unlawful for marijuana establishments to employ persons under 18 years of age; amending s. 569.0073, F.S.; exempting licensed marijuana establishments from specified provisions regulating the sale of pipes and smoking devices; amending ss. 893.13 and 893.135, F.S.; providing that conduct authorized under ch. 566, F.S., is not prohibited by specified controlled substance prohibitions; providing effective dates.

—was referred to the Committees on Regulated Industries; Criminal Justice; Finance and Tax; and Appropriations.

By Senator Richter—

SB 1178—A bill to be entitled An act relating to drone surveillance; providing a short title; amending s. 934.50, F.S.; conforming a cross-reference for purposes of a short title; requiring the Department of Law Enforcement to develop guidelines for the use of drones by state or local law enforcement agencies; requiring such law enforcement agencies to annually report to the department, and requiring the department to annually report to the Governor and Legislature, regarding drone usage; creating s. 934.55, F.S.; providing definitions; specifying situations in which it is lawful to capture an image with a drone; prohibiting the capture of an image of an individual or privately owned real property using a drone in certain circumstances; providing criminal penalties; prohibiting possession, disclosure, display, distribution, or use of such illegally captured images; providing criminal penalties; providing defenses to prosecution; prohibiting the use or discovery of such images in legal proceedings; providing exceptions; providing for civil actions for damages relating to violations; providing for court costs and attorney fees; specifying a limitations period for such actions; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Latvala—

SB 1180—A bill to be entitled An act relating to the practice of pharmacy; amending s. 465.003, F.S.; defining a term; amending s. 465.0276, F.S.; providing that the Florida Pharmacy Act does not prohibit the dispensing of a compounded drug by a veterinarian; amending ss. 409.9201, 458.331, 459.015, 465.014, 465.015, 465.0156, 465.016, 465.0197, 465.022, 465.023, 465.1901, 499.003, and 893.02; conforming cross references; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Fiscal Policy.

By Senator Latvala—

SB 1182—A bill to be entitled An act relating to terroristic threats; creating s. 775.32, F.S.; defining terms; providing that a person commits the crime of terroristic threats if he or she communicates, directly or indirectly, a threat to do specified acts; providing criminal penalties; requiring a person convicted of terroristic threats to, in addition to other restitution ordered, pay restitution in an amount equal to the cost of evacuation; providing that a judgment or order of restitution does not preclude relief recovery in a civil action; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Brandes—

SB 1184—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 112.19, F.S.; providing that an employer may pay up to a certain amount directly toward the venue expenses associated with the funeral and burial services of a law enforcement, correctional, or correctional probation officer killed in the line of duty; amending s. 316.228, F.S.; requiring a vehicle with a load that extends beyond its sides or a certain amount beyond its rear to display red flags not less than 18 inches square under certain circumstances; amending s. 320.086, F.S.; requiring the department to issue a special license plate to the owner of a motor vehicle manufactured in the model year 1945 or earlier for such motor vehicle, subject to certain requirements; requiring the department to issue a special license plate to the owner of a motor vehicle manufactured in the model year after 1945 and of the age of 30 years or more after the model year for such motor vehicle, subject to certain requirements; amending s. 324.242, F.S.; requiring the department to release the policy number of a policy covering a vehicle involved in a motor vehicle accident to certain persons upon receipt of a request and proof of a crash report created pursuant to the laws of another state; requiring the department to provide personal injury protection and property damage liability insurance policy numbers to department-approved third parties that provide data collection services to certain insurers; requiring an insurer's representative, a

contracted third party, or an attorney for a person involved in an accident to provide the department with documentation confirming proof of representation prior to the release of certain policy numbers; authorizing the department to disclose certain confidential and exempt information to another governmental entity under certain circumstances; defining the term “governmental entity”; reenacting s. 319.23(3)(c), F.S., relating to application for, and issuance of, certificate of title, to incorporate the amendment made to s. 320.086, F.S., in a reference thereto; reenacting s. 320.08(2)(a) and (3)(e), F.S., relating to license taxes, to incorporate the amendment made to s. 320.086, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Brandes—

SB 1186—A bill to be entitled An act relating to transportation; amending s. 260.0144, F.S.; providing that certain commercial sponsorship may be displayed on state greenway and trail facilities not included within the Shared-Use Nonmotorized Trail Network; deleting provisions relating to the authorization of sponsored state greenways and trails at specified facilities or property; amending s. 316.003, F.S.; making technical changes; amending s. 316.303, F.S.; providing exceptions to the prohibition of certain television-type receiving equipment and certain electronic displays in vehicles; amending s. 335.065, F.S.; deleting provisions relating to certain commercial sponsorship displays on multiuse trails and related facilities; deleting provisions relating to funding a statewide system of interconnected multiuse trails; creating s. 335.21, F.S.; requiring the governing body of any independent special district created to regulate the operation of public vehicles on public highways to consist of a certain number of members; providing appointment requirements for such members; amending s. 338.231, F.S.; deleting provisions relating to using the revenues from the turnpike system to pay the principal and interest of a specified series of bonds and certain expenses of the Sawgrass Expressway; amending s. 339.175, F.S.; requiring certain long-range transportation plans to include assessment of capital investment and other measures necessary to make the most efficient use of existing transportation facilities to improve safety; requiring the assessments to include consideration of infrastructure and technological improvements necessary to accommodate advances in vehicle technology; amending s. 339.64, F.S.; requiring the Department of Transportation to coordinate with certain partners and industry representatives to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology in Strategic Intermodal System facilities; requiring the Strategic Intermodal System Plan to include a needs assessment regarding such infrastructure and technological improvements; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; specifying the composition, purpose, and requirements of the network; authorizing the department certain powers related to planning, development, operation, and maintenance of the network; creating s. 339.82, F.S.; requiring the department to develop a Shared-Use Nonmotorized Trail Network Plan; creating s. 339.83, F.S.; creating a trail sponsorship program, subject to certain requirements and restrictions; repealing s. 341.0532, F.S., relating to statewide transportation corridors; creating s. 341.1025, F.S.; authorizing a public transit provider to enter into agreements with a transportation network company for the provision of certain transit services; defining the term “transportation network company”; providing a directive to the Division of Law Revision and Information; creating s. 345.0001, F.S.; providing a short title; creating s. 345.0002, F.S.; defining terms; creating s. 345.0003, F.S.; authorizing certain counties to form the Northwest Florida Regional Transportation Finance Authority to construct, maintain, or operate transportation projects in a given region of the state; specifying procedural requirements; creating s. 345.0004, F.S.; specifying the powers and duties of the authority, subject to certain restrictions; requiring that the authority comply with certain reporting and documentation requirements; creating s. 345.0005, F.S.; authorizing the issuing of bonds on behalf of the authority under the State Bond Act and by the authority itself; specifying requirements and restrictions for such bonds under certain circumstances; creating s. 345.0006, F.S.; providing rights and remedies of bondholders; creating s. 345.0007, F.S.; designating the Department of Transportation as the agent of the authority for specified purposes; authorizing the administration and management of projects by the department; limiting the powers of the

department as an agent; establishing the fiscal responsibilities of the authority; creating s. 345.0008, F.S.; authorizing the department to provide for or commit its resources for the authority project or system, if approved by the Legislature, subject to legislative budget request procedures and prohibitions and appropriation procedures; authorizing the payment of expenses incurred by the department on behalf of the authority; requiring the department to receive a share of the revenue from the authority; providing calculations for disbursement of revenues; creating s. 345.0009, F.S.; authorizing the authority to acquire private or public property and property rights for a project or plan; establishing the rights and liabilities and remedial actions relating to property acquired for a transportation project or corridor; creating s. 345.001, F.S.; authorizing contracts between governmental entities and the authority; creating s. 345.0011, F.S.; pledging that the state will not limit or alter the vested rights of the authority or the department with regard to any issued bonds or other rights relating to the bonds if they affect the rights of bondholders; creating s. 345.0012, F.S.; exempting the authority from certain taxes and assessments; providing exceptions; creating s. 345.0013, F.S.; providing that bonds or obligations issued under this chapter are legal investments for specified entities; creating s. 345.0014, F.S.; providing applicability; directing the Commission for the Transportation Disadvantaged, in cooperation with the Center for Urban Transportation Research, to develop and implement a pilot program with at least one community transportation coordinator relating to the use of a transportation network company as a transportation operator; defining the term “transportation network company”; specifying requirements and restrictions of the pilot program; requiring the commission to present a report to the chairs of the appropriate Senate and House committees by a certain date; providing legislative findings and intent relating to transportation funding; directing the Center for Urban Transportation Research to establish a study on implementing a system in this state which charges drivers based on their vehicle miles traveled as an alternative to the present fuel tax structure to fund transportation projects; specifying requirements of the study; directing the Center for Urban Transportation Research to conduct a 6-month pilot project to study the feasibility and economic impact of implementing a system that charges drivers based on their vehicle miles traveled; specifying requirements for the pilot project; requiring that a report on the findings of the pilot project be made to the Governor, the Legislature, and the Metropolitan Planning Organization Advisory Council by a specified date; requiring that the report include legislative recommendations; providing an effective date.

—was referred to the Committees on Transportation; Regulated Industries; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Simpson—

SB 1188—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; specifying the penalty for a person who violates a certain controlled substance law in a dwelling; amending s. 893.135, F.S.; establishing the felony of “trafficking in synthetic drugs” and specifying a penalty; amending s. 921.0022, F.S.; conforming cross-references; reenacting ss. 893.13(9), 893.135(1), and 921.0022(3)(e), F.S., to incorporate the amendment made to s. 893.13, F.S., in references thereto; reenacting ss. 373.6055(3)(c), 381.986(7)(a) and (b), 397.451(6), 414.095(1), 772.12(2), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3)(a), and (4)(a), 810.02(3), 893.03(3)(c), 893.13(8)(d), 893.135(1) and (2), 903.133, 907.041(4)(c), 921.0024(1)(b), 943.0585, and 943.059, F.S., to incorporate the amendment made to s. 893.135, F.S., in references thereto; reenacting s. 812.014(2)(c), to incorporate the amendments made to ss. 893.13 and 893.135, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Lee—

SB 1190—A bill to be entitled An act relating to insurer solvency; amending s. 624.407, F.S.; revising the amount of surplus which must be possessed by insurers applying for an original certificate of authority; defining the term “health benefit plan”; amending s. 624.408, F.S.; revising the amount of surplus which must be possessed by insurers in order to retain a certificate of authority; authorizing the Office of In-

insurance Regulation to reduce certain surplus requirements under specified circumstances; defining the term “health benefit plan”; amending s. 624.4085, F.S.; revising the term “life and health insurer” to include specified health maintenance and prepaid limited health service organizations; amending s. 636.043, F.S.; revising the due date and required content for the mandatory annual report of a prepaid limited health service organization to the office; revising the time periods to be covered by such organization’s required quarterly reports to the office; amending s. 641.19, F.S.; defining the term “management services organization”; amending s. 641.201, F.S.; providing that a health maintenance organization is considered an insurer for purposes of specified provisions of law relating to insolvent insurers, requirements for the directors of domestic insurers, the payment of dividends and distributions of other property by domestic stock insurers, penalties for domestic and mutual stock insurers that illegally pay dividends, and certain restrictions on premiums written; providing that health maintenance organizations are considered life and health insurers for purposes of specified provisions of law relating to insurer surplus requirements; amending s. 641.225, F.S.; conforming provisions to changes made by the act; amending s. 641.26, F.S.; revising the due date and required content for the mandatory annual report and audited financial statement of a health maintenance organization which must be submitted to the office; amending s. 641.27, F.S.; revising the payment requirements applicable to health maintenance organizations for the examination expenses incurred by the office; amending s. 641.35, F.S.; excluding receivables from a management services organization from being included in the assets of a health maintenance organization for purposes of determining the organization’s financial condition; repealing s. 641.365, F.S., relating to the payment of dividends and distributions of other property by health maintenance organizations; amending ss. 817.234 and 817.50, F.S.; conforming cross-references; providing a directive to the Division of Law Revision and Information; providing effective dates.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Simpson—

SB 1192—A bill to be entitled An act relating to penalties for driving under the influence; amending s. 316.193, F.S.; providing that a court may order a transdermal monitor device or treatment program, or both, in lieu of an ignition interlock device for violations of driving under the influence under certain circumstances; requiring the offender to assume reasonable costs for such transdermal monitoring under certain circumstances; deleting obsolete provisions; providing an effective date.

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

By Senator Joyner—

SB 1194—A bill to be entitled An act relating to overseas absentee ballots; amending s. 101.697, F.S.; requiring the Department of State to develop instructions and procedures for the electronic submission of voted absentee ballots from overseas voters; requiring the department, in consultation with supervisors of elections, to develop security measures; prescribing requirements for such security measures; requiring the department to perform an annual security assessment; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Margolis—

SB 1196—A bill to be entitled An act relating to sellers of travel; amending s. 559.927, F.S.; removing references to the terms “tourist-related services” and “tour-guide services” from definitions relating to sellers of travel; amending s. 559.935, F.S.; providing that the regulation of sellers of travel by the state does not apply to persons engaged solely in the sale of tour-guide services; amending ss. 559.9285, 559.9335, and 559.937, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Brandes—

SB 1198—A bill to be entitled An act relating to trust funds; creating s. 766.412, F.S.; creating the Patient Compensation System Trust Fund within the State Treasury; providing the purpose of the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Rules.

By Senator Brandes—

SB 1200—A bill to be entitled An act relating to compensation for personal injury or wrongful death arising from a medical injury; amending s. 456.013, F.S.; requiring the Department of Health or certain boards thereof to require the completion of a course relating to prevention and communication of medical errors as part of the licensure and renewal process; providing a directive to the Division of Law Revision and Information; creating s. 766.401, F.S.; providing a short title; creating s. 766.402, F.S.; defining terms; creating s. 766.403, F.S.; providing legislative findings and intent; specifying that certain provisions are an exclusive remedy for personal injury or wrongful death; providing for early offer of settlement; prohibiting use of the procedures under this act if a claim has already been settled; prohibiting compensation from being awarded if the application is filed by certain persons; creating s. 766.404, F.S.; creating the Patient Compensation System; providing for a Patient Compensation Board; providing for membership, meetings, and certain compensation; providing for specific staff, offices, committees, and panels and the powers and duties thereof; prohibiting certain conflicts of interest; authorizing the board to make rules; creating s. 766.405, F.S.; providing a process for filing applications for compensation under the system; providing for notice to the applicant; providing an application filing period; creating s. 766.406, F.S.; requiring individuals with relevant clinical expertise to determine whether the facts stated in the application, prima facie, rise to a claim for medical injury; requiring the Office of Medical Review to immediately notify, by registered or certified mail, specified parties under certain circumstances; requiring the notification to inform the provider that he or she may support the application to expedite the processing of the application; providing a timeframe by which a participating provider may support an application; requiring the Office of Medical Review to send a rejection letter in certain circumstances to the applicant by registered or certified mail to inform the applicant of his or her right to appeal; authorizing the applicant to appeal the office’s determination; requiring specified individuals to review an application that is supported by a participating provider within a specified timeframe; requiring the Office of Medical Review to determine whether the application is valid; requiring the Office of Medical Review to immediately notify relevant law enforcement authorities in the case of fraud; requiring the office to complete a thorough investigation of the application within a specified time period in certain circumstances; requiring the investigation to be conducted in a specified form; requiring the chief medical officer to allow the applicant and participating provider to access records, statements, and other information in the course of its investigation within a specified timeframe; requiring a chief medical officer to convene an independent medical review panel to make a determination within a specified timeframe; requiring that all information, including information that was previously redacted, be given to the independent medical review panel, and requiring the panel to make a written determination within a specified period; requiring the panel to dismiss an application under certain circumstances; requiring a panel to report that the application supports a claim for medical injury if it determines by the preponderance of the evidence that certain criteria are met; requiring the Office of Medical Review to immediately notify the participating provider by registered or certified mail of the right to appeal the determination of the panel; providing that a participating provider has a specified timeframe within which to appeal the determination of the panel; requiring the Office of Compensation to make a written determination of an award of compensation in certain circumstances; requiring the Office of Compensation to notify the applicant and participating provider by registered or

certified mail of the amount of compensation with an explanation of the appeals process; providing that the applicant has a specified time to appeal the award; requiring compensation for an application to be offset by any past and future collateral source payments; requiring the insurer to remit the compensation award to the Patient Compensation System, which must immediately provide such compensation to the applicant; requiring the payment of specified interest on unpaid awards after a certain date; providing that the findings under this act do not constitute a finding of medical malpractice for purposes of s. 26, Art. X of the State Constitution; requiring the Patient Compensation System to provide the department with electronic access to specified applications if the Patient Compensation Trust Fund determines that the provider presents an imminent risk of harm to the public; requiring the department to review specified applications; creating s. 766.407, F.S.; providing for review of awards by an administrative law judge; providing that a determination by an administrative law judge is conclusive and binding and that a written decision must be provided to the applicant and the participating provider; authorizing an applicant to appeal the award or denial of compensation to the district court of appeal; requiring appeals to be filed under specified rules of procedure; authorizing an administrative law judge to grant an extension upon a written petition by the applicant or the participating provider; creating s. 766.408, F.S.; requiring annual contributions from specified providers to cover administrative expenses; providing maximum contribution rates; specifying payment dates; providing for disciplinary proceedings for failure to pay; providing for the deposit of funds; authorizing providers to opt out of participation; providing requirements for such an election; creating s. 766.409, F.S.; requiring each participating provider to provide notice to patients of the provider's participation in the Patient Compensation System; creating s. 766.411, F.S.; requiring an annual report to the Governor and the Legislature; providing for retroactive applicability; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Rules.

By Senator Brandes—

SB 1202—A bill to be entitled An act relating to voter registration; amending s. 98.255, F.S.; designating a specified period each year during which supervisors of elections are authorized to provide certain students with the opportunity to register to vote at school and with instruction on the elections process; providing an effective date.

—was referred to the Committees on Ethics and Elections; Education Pre-K - 12; and Rules.

By Senator Clemens—

SB 1204—A bill to be entitled An act relating to minority impact statements; creating s. 11.63, F.S.; requiring that bills that create a new criminal offense, modify an existing criminal offense, or modify the penalty for an existing criminal offense be referred, upon filing and before consideration, by the Office of Legislative Services to the Office of Economic and Demographic Research for preparation of a minority impact statement; authorizing the Office of Economic and Demographic Research to request the assistance of an executive agency in preparing the statement; requiring the executive agency to provide such assistance upon request; specifying requirements for the statement; requiring the Office of Economic and Demographic Research to issue a finding as to whether the bill has a disparate impact on members of racial minority groups; requiring that the bill sponsor take certain action if the Office of Economic and Demographic Research finds a disparate impact on racial minority groups; requiring that, if a statement is required of the sponsor, it be included as an appendix to the minority impact statement; providing an effective date.

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

By Senator Abruzzo—

SB 1206—A bill to be entitled An act relating to ad valorem taxes and non-ad valorem assessments against subdivision property; amending s. 193.0235, F.S.; providing for the assessment of ad valorem taxes and

non-ad valorem assessments against certain common elements of a subdivision; prohibiting such common elements from being prorated by the property appraiser and included in the assessment of the lots within the subdivision; providing an effective date.

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

By Senator Bean—

SB 1208—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.502, F.S.; revising the purpose and intent of the Dietetics and Nutrition Practice Act; amending s. 468.503, F.S.; revising and providing definitions; amending s. 468.504, F.S.; prohibiting the unlicensed practice of medical nutrition therapy; amending s. 468.505, F.S.; conforming provisions; authorizing certain certified individuals to use specified titles and designations; amending s. 468.506, F.S.; renaming the Dietetics and Nutrition Practice Council as the Dietetics and Nutrition Practice Board; revising provisions regarding membership of the board; requiring certain board members to apply for licensure within a specified time period; amending s. 468.509, F.S.; requiring the board to waive the examination requirement for specified applicants; conforming provisions; amending s. 468.511, F.S.; making editorial changes; amending s. 468.513, F.S.; revising requirements for licensure by endorsement; conforming provisions; amending s. 468.516, F.S.; providing that a licensed dietitian or nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet; amending ss. 468.514, 468.515, and 468.518, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Hays—

SB 1210—A bill to be entitled An act relating to attorney fees in certain lawsuits decided against insurers; amending s. 627.428, F.S.; providing that the statutory requirements for attorney fee awards for certain judgments or decrees against insurers do not apply if the suit is brought by or on behalf of a third party to the insurance policy or contract or if the proceeds of a judgment or decree are awarded to such third party; making technical changes; reenacting ss. 624.123(4), 624.488(4), 627.062(3)(b), 627.351(6)(s), 627.401(3), (4), and (5), 627.7074(15)(b), 627.727(8), 627.736(8), 627.756(1), 628.6016(4), 631.70, 631.926, and 632.638(11), F.S., to incorporate the amendment made to s. 627.428, F.S., in references thereto; providing an effective date.

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

By Senator Ring—

SB 1212—A bill to be entitled An act relating to contracts for goods and services; creating s. 672.3021, F.S.; prohibiting contracts for the sale or lease of consumer goods or services from waiving the right of the consumer to make certain statements; providing civil penalties; providing construction and applicability; providing an effective date.

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

By Senator Latvala—

SB 1214—A bill to be entitled An act relating to economic development; amending s. 220.191, F.S.; revising the term “cumulative capital investment”; amending s. 288.0001, F.S.; requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide a detailed analysis of the retention of Major League Baseball spring training baseball franchises; amending s. 288.005, F.S.; revising the term “economic benefits”; amending s. 288.061, F.S.; requiring the Department of Economic Opportunity to prescribe a specified application form; requiring the incentive application to include specified information; requiring the

Office of Economic and Demographic Research to include guidelines for the appropriate application of the department's internal model in the establishment of the methodology and model it will use to calculate economic benefits; requiring that if the Office of Economic and Demographic Research develops an amended definition of the term "economic benefits," it must reflect a specified requirement; prohibiting the department from attributing to the business any capital investment made by a business using state funds; requiring the department's evaluation of the application to include specified information; requiring the department to recommend to the Governor approval or disapproval of a project that will receive funds from specified programs; requiring the department, in recommending a project, to include justification for the project and proposed performance conditions that the project must meet to obtain incentive funds; authorizing the Governor to approve a project without consulting the Legislature if the requested funding is less than a specified amount; requiring the Governor to provide a written description and evaluation of the project to specified persons during a specified timeframe; requiring the recommendation to include proposed payment and performance conditions that the project must meet in order to obtain incentive funds and to avoid sanctions; requiring the Governor to instruct the department to immediately suspend an action or proposed action until the Legislative Budget Commission or the Legislature makes a determination on the project in certain circumstances; requiring a project that requires funding that falls into a specified range to be approved by the Legislative Budget Commission before final approval by the Governor; requiring a project that requires at least a specified amount of funds and that provides a waiver of program requirements to be approved by the Legislative Budget Commission before final approval by the Governor; requiring the department to issue a letter certifying the applicant as qualified for an award upon approval; specifying the funding sources authorized within the definition of the term "project"; requiring the department and the applicant to enter into an agreement or contract upon certification; requiring any agreement or contract that requires capital investment to be made by the business to also require that such investment remain in the state for the duration of the agreement or contract; prohibiting an agreement or contract from having a term of longer than 10 years; authorizing the department to enter into a successive agreement or contract for a specified project under certain circumstances; providing that the restriction on duration of the agreement or contract does not apply in certain circumstances; requiring the agreement or contract to require that the applicant use the workforce information systems in certain circumstances; requiring the department to provide notice, with a written description and evaluation, to the Legislature of any proposed amendment to an agreement or contract; requiring the department to provide notice of the proposed change to specified persons in order to provide an opportunity for review; providing that a proposed amendment to an agreement or contract which reduces projected economic benefits calculated at the time the agreement or contract was executed by a specified amount or more or that results in an economic benefit ratio below a specified level is subject to specified notice and objection procedures; requiring the Governor to instruct the department to immediately suspend an action or proposed action until the Legislative Budget Commission or Legislature makes a determination on the project in certain circumstances; amending s. 288.1045, F.S.; revising the term "average wage in the area"; conforming a provision to a change made by the act; increasing the number of days the department may extend the filing date; extending the future expiration of an applicant for a tax refund; amending s. 288.106, F.S.; conforming provisions to changes made by the act; revising the definition of the term "local financial support exemption option" to remove a limit on the allowable percentage of total tax refunds; increasing the number of days the department may extend the filing date; revising the limitations on the average private sector wage paid by the business; amending s. 288.107, F.S.; revising the term "eligible business"; defining the term "fixed capital investment"; amending s. 288.1088, F.S.; revising the requirements for projects eligible for receipt of funds from the Quick Action Closing Fund; conforming a provision to a change made by the act; requiring a specified request to be transmitted in writing to the department with an explanation of the specific justification for the request; requiring a decision to be stated in writing with an explanation of the reason for approving the request if the department approves the request; prohibiting the department from waiving more than a specified amount of criteria; revising the information that the department must include in an evaluation of an individual proposal for high-impact business facilities; prohibiting the payment of moneys from the fund to a business until the scheduled goals have been achieved; revising the information that must be included in a contract that sets forth the conditions for payments of

moneys from the fund; amending s. 288.1089, F.S.; conforming provisions to changes made by the act; amending s. 288.905, F.S.; providing that the president appointed by the board of directors of Enterprise Florida, Inc., is subject to confirmation by the Senate; prohibiting a former president from receiving compensation for personally representing a specified entity before the legislative or executive branch of state government; providing applicability; amending s. 288.9937, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to analyze and evaluate certain programs for a specified period; requiring the Office of Economic and Demographic Research to determine the economic benefits of certain programs; requiring the Office of Program Policy Analysis and Government Accountability to identify inefficiencies in certain programs and to recommend changes to such programs; revising the date by which each office must submit a report to certain persons; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Simpson—

SB 1216—A bill to be entitled An act relating to connected-city corridors; amending s. 163.3184, F.S.; requiring plan amendments that qualify as connected-city corridor amendments to be reviewed by the local government; creating s. 163.3255, F.S.; providing legislative intent; authorizing local governments to adopt connected-city corridor plan amendments; providing requirements for such plan amendments; providing incentives and benefits for such corridors; authorizing affected persons to file a petition with the Division of Administrative Hearings for review of such plan amendments; amending s. 190.005, F.S.; requiring community development districts located within a connected-city corridor plan amendment to be established pursuant to a county ordinance; amending s. 380.06, F.S.; providing a statutory exemption from the development of regional impact review process for any development within the geographic boundaries of a connected-city corridor plan; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Thompson—

SB 1218—A bill to be entitled An act relating to a community schools initiative; requiring the Department of Education to implement the Reigniting Education Achievement with Coordinated Help (REACH) Program as a public-private partnership in the lowest-performing public schools; authorizing funding; specifying services to be offered with the goal of improving student academic achievement; providing requirements for implementation of the program; requiring the department to submit a report to the Legislature at the conclusion of the program; requiring the State Board of Education to adopt rules to administer this program; providing an effective date.

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

By Senator Grimsley—

SB 1220—A bill to be entitled An act relating to the Cattle Market Development Act; amending s. 570.83, F.S.; renaming the Beef Market Development Act as the Cattle Market Development Act; renaming the Florida Beef Council, Inc., as the Florida Cattle Enhancement Board, Inc.; conforming intent and definitions; removing a provision that deems a cow and nursing calf sold together as one unit; authorizing the Cattle Enhancement Board to impose additional assessments; revising the powers and duties of the board; providing for the Commissioner of Agriculture to appoint a voting member rather than an ex officio, non-voting member to the governing board of the Cattle Enhancement Board; providing for staggered terms of governing board members; providing for initial and subsequent appointment of governing board members; authorizing the commissioner to initiate a referendum on assessments with certain notice; directing the commissioner to designate a specified number of days for a referendum to take place; limiting referenda on per-

head-of-cattle assessments to once every 3 years; removing provisions requiring the board to maintain frequent communication with officers and industry representatives at the state and national levels; removing provisions authorizing the board to sue and be sued without individual liability of the members, to maintain a financial reserve for emergency use, to appoint advisory groups, to accept grants, donations, contributions, or gifts from any source, and to pay other organizations for work or services; specifying a date by which collection agents must collect and forward assessments to the board; removing provisions entitling collection agents to deduct a fee from the amount of assessments collected; removing a future repeal; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Richter—

SB 1222—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of “general lines agent,” to remove a restriction with respect to agents transacting health insurance; limiting the types of health insurance agents; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency’s place of business; amending s. 626.221, F.S.; revising examination requirements for applicants for a license as a general lines agent, personal lines agent, or all-lines adjuster; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain prelicensure education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming provisions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative’s license; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified time period after policy expiration; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; creating s. 626.8661, F.S.; providing knowledge, experience, and instruction requirements for an all-lines adjuster; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity or life insurance policy under certain circumstances; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; amending s. 648.355, F.S.; revising instructional requirements relating to the issuance of a temporary limited license as a limited surety agent; amending s. 648.386, F.S.; revising curricula requirements for approval and certification as a limited surety agent and professional bail bond agent prelicensing school; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Joyner—

SB 1224—A bill to be entitled An act relating to health care representatives; amending s. 743.0645, F.S.; conforming provisions to changes made by the act; amending s. 765.101, F.S.; defining terms for purposes of provisions relating to health care advanced directives; revising definitions to conform to changes made by the act; amending s. 765.102, F.S.; revising legislative intent to include reference to surrogate authority that is not dependent on a determination of incapacity; amending s. 765.104, F.S.; conforming provisions to changes made by the act; amending s. 765.105, F.S.; conforming provisions to changes made by the act; providing an exception for a patient who has designated a surrogate to make health care decisions and receive health information without a determination of incapacity being required; amending ss. 765.1103 and 765.1105, F.S.; conforming provisions to changes made by the act; amending s. 765.202, F.S.; revising provisions relating to the designation of health care surrogates; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate; creating s. 765.2035, F.S.; providing for the designation of health care surrogates for minors; providing for designation of an alternate surrogate; providing for decisionmaking if neither the designated surrogate

nor the designated alternate surrogate is willing, able, or reasonably available to make health care decisions for the minor on behalf of the minor’s principal; authorizing designation of a separate surrogate to consent to mental health treatment for a minor; providing that the health care surrogate authorized to make health care decisions for a minor is also the minor’s principal’s choice to make decisions regarding mental health treatment for the minor unless provided otherwise; providing that a written designation of a health care surrogate establishes a rebuttable presumption of clear and convincing evidence of the minor’s principal’s designation of the surrogate; creating s. 765.2038, F.S.; providing a suggested form for the designation of a health care surrogate for a minor; amending s. 765.204, F.S.; conforming provisions to changes made by the act; providing for notification of incapacity of a principal; amending s. 765.205, F.S.; conforming provisions to changes made by the act; providing an additional requirement when a patient has designated a surrogate to make health care decisions and receive health information, or both, without a determination of incapacity being required; amending ss. 765.302, 765.303, 765.304, 765.306, 765.404, and 765.516, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Detert—

SB 1226—A bill to be entitled An act relating to guardianship; providing directives to the Division of Law Revision and Information; amending s. 744.1012, F.S.; revising legislative intent; renumbering s. 744.201, F.S.; renumbering and amending s. 744.202, F.S.; conforming a cross-reference; renumbering s. 744.2025, F.S.; renumbering and amending s. 744.7021, F.S.; revising the responsibilities of the executive director for the Office of Public and Professional Guardians; conforming provisions to changes made by the act; renumbering and amending s. 744.1083, F.S.; removing a provision authorizing the executive director to suspend or revoke the registration of a guardian who commits certain violations; removing the requirement of written notification to the chief judge of the judicial circuit upon the executive director’s denial, suspension, or revocation of a registration; conforming provisions to changes made by the act; conforming a cross-reference; renumbering and amending s. 744.1085, F.S.; removing an obsolete provision; conforming provisions to changes made by the act; conforming a cross-reference; creating s. 744.2004, F.S.; requiring the Office of Public and Professional Guardians to adopt rules; requiring the office, under certain circumstances, to make a specified recommendation to a court of competent jurisdiction; renumbering and amending s. 744.344, F.S.; requiring that a professional guardian appointed by a court to represent an allegedly incapacitated person be selected from a registry of professional guardians; requiring the chief judge of a circuit court to compile a list of professional guardians by county and provide the list to the clerk of court in each county; providing requirements for inclusion in the registry; providing procedures for a court to appoint a professional guardian; providing an exception; requiring the clerk of the court to maintain the registry and provide the court with the name of a professional guardian for appointment; renumbering and amending s. 744.703, F.S.; conforming provisions to changes made by the act; renumbering ss. 744.704 and 744.705, F.S.; renumbering and amending ss. 744.706 and 744.707, F.S.; conforming provisions to changes made by the act; renumbering s. 744.709, F.S.; renumbering and amending ss. 744.708, 744.7081, and 744.7082, F.S.; conforming provisions to changes made by the act; renumbering and amending s. 744.712, F.S.; providing legislative intent; conforming provisions; renumbering and amending ss. 744.713, 744.714, and 744.715, F.S.; conforming provisions to changes made by the act; repealing s. 744.701, F.S.; relating to a short title; repealing s. 744.702, F.S.; relating to legislative intent; repealing s. 744.7101, F.S.; relating to a short title; repealing s. 744.711, F.S.; relating to legislative findings and intent; amending ss. 400.148, 744.3135, and 744.331, F.S.; conforming provisions to changes made by the act; amending ss. 20.415, 415.1102, and 744.524, F.S.; conforming cross-references; making technical changes; providing an effective date.

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

By Senator Evers—

SM 1228—A memorial to the Congress of the United States, urging Congress to direct the United States Environmental Protection Agency to revise the proposed regulations that address carbon dioxide emissions from existing fossil fuel-fired electric generating units.

—was referred to the Committees on Environmental Preservation and Conservation; Communications, Energy, and Public Utilities; and Rules.

By Senator Hays—

SB 1230—A bill to be entitled An act relating to the tax on commercial real property; amending s. 212.031, F.S.; providing certain exemptions from the tax imposed on rental or license fees charged for the use of commercial real property; providing for the future repeal of s. 212.031, F.S., relating to the imposition of a tax on the rental or license fees charged for the use of commercial real property; amending ss. 212.0598, 212.0602, 288.1258, 338.234, and 341.840, F.S.; conforming provisions to changes made by the act; conforming cross-references; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Simpson—

SB 1232—A bill to be entitled An act relating to building codes; amending s. 489.105, F.S.; revising the definition of the term “plumbing contractor”; amending s. 514.031, F.S.; requiring the Department of Health to conduct inspections of certain public pools with operating permits to ensure continued compliance with specified criteria; authorizing the department to adopt rules; specifying the department’s jurisdiction for purposes of inspecting certain public pools; specifying duties of local enforcement agencies regarding modifications and repairs made to certain public pools as a result of the department’s inspections; requiring the department to ensure certain rules enforced by local enforcement agencies comply with the Florida Building Code; amending s. 514.05, F.S.; specifying that the department may close certain public pools or deny, suspend, or revoke operating permits for such pools if the Florida Building Code is violated; specifying that the department may assess an administrative fine for operating permits for certain public pools if the Florida Building Code is violated; amending s. 553.73, F.S.; requiring the permitted installation or replacement of a hot water heater to include a water-level detection device; amending s. 553.79, F.S.; requiring local enforcing agencies to permit and inspect modifications and repairs made to certain public pools and public bathing places as a result of the department’s inspections; amending s. 553.841, F.S.; removing provisions related to the development of advanced courses with respect to the Florida Building Code Compliance and Mitigation Program and the accreditation of courses related to the Florida Building Code; amending s. 553.842, F.S.; providing that Underwriters Laboratories, LLC, is an approved evaluation entity; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Fiscal Policy.

By Senators Abruzzo and Margolis—

SB 1234—A bill to be entitled An act relating to companion animals; providing a short title; defining terms; directing animal shelters to take certain measures relating to the holding, care, treatment, and euthanasia of animals; providing exceptions; authorizing actions for declaratory or injunctive relief; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; and Fiscal Policy.

By Senator Dean—

SB 1236—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Paddle Florida license plate; establishing an annual use fee for the plate; pro-

viding for the distribution of use fees received from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bullard—

SB 1238—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; requiring the Department of Highway Safety and Motor Vehicles to create a Florida Bay Forever license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Richter—

SB 1240—A bill to be entitled An act relating to damages recoverable for cost of medical or health care services; creating s. 768.755, F.S.; providing for the calculation of an award of damages for certain medical or health care services paid or owed by a claimant or a governmental or commercial insurance payor, subject to certain restrictions; specifying evidence that a party may introduce for certain medical or health care services provided to a claimant for which an outstanding balance is claimed to be due to a provider; providing that individual contracts between providers and licensed commercial insurers or licensed health maintenance organizations are not subject to discovery or disclosure and are not admissible into evidence in certain actions; providing that the amount of a lien or subrogation claim asserted by Medicaid, Medicare, or a payor regulated under the Florida Insurance Code for certain past medical expenses, in addition to the amount of copayments or deductibles payable by the claimant, is the maximum amount recoverable and admissible into evidence under certain circumstances; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Hays—

SB 1242—A bill to be entitled An act relating to interstate compacts; creating s. 11.95, F.S.; adopting and entering the state into an interstate Compact for a Balanced Budget; exempting the compact from the Article V Constitutional Convention Act; providing the policy, purpose, and intent of the compact; defining terms; providing for proposal by the compact’s member states of an amendment to the United States Constitution requiring the Federal Government to maintain a balanced budget with certain exceptions; requiring member states to strictly comply with the terms of the compact; describing circumstances under which the compact becomes contractually binding on a member state; establishing a Compact Commission and specifying the commission’s membership and duties; providing for appointment of a Compact Administrator and specifying the administrator’s duties; providing for funding of the Compact Commission and Compact Administrator; providing for the member states to apply to the United States Congress for a convention under Article V of the United States Constitution to propose the balanced budget amendment; requiring cooperation among the commission, the member states, and the Compact Administrator; providing for the appointment, terms, duties, and authority of convention delegates; requiring an oath to be taken by delegates; specifying rules to govern procedures at the convention; specifying actions that are considered ultra vires; providing that the balanced budget amendment is not considered ratified until ratified by a specified number of states; providing for construction and enforcement of the compact; providing an effective date for the compact; authorizing severability of the compact under certain circumstances; providing for termination of the compact under certain conditions; providing an effective date.

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

By Senator Dean—

SB 1244—A bill to be entitled An act relating to constrained agricultural parcels; amending s. 163.3164, F.S.; defining the term “constrained agricultural parcel”; amending s. 163.3162, F.S.; authorizing specified landowners to apply for an amendment to a local government comprehensive plan; requiring the local government and the owner of land to agree in writing to a schedule and to negotiate a consensus on the consistency of uses, densities, and intensities within a specified period of time; establishing a presumption that the amendment is not an urban sprawl under certain conditions; requiring that the amendment be transmitted by the local government to the state land planning agency for review; transferring the amendment to the state land planning agency under certain circumstances; limiting the authority of the local government to establish specified prohibitions on the constrained agricultural parcel under certain circumstances; exempting specified property; providing an effective date.

—was referred to the Committees on Community Affairs; Agriculture; and Fiscal Policy.

By Senator Detert—

SB 1246—A bill to be entitled An act relating to individuals with disabilities; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining the term “individuals who have a disability”; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities and the Florida Tourism Industry Marketing Corporation to provide a link on their websites to the department’s website for the Florida Unique Abilities Partner program; requiring the department to partner with the Florida Tourism Industry Marketing Corporation to create a marketing campaign with specified goals; requiring the department to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; requiring the department to provide a specified report to the Legislature by a specified date; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Stargel—

SB 1248—A bill to be entitled An act relating to family law; amending s. 61.071, F.S.; prohibiting a court from using certain presumptive alimony guidelines in calculating alimony pendente lite; amending s. 61.08, F.S.; defining terms; requiring a court to make specified initial written findings in a dissolution of marriage proceeding where a party has requested alimony; requiring a court to make specified findings before ruling on a request for alimony; providing for determination of presumptive alimony amount range and duration range; providing presumptions concerning alimony awards depending on the duration of marriages; providing for imputation of income in certain circumstances; providing for awards of nominal alimony in certain circumstances; providing for taxability and deductibility of alimony awards; prohibiting a combined award of alimony and child support from constituting more than a specified percentage of a payor’s net income; providing for ter-

mination and payment of awards; amending s. 61.13, F.S.; creating a presumption that approximately equal time-sharing by both parents is in the best interests of the child; revising a finite list of factors that a court must evaluate when determining whether the presumption of approximately equal time-sharing is overcome; requiring a court order to be supported by written findings of fact under certain circumstances; amending s. 61.14, F.S.; providing that a party may pursue an immediate modification of alimony in certain circumstances; revising factors to be considered in determining whether an existing award of alimony should be reduced or terminated because of an alleged supportive relationship; providing for burden of proof for claims concerning the existence of supportive relationships; providing for the effective date of a reduction or termination of an alimony award; providing that the remarriage of an alimony obligor is not a substantial change in circumstance; providing that the financial information of a spouse of a party paying or receiving alimony is inadmissible and undiscoverable; providing an exception; providing for modification or termination of an award based on a party’s retirement; providing a presumption upon a finding of a substantial change in circumstance; specifying factors to be considered in determining whether to modify or terminate an award based on a substantial change in circumstance; providing for a temporary suspension of an obligor’s payment of alimony while his or her petition for modification or termination is pending; providing for an effective date of a modification or termination of an award; providing for an award of attorney fees and costs for unreasonably pursuing or defending a modification of an award; amending s. 61.30, F.S.; providing that whenever a combined alimony and child support award constitutes more than a specified percentage of a payor’s net income, the child support award be adjusted to reduce the combined total; creating s. 61.192, F.S.; providing for motions to advance the trial of certain actions if a specified period has passed since the initial service on the respondent; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Montford—

SB 1250—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.727, F.S.; authorizing insurers to electronically provide a form to reject, or select lower coverage amounts of, uninsured motorist vehicle coverage to an insurance applicant; authorizing the applicant to sign the form electronically; amending s. 627.736, F.S.; revising the period during which the applicable fee schedule or payment limitation under Medicare applies with respect to certain personal injury protection insurance coverage; deleting an obsolete date; amending s. 627.744, F.S.; revising the exemption from the preinsurance inspection requirements for private passenger motor vehicles to include certain leased vehicles; revising the list of documents that an insurer may require for purposes of the exemption; prohibiting the physical damage coverage on a motor vehicle from being suspended during the term of a policy due to the insurer’s option not to require certain documents; authorizing a payment of a claim to be conditioned if the insurer requires a document under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Transportation; and Fiscal Policy.

By Senator Stargel—

SB 1252—A bill to be entitled An act relating to higher education; amending s. 1001.03, F.S.; deleting a provision prohibiting the State Board of Education from approving Florida College System institution baccalaureate degree program proposals during a certain timeframe; amending s. 1004.015, F.S.; adding the Chancellor of Career and Adult Education to the membership of the Higher Education Coordinating Council; amending s. 1004.92, F.S.; revising accountability measures for the Department of Education regarding career education to include program standards that reflect the quality components of the career and technical education programs; requiring the State Board of Education to adopt rules; amending s. 1007.33, F.S.; deleting a provision authorizing the Board of Trustees of St. Petersburg College to establish additional baccalaureate degree programs under certain circumstances; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Bean—

SB 1254—A bill to be entitled An act relating to noncriminal traffic infractions; creating s. 316.0275, F.S.; providing criminal penalties for certain noncriminal traffic infractions that cause serious bodily injury or death to a person; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Abruzzo—

SB 1256—A bill to be entitled An act relating to educational achievement gain-time; amending s. 921.002, F.S.; conforming provisions to changes made by the act; amending s. 944.275, F.S.; increasing the amount of incentive gain-time an inmate must be awarded for certain educational achievements; requiring that such an inmate must still serve a specified percentage of his or her term of imprisonment; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Sachs—

SB 1258—A bill to be entitled An act relating to the protection of licensed health care workers; creating s. 448.115, F.S.; defining terms; prohibiting an employer from taking disciplinary action against a licensed health care worker in the employment of the employer under certain circumstances; providing an effective date.

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

By Senator Bean—

SB 1260—A bill to be entitled An act relating to Florida Centers for Independent Living; amending s. 413.402, F.S.; requiring that a specified agreement be maintained; renaming the James Patrick Memorial Work Incentive Personal Attendant Services Program as the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program; expanding the scope of, and support and services provided by, the program; defining a term; revising eligibility requirements; requiring the association, in consultation with the advisory committee, to adopt and revise certain policies and procedures; replacing an existing oversight group with an advisory committee; requiring that a member of the advisory committee be appointed by the association chair; requiring the association to provide administrative support to facilitate the activities of the advisory committee; amending s. 413.208, F.S.; providing that certain volunteers for centers for independent living do not have to undergo background screening; providing an exception to the volunteer screening exemption for volunteers who have a disqualifying offense recorded in the clearinghouse established pursuant to s. 435.12, F.S.; amending s. 320.08068, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Legg—

SB 1262—A bill to be entitled An act relating to education; amending s. 1003.576, F.S.; requiring the Department of Education to have an operating electronic IEP system in place for statewide use; amending s. 1005.22, F.S.; requiring the Commission for Independent Education to report certain data to the department annually by a certain date regarding institutions licensed by the commission; amending s. 1012.796, F.S.; authorizing the Commissioner of Education to issue a letter of

guidance in response to a complaint against a teacher or administrator in lieu of a probable cause determination; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Legg—

SB 1264—A bill to be entitled An act relating to digital classrooms; creating s. 282.0052, F.S.; establishing requirements for digital classrooms technology infrastructure planning by the Agency for State Technology or a contracted organization; requiring the agency or contracted organization to annually submit a report to the Governor and the Legislature; prescribing report requirements; requiring the agency to annually update the Commissioner of Education on the status of technology infrastructure; amending s. 1001.20, F.S.; requiring the Office of Technology and Information Services of the Department of Education to consult with the Agency for State Technology in developing the 5-year strategic plan for Florida digital classrooms; removing an obsolete date; revising requirements for the 5-year strategic plan; amending s. 1011.62, F.S.; revising the date by which district school boards must annually submit a digital classrooms plan to the Department of Education; requiring a charter school to submit the school's digital classrooms plan to the applicable school district; specifying required format for the plan; specifying conditions for a school district to maintain eligibility for Florida digital classrooms allocation funds; requiring the Commissioner of Education to implement an online portal for electronic submission of digital classrooms plans by a specified date; requiring a charter school to annually report to the department regarding the use of specified funds; revising requirements for the commissioner's annual report to the Governor and the Legislature regarding the digital classrooms plan; providing an effective date.

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

By Senator Soto—

SB 1266—A bill to be entitled An act relating to motor vehicle liability insurance; amending s. 324.011, F.S.; revising legislative intent with respect to financial responsibility for the damages caused by the operation of a motor vehicle; amending ss. 324.021 and 324.022, F.S.; increasing financial responsibility limits with respect to bodily injury or death; conforming provisions to changes made by the act; amending s. 324.0221, F.S.; requiring insurers to submit information to the Department of Highway Safety and Motor Vehicles and to notify insureds about bodily injury insurance rather than personal injury protection coverage; amending s. 324.031, F.S.; increasing the financial responsibility limits for motor vehicle liability; amending s. 324.071, F.S.; conforming provisions to changes made by the act; amending s. 324.161, F.S.; increasing the amount required for a surety bond or deposit; amending s. 324.171, F.S.; revising the required threshold limit for self-insurers; repealing s. 627.730, F.S.; providing a citation to the Florida Motor Vehicle No-Fault Law; repealing s. 627.731, F.S., relating to the purpose of the Florida Motor Vehicle No-Fault Law; repealing s. 627.7311, F.S., relating to the effect of law on personal injury protection policies; amending s. 627.732, F.S.; deleting definitions relating to the Florida Motor Vehicle No-Fault Law; amending s. 627.733, F.S.; deleting security requirements with respect to no-fault coverage to substitute security requirements under ch. 324, F.S.; amending s. 627.734, F.S.; conforming cross-references; renumbering and amending s. 627.7401, F.S.; applying notice requirements to bodily injury and property damage liability security instead of personal injury protection; creating s. 627.7355, F.S.; requiring all claims relating to personal injury to be brought in a single action; repealing s. 627.736, F.S., relating to personal injury protection benefits; repealing s. 627.737, F.S., relating to exemption from tort liability for persons maintaining personal injury protection coverage; repealing s. 627.739, F.S., relating to personal injury protection deductibles; repealing s. 627.7403, F.S., relating to the mandatory joinder of derivative claims; repealing s. 627.7405, F.S., relating to the insurers' right of reimbursement; repealing s. 627.7407, F.S., relating to the application of the Florida Motor Vehicle No-Fault Law; repealing ss. 15 and 16 of chapter 2012-197, Laws of Florida, requiring the Office of Insurance Regulation to contract for a study and perform a data call relating to changes made to the Florida Motor Vehicle No-Fault Law in 2012; amending ss. 318.18, 320.02, 320.0609, 320.27, 320.771, 322.251,

400.9905, 400.991, 400.9935, 409.901, 409.910, 456.057, 456.072, 626.9541, 626.989, 626.9895, 627.06501, 627.0652, 627.0653, 627.4132, 627.6482, 627.7263, 627.727, 627.7275, 627.728, 627.7295, 627.8405, 627.915, 628.909, 705.184, 713.78, and 817.234, F.S.; conforming provisions to changes made by the act by removing references to personal injury protection and the Florida Motor Vehicle No-Fault Law; making technical changes; conforming cross-references; providing for the termination of personal injury protection policies and the requirement for maintaining minimum security requirements that allow a person to respond to property damage and bodily injury by a certain date; requiring the insurer to notify the insured about such changes by a certain date; providing for applicability of suspensions for failure to maintain security; providing effective dates.

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

By Senator Soto—

SB 1268—A bill to be entitled An act relating to public records; amending s. 324.242, F.S.; providing a public records exemption for certain information regarding bodily injury liability insurance policies; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Soto—

SB 1270—A bill to be entitled An act relating to sexual offenses; providing a short title; amending s. 775.15, F.S.; revising time limitations for the criminal prosecution of specified sexual battery offenses if the victim is 16 years of age or older; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Abruzzo—

SB 1272—A bill to be entitled An act relating to public records; amending s. 119.071, F.S., providing a public records exemption for information furnished to a state, county, or municipal government agency for use in an emergency information gathering system; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Soto—

SB 1274—A bill to be entitled An act relating to public records; creating s. 1004.097, F.S.; creating a public records exemption for data, records, or information developed, collected, or received by or on behalf of faculty, staff, or students of a state university or Florida College System institution for the development and publication of academic research; providing for retroactive application; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Higher Education; Governmental Oversight and Accountability; and Rules.

By Senator Flores—

SB 1276—A bill to be entitled An act relating to expressway authorities; amending s. 348.0003, F.S.; revising qualifications for membership on the governing body of certain expressway authorities; providing for termination from an authority's governing body upon a finding of a

violation of specified ethical conduct provisions or failure to comply with a notice of failure to comply with financial disclosure requirements; providing an effective date.

—was referred to the Committees on Transportation; Ethics and Elections; and Rules.

By Senator Clemens—

SB 1278—A bill to be entitled An act relating to railroad walkways; creating s. 351.39, F.S.; requiring railroad companies to provide walkways adjacent to certain sections of tracks by a specified date; specifying requirements for the walkways; authorizing the Department of Transportation to grant waivers under certain circumstances; requiring a party alleging a violation to make a reasonable, good faith attempt at addressing the alleged violation with the railroad company; authorizing the department to impose a fine; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Legg and Soto—

SB 1280—A bill to be entitled An act relating to emergency air medical service; creating s. 401.2515, F.S.; defining terms; imposing a fee on certain motor vehicle moving violations and local ordinances; requiring municipalities and counties to transfer moneys collected to the Emergency Medical Services Trust Fund; creating a separate account within the trust fund; providing for the administration and use of the funds; requiring the Department of Health to seek to obtain federal matching funds; amending s. 20.435, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

SR 1282—Not introduced.

By Senator Soto—

SB 1284—A bill to be entitled An act relating to administrative procedures; amending s. 120.53, F.S.; revising requirements governing the maintenance, indexing, and listing of agency final orders; requiring an agency to upload specified agency final orders to the electronic database of the Division of Administrative Hearings; prescribing database requirements; specifying types of agency final orders that must be uploaded to the database; requiring an agency to maintain a list of agency final orders not required to be uploaded; reducing the length of time within which an agency or the division must upload or list an agency final order; providing that the agency must maintain a subject-matter index for final orders rendered before a certain date and identify the location of the index on its website; removing the requirement that the Department of State adopt certain rules governing indexing; deleting requirements governing an agency's indexing and listing of final orders; amending ss. 119.021, 120.533, and 213.22, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Simmons—

SB 1286—A bill to be entitled An act relating to electronic monitoring devices; creating s. 843.23, F.S.; providing a definition; prohibiting the removal, destruction, or circumvention of the operation of an electronic monitoring device being used by a person for specified purposes; prohibiting requesting or soliciting a person to perform such an act; providing criminal penalties; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Braynon—

SJR 1288—A joint resolution proposing the creation of Section 22 of Article III and the amendment of Section 10 of Article IV of the State Constitution to authorize the proposal and enactment of legislation by initiative and to provide for Supreme Court review of initiative petitions proposing legislation.

—was referred to the Committees on Judiciary; Ethics and Elections; and Rules.

By Senator Hays—

SB 1290—A bill to be entitled An act relating to dental licensing; amending s. 466.006, F.S.; exempting certain internationally trained dentists from the requirement that an applicant for licensure be a graduate of an accredited dental college or school or submit proof of having completed 2 consecutive academic years at an accredited dental school before being entitled to take the dental examination; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Rules.

By Senator Bean—

SB 1292—A bill to be entitled An act relating to property insurance; amending s. 215.555, F.S.; providing that an insurer's projected payout shall be treated as the insurer's coverage amount under certain circumstances; amending s. 626.854, F.S.; revising applicability of provisions relating to claims based on a state of emergency; amending s. 627.062, F.S.; revising the factors considered by the Office of Insurance Regulation when reviewing rate filings; amending s. 627.0628, F.S.; providing that an insurer is not prohibited from using specified averages for rate filings; amending s. 627.0629, F.S.; deleting certain residential property insurance filing requirements; revising private market reinsurance criteria; amending s. 627.351, F.S.; exempting certain personal lines residential structures and single condominium units from annual rate increases; amending s. 627.3518, F.S.; limiting eligibility for coverage by the corporation for personal lines risk; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Bullard—

SB 1294—A bill to be entitled An act relating to cannabis; amending s. 893.03, F.S.; removing cannabis from the schedule of controlled substances; amending ss. 456.0635, 772.12, 856.015, 893.02, 893.055, 893.0551, 893.13, 893.135, 893.1351, 893.145, 893.147, 893.15, 921.0022, 944.47, 948.20, 951.22, 985.711, and 1003.57, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Appropriations.

By Senator Bean—

SB 1296—A bill to be entitled An act relating to military and veterans affairs; creating the Military and Overseas Voting Assistance Task Force within the Department of State; specifying membership of the task force; authorizing reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring submission of a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing for staffing; providing legislative findings regarding continuing education for veterans of the United States Armed Forces; providing legislative intent for the State Board of Education and the Board of Governors of the State University System to work collaboratively to establish degree programs at state universities and Florida

College System institutions, train faculty, coordinate campus disability services, facilitate statewide meetings for personnel, and provide sufficient courses and priority registration to veterans; amending s. 322.08, F.S.; requiring the application form for an original, renewal, or replacement driver license or identification card to include a voluntary checkoff permitting certain veterans to request written information for federal, state, and local veteran services programs; directing the Department of Highway Safety and Motor Vehicles to report specified information to the department; directing the department to assist veterans with preparing certain claims and securing certain services; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Ethics and Elections; and Appropriations.

By Senator Simmons—

SB 1298—A bill to be entitled An act relating to insurance for short-term rental and transportation network companies; creating s. 627.716, F.S.; defining terms; establishing insurance requirements for short-term rental network companies during certain timeframes; requiring a short-term rental network company to make certain written disclosures to participating lessors; requiring an insurer to defend and indemnify an insured in this state; prohibiting the personal insurance policy of a participating lessor of a short-term rental property from providing specified coverage during certain timeframes except under specified circumstances; requiring a short-term rental network company and its insurer to cooperate with certain claims investigations; providing that the section does not limit the liability of a short-term rental network company under specified circumstances; creating s. 627.748, F.S.; defining terms; establishing insurance requirements for transportation network companies and participating drivers during certain timeframes; requiring a transportation network company to make certain written disclosures to participating drivers; requiring an insurer to defend and indemnify an insured in this state; prohibiting the personal motor vehicle insurance policy of a participating driver from providing specified coverage during certain timeframes except under specified circumstances; requiring a transportation network company and its insurer to cooperate with certain claims investigations; requiring participating drivers to carry proof of insurance coverage; providing for application of certain coverage requirements; providing an effective date.

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

By Senator Bullard—

SB 1300—A bill to be entitled An act relating to the use of deadly force; creating s. 943.0322, F.S.; requiring the Department of Law Enforcement to establish a database on the use of deadly force; requiring the database to include specified information; requiring the department to create a form for reporting information for inclusion in the database; requiring the department to maintain the data collected for a certain amount of time; requiring law enforcement officers employed by the department and local law enforcement agencies and correctional officers employed by the Department of Corrections to complete the form after an event in which deadly force was used by that officer; requiring the form to be submitted to the department within a specified amount of time; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Evers—

SB 1302—A bill to be entitled An act relating to contaminated sites; amending s. 376.301, F.S.; defining the terms "background concentration" and "long-term natural attenuation"; amending s. 376.30701, F.S.; requiring the Department of Environmental Protection to include protocols for the use of long-term natural attenuation where site conditions warrant; requiring specified interactive effects of contaminants to be considered as cleanup criteria; revising how cleanup target levels are applied where surface waters are exposed to contaminated groundwater; authorizing the use of relevant data and information when assessing cleanup target levels; providing that institutional controls are not re-

quired under certain circumstances if using alternative cleanup target levels; amending s. 287.0595, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Latvala—

SB 1304—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; authorizing the Chief Inspector General or his or her designee to issue and enforce subpoenas under certain circumstances; amending s. 20.055, F.S.; providing additional hiring requirements, employment qualifications, and terms of employment for agency inspectors general and staff; specifying additional records and personnel that must be accessible to agency inspectors general during an audit or investigation; authorizing agency inspectors general and designated staff to administer oaths; requiring all personnel to comply with requests of agency inspectors general under penalty of loss of employment; specifying that disclosure of certain information to agency inspectors general does not constitute a waiver of attorney-client privilege; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Bradley—

SB 1306—A bill to be entitled An act relating to insurance fraud; amending s. 400.9905, F.S.; revising requirements for a health care clinic to receive certain insurance reimbursement; repealing s. 400.993, F.S., relating to the operation or reporting of unlicensed health care clinics; amending s. 400.9935, F.S.; revising the responsibilities of a health care clinic; revising and providing penalties for making unlawful charges, operating or failing to report an unlicensed clinic, filing false or misleading information related to a clinic license application, and other violations of such responsibilities; revising and providing penalties for violations of certificate of exemption requirements; requiring the Agency for Health Care Administration to adopt rules; amending s. 627.736, F.S.; requiring certain clinics to have a certificate of exemption to receive reimbursement under the Florida Motor Vehicle No-Fault Law under specified circumstances; amending s. 626.9891, F.S.; defining terms; requiring insurers to establish insurance fraud special investigative units; providing requirements for such units; revising insurance fraud detection requirements for insurers; providing penalties for failure to comply with such requirements; authorizing the Office of Insurance Regulation to adopt rules; amending ss. 627.351 and 641.3915, F.S.; requiring Citizens Property Insurance Corporation and health maintenance organizations, respectively, to comply with certain insurance fraud detection provisions; amending s. 626.9894, F.S.; conforming provisions to changes made by the act; repealing s. 626.9895, F.S., relating to the establishment of a motor vehicle insurance fraud direct-support organization; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

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

By Senator Hays—

SB 1308—A bill to be entitled An act relating to homeowners' associations; amending s. 720.303, F.S.; requiring the community association manager or management firm, or the association itself, to provide a specified initial report to the Division of Florida Condominiums, Timeshares, and Mobile Homes in the Department of Business and Professional Regulation by a specified date and to provide the report annually thereafter; requiring the department to establish and implement a registration system through an Internet website which meets specified reporting requirements; revising the date by which the department is required to prepare an initial report and to present it to the Governor and the Legislature; extending the expiration date of a provision; amending s. 720.307, F.S.; revising the events in which members other

than the developer become entitled to elect at least a majority of the members of the board of directors of the homeowners' association; amending s. 720.311, F.S.; providing that election disputes and recall disputes are eligible for presuit mediation; authorizing the department to arbitrate certain disputes related to homeowners' associations; authorizing a mediator or arbitrator to conduct mediation or arbitration if he or she has been certified as a county court civil mediator or arbitrator, pursuant to the requirements of the Florida Supreme Court; creating s. 720.317, F.S.; requiring the department to provide training and educational programs for homeowners' association members, directors, and officers; providing that the training may, at the department's discretion, include certain methods; authorizing the department to review and approve training and educational programs for members, directors, and officers; requiring the department to maintain a current list of approved programs and providers and to make the list available to homeowners' associations in a reasonable and cost-effective manner; requiring homeowners' associations to pay a specified fee per lot each year to cover the cost of the training and educational programs; creating s. 720.318, F.S.; authorizing the department to enforce and ensure compliance with the provisions of this chapter and rules relating to specified topics; providing that the department has jurisdiction to investigate complaints relating to homeowners' associations; amending s. 720.401, F.S.; requiring a seller of a parcel for which membership in a homeowners' association is a condition of ownership to provide a prospective buyer with specified association documents; requiring a seller to provide a prospective buyer with such documents within a specified timeframe; authorizing a prospective buyer to terminate their contract for purchase within a specified timeframe; providing an effective date.

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

By Senator Clemens—

SB 1310—A bill to be entitled An act relating to music therapists; amending s. 20.43, F.S.; establishing the music therapist profession within the Division of Medical Quality Assurance; creating part XVII of ch. 468, F.S., entitled "Music Therapists"; creating s. 468.851, F.S.; providing legislative intent; creating s. 468.852, F.S.; defining terms; creating s. 468.853, F.S.; creating the Music Therapy Advisory Committee; providing for membership and terms of members; creating s. 468.854, F.S.; establishing requirements for licensure as a music therapist; creating s. 468.855, F.S.; providing application requirements; exempting certain applicants from the examination requirement; requiring certain fees to be deposited into the Medical Quality Assurance Trust Fund; creating s. 468.856, F.S.; establishing a licensure renewal process; creating s. 468.857, F.S.; providing for disciplinary grounds and actions; authorizing investigations by the division for allegations of misconduct; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Simmons—

SB 1312—A bill to be entitled An act relating to strategic lawsuits against public participation; amending s. 768.295, F.S.; removing a short title; providing that legislative intent includes the protection of specified forms of free speech; defining the phrase "free speech in connection with public issues"; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Bradley—

SB 1314—A bill to be entitled An act relating to electronic noticing of trust accounts; amending s. 736.0109, F.S.; authorizing a sender to post a document to an electronic account or website upon the authorization of a recipient; providing for effective authorization for such posting; requiring a sender to provide a separate notice once a document is electronically posted; specifying when a document sent electronically is deemed received by the recipient; requiring a sender to provide notice of the beginning of a limitations period and authority of a recipient to revoke authorization for electronic posting; providing a form that may be

used to effectuate such notice; requiring documents posted to an electronic website to remain accessible to the recipient for a specified period; establishing burdens of proof for purposes of determining whether proper notifications were provided; specifying that electronic messages are deemed received when sent; specifying situations under which electronic messages are not deemed received; specifying that service of documents in a judicial proceeding are governed by the Florida Rules of Civil Procedure; providing an effective date.

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

By Senator Soto—

SB 1316—A bill to be entitled An act relating to criminal history records of minors; amending s. 943.0515, F.S.; decreasing the time that the Criminal Justice Information Program is required to retain the criminal history record of a minor; requiring that records maintained by certain entities be immediately expunged under specific circumstances; amending s. 943.0582, F.S.; revising the circumstances under which the Department of Law Enforcement must expunge the nonjudicial arrest record of a minor who has successfully completed a prearrest or post-arrest diversion program; deleting a provision authorizing the department to charge a processing fee; amending s. 985.04, F.S.; providing that all juvenile proceedings are confidential; providing an exception; adding persons and entities that are required to keep certain information confidential; deleting provisions that require entering into agreements between certain persons and entities with the purpose of sharing certain information; requiring that all records of juvenile delinquency proceedings be sealed and kept confidential from the public; revising the circumstances under which certain information about a child offender is not confidential or exempt from public records requests; authorizing confidential records to be released to a party under certain circumstances; deleting a provision requiring notification to the superintendent of schools that a child is alleged to have committed a delinquent act in certain circumstances; authorizing a court to disclose juvenile case files under certain circumstances; deleting a provision that requires a state attorney to notify the superintendent of the child's school of certain information under certain circumstances; requiring a court to make an order specifying the information to be disclosed if the court determines that all or part of the juvenile case file may be disclosed; deleting a provision requiring the superintendent to notify other school personnel in certain circumstances; authorizing a court to issue protective orders to accompany authorized disclosure or discovery of, or access to, a juvenile case file; deleting a provision requiring the Department of Juvenile Justice to disclose to the school superintendent specified information under certain circumstances; deleting provisions providing for the preservation for a certain time of certain documents and information; deleting provisions limiting the inspection by the public of certain records; deleting a provision limiting how certain information may be used; amending ss. 985.045, 985.11, 1006.08, and 1012.797, F.S.; conforming provisions to changes made by the act; reenacting s. 985.125(3), F.S., to incorporate the amendment made to s. 943.0582, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Latvala—

SB 1318—A bill to be entitled An act relating to state minimum wage; amending s. 448.110, F.S.; prohibiting an employer or any other party from knowingly procuring labor from any person with an intent to defraud or deceive such person; providing a penalty; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Stargel—

SB 1320—A bill to be entitled An act relating to an occupational certificate of completion; amending s. 1003.4282, F.S.; authorizing a student who is eligible to receive a certificate of completion to remain in

high school for an additional year to earn a standard diploma or an occupational certificate of completion; providing an effective date.

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

By Senator Bullard—

SB 1322—A bill to be entitled An act relating to the death penalty; amending s. 775.082, F.S.; deleting provisions providing for the death penalty for capital felonies; deleting provisions relating to the effect of a declaration by a court of last resort that the death penalty in a capital felony is unconstitutional; amending ss. 27.51 and 27.511, F.S.; deleting provisions relating to representation in death penalty cases; repealing ss. 27.7001, 27.7002, 27.701, 27.702, 27.703, 27.704, 27.7045, 27.705, 27.706, 27.707, 27.708, 27.7081, 27.7091, 27.710, 27.711, and 27.715, F.S., relating to capital collateral representation and constitutionally deficient representation, respectively; amending s. 119.071, F.S.; deleting a public records exemption relating to capital collateral proceedings; amending s. 282.201, F.S.; conforming a provision to changes made by the act; amending ss. 775.15 and 790.161, F.S.; deleting provisions relating to the effect of a declaration by a court of last resort declaring that the death penalty in a capital felony is unconstitutional; repealing s. 913.13, F.S., relating to jurors in capital cases; repealing s. 921.137, F.S., relating to prohibiting the imposition of the death sentence upon a defendant with mental retardation; repealing s. 921.141, F.S., relating to determination of whether to impose a sentence of death or life imprisonment for a capital felony; repealing s. 921.142, F.S., relating to determination of whether to impose a sentence of death or life imprisonment for a capital drug trafficking felony; amending ss. 775.021, 782.04, 794.011, and 893.135, F.S.; conforming provisions to changes made by the act; repealing ss. 922.052, 922.06, 922.07, 922.08, 922.095, 922.10, 922.105, 922.108, 922.11, 922.111, 922.12, 922.14, 922.15, 924.055, 924.056, and 924.057, F.S., relating to issuance of warrant of execution, stay of execution of death sentence, proceedings when person under sentence of death appears to be insane, proceedings when person under sentence of death appears to be pregnant, grounds for death warrant, execution of death sentence, prohibition against reduction of death sentence as a result of determination that a method of execution is unconstitutional, sentencing orders in capital cases, regulation of execution, transfer to state prison for safekeeping before death warrant issued, return of warrant of execution issued by Governor, sentence of death unexecuted for unjustifiable reasons, return of warrant of execution issued by Supreme Court, legislative intent concerning appeals and postconviction proceedings in death penalty cases, commencement of capital postconviction actions for which sentence of death is imposed on or after January 14, 2000, and limitation on postconviction cases in which the death sentence was imposed before January 14, 2000, respectively; amending s. 925.11, F.S.; deleting provisions relating to preservation of DNA evidence in death penalty cases; amending s. 945.10, F.S.; deleting a public records exemption for the identity of executioners; amending ss. 316.3026, 373.409, 373.430, 376.302, 394.912, 403.161, 448.09, 504.013, 648.571, 775.261, 782.065, 787.06, 794.0115, 800.04, 907.041, 921.1401, 921.1402, 944.17, 944.275, 944.608, 944.609, 944.705, and 948.012, F.S.; conforming cross-references; providing an effective date.

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

By Senator Latvala—

SB 1324—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing exemptions from public records requirements for certain information related to active or former sworn or civilian law enforcement personnel and specified agency personnel, current and former state attorneys, assistant state attorneys, statewide prosecutors, and assistant statewide prosecutors, and their parents, siblings, or cohabitants; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

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

By Senator Brandes—

SB 1326—A bill to be entitled An act relating to transportation network companies; amending s. 316.003, F.S.; defining terms; creating s. 316.680, F.S.; providing transportation network company (TNC) and TNC driver insurance requirements; creating s. 316.682, F.S.; providing TNC driver requirements; creating s. 316.684, F.S.; prohibiting a TNC from owning, controlling, operating, or managing the vehicles used by TNC drivers; providing that a TNC's insurer shall require, at a minimum, any motor vehicle that a TNC driver will use to meet certain safety and emissions requirements; requiring a TNC driver to exclusively accept rides booked through the TNC's digital network or software application service; prohibiting a TNC driver from soliciting or accepting street hails; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Rules.

By Senator Abruzzo—

SB 1328—A bill to be entitled An act relating to income inequality impact statements; creating s. 11.52, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to prepare an income inequality impact statement for proposed legislation upon the request of a member of the Legislature; specifying requirements for the impact statement; providing an effective date.

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

By Senator Sobel—

SB 1330—A bill to be entitled An act relating to academic standards; suspending the statewide assessment program, the school grading system, and the personnel evaluation system for a specified period; requiring a review of the statewide assessment program; requiring a report to the Governor and the Legislature by a specified date; providing an effective date.

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

By Senator Thompson—

SCR 1332—A concurrent resolution acknowledging the grave injustice perpetrated against Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas, who came to be known as the "Groveland Four," exonerating the four men, offering a formal and heartfelt apology to these victims of racial hatred and to their families; and urging the Governor and Cabinet to pardon Walter Irvin and Charles Greenlee.

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

By Senator Braynon—

SB 1334—A bill to be entitled An act relating to juvenile expunction; amending s. 943.0582, F.S.; allowing minors who have certain felony arrests to have the Department of Law Enforcement expunge their nonjudicial arrest record upon successful completion of a prearrest or postarrest diversion program; reenacting s. 985.125(3), F.S., to incorporate the amendment made to s. 943.0582, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Braynon—

SB 1336—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; requiring a charter school applicant to provide verified evidence of a surety bond or secured escrow account in a

certain amount within a specified timeframe; amending s. 1002.331, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Detert—

SB 1338—A bill to be entitled An act relating to behavioral health services; providing a short title; creating the Behavioral Health Task Force within the Department of Children and Families; specifying membership of the task force; providing for reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for staff support; creating s. 394.47892, F.S.; authorizing counties to fund treatment-based mental health court programs; providing legislative intent; providing that pretrial program participation is voluntary; specifying criteria that a court must consider before sentencing a person to a postadjudicatory treatment-based mental health court program; requiring a judge presiding over a postadjudicatory treatment-based mental health court program to hear a violation of probation or community control under certain circumstances; providing that treatment-based mental health court programs may include specified programs; requiring a judicial circuit with a treatment-based mental health court program to establish a coordinator position, subject to annual appropriation by the Legislature; requiring circuit courts to report specified data to the Office of the State Courts Administrator; creating the Florida Association of Mental Health Court Professionals; specifying membership and duties of the association; providing county funding requirements for treatment-based mental health court programs; authorizing the chief judge of a judicial circuit to appoint an advisory committee for the treatment-based mental health court program; specifying membership of the committee; amending s. 394.656, F.S.; revising the duties of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee; requiring the Department of Children and Families to appoint a grant selection committee; authorizing a designated not-for-profit community provider to apply for certain grants; providing an appropriation for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program; creating s. 394.9086, F.S.; requiring the Department of Children and Families to designate qualifying organizations as community behavioral health centers; providing minimum criteria for designation as a community behavioral health center; requiring the department to adopt rules; creating s. 394.9087, F.S.; establishing the Behavioral Health Workforce Loan Forgiveness Program within the department; providing eligibility requirements; specifying limitations and requirements with respect to loan repayment; authorizing the department to adopt rules; providing appropriations for the Behavioral Health Workforce Loan Forgiveness Program; amending s. 409.906, F.S.; requiring the Agency for Health Care Administration to implement a prospective payment methodology for reimbursement rates at community behavioral health centers; directing the agency to require managed care plans and fee-for-service providers to implement certain measures with respect to the delivery of behavioral health services; requiring the agency to submit a federal waiver or state Medicaid plan amendment for provision of health homes; specifying conditions for a health home program; amending s. 409.967, F.S.; revising contract requirements for managed care plans under contract with the agency; requiring each managed care plan to report annual spending on community behavioral health services; requiring a managed care plan to spend a threshold amount on direct community behavioral health services; requiring a managed care plan to reimburse the agency if community behavioral health services spending does not reach the threshold amount; amending ss. 29.004, 39.001, 39.507, 39.521, 409.975, and 921.0026, F.S.; conforming provisions to changes made by the act; amending ss. 948.01 and 948.06, F.S.; conforming provisions relating to probation and community control to reflect the postadjudicatory treatment-based mental health court program; requiring the agency to complete a study regarding targeted case management services; specifying requirements for the study; requiring the agency to submit a report regarding the study to the Legislature by a specified date; requiring the agency to submit a planning grant application to the United States Department of Health and Human Services; providing appropriations; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Latvala—

SB 1340—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.4598, F.S.; authorizing a family member of a patient or an interested party to petition a court for the appointment of a guardian advocate; requiring a court to give preference to certain specified surrogates if such surrogate has already been designated by the patient; creating s. 397.803, F.S.; establishing the Substance Abuse Assistance Pilot Program within the Department of Children and Families; requiring the department to determine a target number of participants within available funds; providing the purpose of the pilot program; requiring the program to develop safe and cost efficient treatment alternatives and provide comprehensive case management services for eligible substance abuse impaired adults; authorizing participation in the program as an alternative to criminal imprisonment; requiring that each pilot program submit specified data to the department on a monthly basis; providing eligibility criteria; requiring that maximum enrollment be determined on the basis of available funding; requiring the department to contract with specified entities to serve as program managers; specifying the functions of the program manager; requiring the department to establish certain criteria and qualifications for the project manager; requiring a pilot program site to only have one network in the region; providing requirements for provider networks; specifying services that must be provided by a provider network; specifying that the primary payor for services provided through the program is the participant's private pay or Medicaid insurance coverage; allowing eligible participants to share in the cost of provided services based on ability to pay; requiring the department to provide an annual report to the Governor and Legislature evaluating the impact of the program; requiring such report to include specified information; transferring and renumbering s. 765.401, F.S.; transferring and renumbering s. 765.404, F.S.; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; providing for execution of the mental health or substance abuse treatment advanced directive; creating s. 765.406, F.S.; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment directive is valid upon execution even if a part of the mental health or substance abuse treatment directive takes effect at a later date; allowing a mental health or substance abuse treatment directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the directive; creating s. 765.408, F.S.; providing legislative findings and legislative intent for self-binding arrangements; providing requirements for creating such arrangements; creating s. 765.409, F.S.; specifying the conditions under which a principal may be admitted for inpatient mental health or substance abuse treatment; providing that creation of an irrevocable directive of consent to inpatient treatment creates a rebuttable presumption of incapacity; authorizing a principal to be admitted to, or remain in, inpatient treatment for up to 14 days; requiring express consent in a directive for the administration of psychotropic medication; requiring conditions for administering such medication; prohibiting a principal from authorizing psychosurgery or electroconvulsive therapy in a directive; authorizing a principal to seek specified injunctive relief; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advanced directive executed in another state if it complies with the laws of this state; amending ss. 395.0197, 395.1051, 456.0575, 765.101, and 765.104, F.S.; conforming cross-references; reenacting ss. 394.459(3)(b), 394.4598(6) and (7), 394.4655(6)(d) and (7)(f), 394.467(6)(d), 394.46715, and 765.202(5), F.S., to incorporate

the amendment made to s. 394.4598, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Braynon—

SB 1342—A bill to be entitled An act relating to nurse staffing levels; creating s. 395.01922, F.S.; providing definitions; establishing a nurse staffing committee in each hospital; providing membership and duties; requiring the hospital to post and publicize the nurse staffing plan and schedule; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Altman—

SB 1344—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; revising the permitted scope of local laws, ordinances, and regulations with respect to vacation rentals; providing an exemption for subsequent amendments of certain provisions of existing local laws, ordinances, and regulations adopted on or before a specified date; providing an effective date.

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

By Senator Thompson—

SB 1346—A bill to be entitled An act relating to the abuse of a parent; creating s. 784.09, F.S.; defining “child” and “parent” for purposes of the crimes of abuse of a parent, aggravated abuse of a parent, exploitation of a parent's assets, and emotional abuse of a parent; providing the elements of such crimes; providing criminal penalties; authorizing alternative sentencing under certain circumstances; requiring reporting of the abuse of a parent or exploitation of a parent's assets to the central abuse hotline of the Department of Children and Families; providing immunity for a person who makes such a report; providing an effective date.

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

SR 1348—Not introduced.

By Senator Sachs—

SB 1350—A bill to be entitled An act relating to teacher education; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising funding for administration and the training program carried out by the board of directors of the Florida Fund for Minority Teachers, Inc.; amending ss. 1012.55 and 1012.56, F.S.; revising criteria for eligibility and issuance of temporary certificates; providing an effective date.

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

By Senator Smith—

SB 1352—A bill to be entitled An act relating to deferred compensation; amending s. 112.215, F.S.; prohibiting contracts with investment providers and recordkeepers for state or local deferred compensation programs from exceeding a 5-year term; specifying requirements for the competitive solicitation or bidding process for investment providers and recordkeepers; defining the term “professionally qualified independent consultant”; prohibiting specified persons from participating in the selection of an investment provider or recordkeeper under certain circumstances; requiring the administrator of a local deferred compensa-

tion program to comply with certain fiduciary standards; authorizing a public body or official that establishes a local deferred compensation program to organize an oversight committee; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Braynon—

SB 1354—A bill to be entitled An act relating to expunction of criminal history records; creating s. 943.0595, F.S.; requiring automatic expunction of certain criminal history records upon restoration of civil rights; providing exceptions; providing procedures; providing for effect of expunction; providing for treatment of certain statutory cross-references; amending ss. 943.0582, 943.0585, and 943.059, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Braynon—

SB 1356—A bill to be entitled An act relating to public records; amending s. 943.0595, F.S.; providing an exemption from public records requirements for criminal history records that are automatically expunged upon restoration of a person's civil rights; providing an exception; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Abruzzo—

SB 1358—A bill to be entitled An act relating to spouses of military servicemembers; creating s. 115.135, F.S.; defining terms; prohibiting an employing agency from compelling an employee who is the spouse of a military servicemember to work, or imposing a sanction or penalty upon such employee for failure or refusal to work, extended hours during active military service deployment of his or her spouse under specified circumstances; requiring an employing agency to grant a request from such employee for unpaid leave for certain purposes upon the active military service deployment under specified circumstances; providing a limitation on such unpaid leave; clarifying that such unpaid leave is concurrent with qualifying exigency leave granted by an employing agency; authorizing the Department of Management Services to adopt rules to administer this section; providing an effective date.

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

By Senator Lee—

SB 1360—A bill to be entitled An act relating to election reform; amending s. 97.021, F.S.; defining the term “address of legal residence”; amending s. 97.053, F.S.; requiring a voter registration application to include certain additional distinguishing information; amending s. 98.015, F.S.; providing that a list of valid addresses maintained by a supervisor of elections include certain additional distinguishing information; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Simmons—

SB 1362—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.56, F.S.; revising the list of offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; creating s. 16.62, F.S.; prohibiting the Department of Legal Af-

fairs from expending more than a specified amount annually to purchase and distribute promotional materials or items that serve to advance the goodwill of this state and the department and to provide basic refreshments at specified functions, seminars, or meetings; amending s. 409.9203, F.S.; specifying the distribution of certain funds recovered in Medicaid fraud actions; amending s. 501.203, F.S.; revising the term “violation of this part”; amending s. 501.204, F.S.; revising legislative intent; amending s. 960.03, F.S.; revising the definition of the term “crime” for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term “disabled adult”; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to elderly persons or disabled adults who suffer a property loss that causes a substantial diminution in their quality of life in certain circumstances; revising the conditions under which elderly persons or disabled adults who suffer a property loss are eligible for an award; authorizing the department to deny, reduce, or withdraw a specified award upon finding that any claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Sobel—

SB 1364—A bill to be entitled An act relating to residential facilities; amending s. 419.001, F.S.; prohibiting the colocation of a home of six or fewer residents which otherwise meets the definition of a community residential home and a community residential home within a certain distance; requiring the measuring of certain distances between community residential homes; amending s. 429.075, F.S.; requiring the adoption, use, and maintenance of certain security measures and practices by assisted living facilities in municipalities having a population greater than 300,000; providing an effective date.

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

By Senator Ring—

SB 1366—A bill to be entitled An act relating to high school student retention; defining terms; requiring the Department of Management Services to oversee a Pay-for-Success Contract Program; authorizing the department, contingent upon funding, to negotiate and enter into pay-for-success contracts with private entities to fund high-quality dropout prevention programs; specifying the duties of the department; requiring the Office of Economic and Demographic Research to provide information to the department to assist in determining performance outcome measures; specifying contract requirements; requiring an independent evaluator to determine whether the performance outcome measures in a contract have been met; requiring the private entity to annually report certain data; requiring the Office of Economic and Demographic Research to estimate a specified cost under certain circumstances; providing that a high-quality dropout prevention program is not a procurement item; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Latvala—

SB 1368—A bill to be entitled An act relating to the tax on real property rental and license fees; amending s. 212.031, F.S.; providing an exemption from the tax for certain common area maintenance charges; defining the term “common area maintenance charges”; providing that such charges do not include certain maintenance or repair costs required

to be capitalized for federal tax purposes; reenacting ss. 212.0598(2) and 288.1258(2)(b) and (c) and (3), F.S., to incorporate the amendment made to s. 212.031, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Bullard—

SB 1370—A bill to be entitled An act relating to legislative apportionment and congressional redistricting; creating s. 11.31, F.S.; creating an independent commission on legislative apportionment and congressional redistricting; providing for the purpose, duties, and membership of the commission; requiring the Legislature to annually appropriate funds to the commission for employing professional staff and otherwise supporting the commission; requiring the commission's office to be located in Orange County; requiring the commission to conduct public hearings; providing procedures for such hearings; requiring the commission to receive certain information from residents of the state through specified means; requiring the commission to transmit certain plans to the Legislature for consideration; providing that commission members and employees are subject to chs. 119 and 286, F.S., relating to public records and public meetings, respectively, and are subject to specified financial disclosure requirements; prohibiting persons not serving on or employed by the commission from influencing or attempting to influence commission members and employees other than through prescribed processes; providing criminal penalties; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Gaetz—

SB 1372—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the Commissioner of Education may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse", "fraud", and "waste"; revising the definition of "local governmental entity"; excluding water management districts from certain audit requirements; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, a criminal conflict and civil regional counsel, a capital collateral counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or a governing body to withhold an amount of a fine owed and related administrative costs from public salary-related payments of certain individuals; authorizing the Chief Financial Officer or a governing body to reduce the amount withheld if certain individuals demonstrate a hardship; transferring a provision relating to the garnishment of wages of specified individuals; creating s. 112.31456, F.S.; authorizing the Commission on Ethics to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; amending s. 112.3261, F.S.; revising definitions to conform to changes made by the act; expanding the types of governmental entities that are subject to lobbyist registration requirements; amending ss. 129.03, 129.06, 166.241, and 189.016, F.S.; requiring counties, municipalities, and special districts to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.425, F.S.; requiring a unit of government to investigate and take necessary action to recover prohibited compensation; specifying methods of recovery and liability for unintentional and willful violations; providing a penalty; authorizing the Governor to suspend officers under specified circumstances; establishing eligibility criteria and amounts for rewards; specifying circumstances under which an employee has a cause of action under the Whistle-blower's Act; establishing causes of action if a unit of government fails to recover prohibited compensation within a certain timeframe; amending s. 215.86, F.S.; revising management systems and controls to be employed by each state agency and the judicial branch; amending s. 215.97,

F.S.; revising the definition of the term "audit threshold"; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local government entities to establish and maintain internal controls; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising the composition of an audit committee; restricting the length of a contract period; amending s. 288.92, F.S.; prohibiting specified officers and board members of Enterprise Florida, Inc., from representing a person or entity for compensation before Enterprise Florida, Inc., for a specified timeframe; amending s. 288.9604, F.S.; prohibiting a director of the board of directors of the Florida Development Finance Corporation from representing a person or entity for compensation before the corporation for a specified timeframe; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; removing an obsolete provision; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 68.082, 68.083, and 218.503, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

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

By Senator Evers—

SB 1374—A bill to be entitled An act relating to farm vehicles; creating s. 320.515, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to enter into a reciprocity agreement with the State of Georgia and the State of Alabama relative to the traveling of farm vehicles across state lines; providing an effective date.

—was referred to the Committees on Transportation; Agriculture; and Fiscal Policy.

By Senator Evers—

SB 1376—A bill to be entitled An act relating to traffic offenses; creating s. 318.195, F.S.; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person's driver license for a minimum specified period; providing that the act does not prohibit the person from being charged with, convicted of, or punished for any other violation of law; providing an effective date.

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

SR 1378—Not introduced.

By Senator Soto—

SB 1380—A bill to be entitled An act relating to the Florida Election Code; amending s. 106.011, F.S.; revising the definition of the term

“contribution”; amending s. 106.021, F.S.; removing an exception to contribution or expenditure restrictions that authorizes an affiliated party committee or political party to make an expenditure to jointly endorse three or more candidates; amending s. 106.07, F.S.; revising reporting requirements with respect to specifying the purpose of each expenditure; providing a penalty; amending s. 106.08, F.S.; prohibiting the transfer of funds or contributions between electioneering communications organizations, political committees, and political parties; prohibiting elected officers and candidates from soliciting or accepting contributions to or on behalf of a political committee or electioneering communications organization; prohibiting elected officers and candidates from controlling, coordinating, or consulting with respect to the expenditure and raising of funds of a political committee or electioneering communications organization; providing penalties; amending s. 106.15, F.S.; specifying that a candidate may not use a public servant’s services during working hours in furtherance of his or her candidacy; prohibiting a person from soliciting or knowingly accepting a political contribution in a government-leased building; providing an exception; amending s. 106.24, F.S.; authorizing the Florida Elections Commission to conduct audits of reports and statements required under ch. 106, F.S.; requiring the Division of Elections to assist the commission with such audits upon request; amending s. 106.25, F.S.; revising conditions under which the commission may initiate an investigation; authorizing a filing officer to report violations of the Florida Election Code to the commission; authorizing the commission to initiate an investigation upon a supermajority vote of commission members; revising commission jurisdiction to include the nonwillful performance of an act prohibited by chs. 104 and 106, F.S.; removing final order authority for hearings referred to the Division of Administrative Hearings; amending ss. 104.2715, 106.023, 106.0703, 106.087, 106.143, and 106.265, F.S.; conforming provisions and cross-references to changes made by the act; reenacting s. 106.0705(3), F.S., relating to electronic filing of campaign treasurer’s reports, to incorporate the amendment made to s. 106.07, F.S., in a reference thereto; requiring the Division of Elections to establish a website for state and local campaign filings by a specified date; specifying website requirements; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Evers—

SB 1382—A bill to be entitled An act relating to charitable organizations and educational institutions that conduct drawings by chance; amending s. 849.0935, F.S.; defining the term “charitable organization”; providing an exemption for a charitable organization or educational institution if conducting a raffle that splits evenly the proceeds between the charitable organization or institution and the winner or if awarding a nonmonetary prize to the winner, with all proceeds accruing to the educational institution or charitable organization; amending s. 496.404, F.S.; revising the definition of the term “solicitation”; providing that a charitable organization or an educational institution that conducts a specified raffle does not constitute a solicitation; amending s. 496.415, F.S.; providing that it is not unlawful for a charitable organization or an educational institution to provide a specified notification in certain circumstances; providing an effective date.

—was referred to the Committees on Regulated Industries; Education Pre-K - 12; and Fiscal Policy.

By Senator Garcia—

SB 1384—A bill to be entitled An act relating to inmate reentry; defining the terms “department” and “nonviolent offender”; requiring the Department of Corrections to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration; requiring that the program include intensive substance abuse treatment and rehabilitative programming; providing for the minimum length of service in the program; providing that any portion of a sentence before placement in the program does not count as progress toward program completion; identifying permissible locations for the operation of a reentry program; specifying eligibility criteria for a nonviolent offender to be placed into the reentry program; requiring the department to screen and select eligible offenders for the program based on specified considerations; requiring the department to notify the nonviolent offender’s sentencing court to obtain approval be-

fore the nonviolent offender is placed into the reentry program; requiring the department to notify the state attorney; authorizing the state attorney to file objections to placing the offender into the reentry program within a specified period; authorizing the sentencing court to consider certain factors when deciding whether to approve an offender for enrollment in a reentry program; requiring the sentencing court to notify the department of the court’s decision to approve or disapprove the requested placement within a specified period; requiring the nonviolent offender to undergo an educational assessment and a full substance abuse assessment if admitted into the reentry program; requiring the offender to be enrolled in an adult education program in specified circumstances; requiring that assessments of vocational skills and future career education be provided to the offender; requiring that certain reevaluation be made periodically; providing that the nonviolent offender is subject to the disciplinary rules of the department; specifying the reasons for which the offender may be terminated from the reentry program; requiring that the department submit a report to the sentencing court at least 30 days before the nonviolent offender is scheduled to complete the reentry program; specifying the issues to be addressed in the report; authorizing a court to schedule a hearing to consider any modification to an imposed sentence; requiring the sentencing court to issue an order modifying the sentence imposed and placing the nonviolent offender on drug offender probation if the nonviolent offender’s performance is satisfactory; authorizing the court to revoke probation and impose the original sentence in specified circumstances; authorizing the court to require the offender to complete a postadjudicatory drug court program in specified circumstances; directing the department to implement the reentry program using available resources; authorizing the department to enter into contracts with qualified individuals, agencies, or corporations for services for the reentry program; requiring offenders to abide by department conduct rules; authorizing the department to impose administrative or protective confinement as necessary; providing that the section does not create a right to placement in the reentry program or any right to placement or early release under supervision of any type; providing that the section does not create a cause of action related to the program; authorizing the department to establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; requiring the department to develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and to report on recidivism in its annual report of the program; requiring the department to submit an annual report to the Governor and Legislature detailing the extent of implementation of the reentry program, specifying information to be provided, and outlining future goals and recommendations; requiring the department to adopt rules; providing that specified provisions are not severable; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Altman—

SB 1386—A bill to be entitled An act relating to cigarettes of non-settling manufacturers; creating s. 210.23, F.S.; providing a purpose; defining terms; imposing a fee on the sale, receipt, purchase, possession, consumption, handling, distribution, and use of nonsettling manufacturer cigarettes that are required to have a stamp affixed or stamp insignia applied to the package of cigarettes on which tax is otherwise required to be paid; providing that the fee imposed is in addition to any other privilege, license, fee, or tax required or imposed by state law; prescribing methods to affix a stamp or stamp insignia to cigarettes; providing an exemption; requiring a settling manufacturer to certify the names of certain brand families to the Attorney General by a specified date; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to post a directory listing certain settling manufacturers on its website; requiring that cigarettes of a brand family that are not listed in the directory be presumed to be nonsettling manufacturer cigarettes; requiring each dealer, agent, distributing agent, and distributor to report certain additional information; providing penalties for a nonsettling manufacturer that fails to pay the mandated fee; providing for application; providing conditions for imposing the fee on certain subsequent participating manufacturers; providing applicability; authorizing the division to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Stargel—

SB 1388—A bill to be entitled An act relating to special districts; amending s. 11.40, F.S.; conforming cross-references; amending s. 189.011, F.S.; revising legislative intent with respect to the Uniform Special District Accountability Act to include independent and dependent special districts; amending s. 189.016, F.S., deleting a provision requiring a special district to transmit certain budgets to the local government instead of posting such information on the special district's website under specific circumstances; specifying the period in which certain budget information must be posted on the special district's website; amending s. 189.02, F.S.; specifying the Legislature's authority to create dependent special districts by special act; creating s. 189.022, F.S.; requiring a newly created dependent special district, and authorizing an existing dependent special district, to identify the district as dependent in its charter; amending s. 189.031, F.S.; requiring a newly created independent special district, and authorizing an existing independent special district, to identify the district as independent in its charter; transferring, renumbering, and amending ss. 189.034 and 189.035, F.S., deleting provisions requiring that special districts created by special act provide specified information to the Legislative Auditing Committee or requiring that special districts created by local ordinance provide specified information to the local general-purpose government, to conform; deleting related provisions requiring the Legislative Auditing Committee to provide certain notice to the Legislature or local general-purpose government, as appropriate, when a special district fails to file certain required reports or requested information, to conform; amending s. 189.061, F.S.; conforming provisions; amending s. 189.064, F.S.; revising the required content of the special district handbook; creating s. 189.0653, F.S.; requiring special districts created by special act or local ordinance to provide specified information to the Legislative Auditing Committee or local general-purpose government, as appropriate; amending s. 189.067, F.S.; conforming cross-references; amending s. 189.068, F.S.; specifying that local general-purpose governments may review certain special districts; conforming cross-references; amending s. 189.069, F.S.; deleting a cross-reference, to conform; revising the list of items required to be included on the websites of special districts; reenacting ss. 165.0615(16) and 189.074(2)(e) and (3)(g), F.S., relating to municipal conversion of independent special districts upon elector-initiated and approved referendum and the voluntary merger of independent special districts, respectively, to incorporate the amendment made by the act to s. 189.016, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Hays—

SB 1390—A bill to be entitled An act relating to public food service establishments; amending s. 509.013, F.S.; revising the definition of the term “public food service establishment” to exclude certain events for the purposes of exemption from licensure and inspection; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Fiscal Policy.

SR 1392—Not introduced.

By Senator Gibson—

SB 1394—A bill to be entitled An act relating to ambulatory surgical centers; amending s. 395.002, F.S.; providing for patient discharge within a specified number of hours after admission to an ambulatory surgical center in conformance with federal law; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Abruzzo—

SB 1396—A bill to be entitled An act relating to employment discrimination; amending s. 760.02, F.S.; including an unpaid intern within the definition of the term “employee” for purposes of the Florida Civil Rights Act of 1992; providing an effective date.

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

By Senator Altman—

SB 1398—A bill to be entitled An act relating to driver licenses and identification cards; amending ss. 322.051 and 322.14, F.S.; authorizing the word “Veteran” to be exhibited on the driver license or identification card of a veteran; providing applicability; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

By Senator Lee—

SB 1400—A bill to be entitled An act relating to contact lens pricing practices; creating s. 501.161, F.S.; prohibiting certain acts by manufacturers of prescription contact lenses relating to the retail sale, advertising, pricing, and distribution of contact lenses; prohibiting the use of a contact lens distributor for certain purposes; providing for enforcement under the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

—was referred to the Committees on Health Policy; Commerce and Tourism; and Appropriations.

By Senator Lee—

SB 1402—A bill to be entitled An act relating to the organization of the Department of Financial Services; amending s. 20.121, F.S.; revising the divisions and functions of the department; authorizing the Chief Financial Officer to establish divisions, bureaus, or offices of the department; amending s. 28.2401, F.S.; providing funding from certain probate petition service charges to the Florida Clerks of Court Operations Corporation for clerk education provided by the corporation; amending s. 28.241, F.S., relating to the deposit of certain filing fees for trial and appellate proceedings, to conform provisions to changes made by the act; amending s. 28.35, F.S.; deleting a requirement that the Florida Clerks of Court Operations Corporation contract with the department for certain audits; amending s. 110.205, F.S.; exempting audit and accounting positions of the department from career service requirements; amending s. 624.26, F.S.; conforming provisions to changes made by the act; amending s. 624.307, F.S.; providing powers and duties of the department's Division of Consumer Services; authorizing the division to impose certain penalties; authorizing the department to adopt rules relating to the division; providing for construction; amending s. 624.502, F.S.; requiring that certain service of process fees be deposited into the Administrative Trust Fund; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Legg—

SB 1404—A bill to be entitled An act relating to sexual assault; requiring a state university and a Florida College System institution to implement and administer various sexual assault prevention, education, and training initiatives; protecting a campus-based victim advocate from certain types of retaliation by his or her employer; requiring the Florida Council Against Sexual Violence to implement specified training programs and to monitor the campus-based victim advocacy programs' compliance with those requirements; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Bullard—

SB 1406—A bill to be entitled An act relating to education; creating s. 1003.07, F.S.; prohibiting the Department of Education or a district school board from entering into certain agreements that cede or limit state or district autonomy over academic content standards and corresponding assessments; requiring the department or district school board to amend or terminate certain agreements, memoranda, and contracts; suspending the statewide assessment program, the school grading system, and the personnel evaluation system for a specified period; providing an effective date.

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

By Senator Evers—

SB 1408—A bill to be entitled An act relating to water resources; amending s. 373.227, F.S.; prohibiting permitted allocation amounts from being modified if actual water use is less than permitted water use due to documented implementation of water conservation measures; requiring the water management districts to adopt rules to promote water conservation incentives; amending s. 373.323, F.S.; clarifying that a letter from a water well contractor or a water well inspector employed by a governmental agency may serve as satisfactory proof of requisite experience for taking the water well contractor licensure examination; amending s. 373.705, F.S.; requiring water management districts to promote expanded cost share criteria for additional conservation practices; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Legg—

SB 1410—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as an emblem of the state; authorizing the flag to be displayed at specified locations, on specified days, and in a specified manner; authorizing local governments to display the flag; authorizing each department, agency, or local government displaying the flag to establish certain regulations; authorizing the Department of Management Services to procure and distribute such flags; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Fiscal Policy.

By Senator Evers—

SB 1412—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; requiring the Chief Inspector General to publish final investigative reports in a specified manner within a certain timeframe; amending s. 20.055, F.S.; requiring specified final investigative reports of inspectors general to be published on an agency website within a certain timeframe; defining the term “unit of local government”; requiring specified reports of local governments to be published online within a certain timeframe; providing an effective date.

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

By Senator Bradley—

SB 1414—A bill to be entitled An act relating to juvenile detention costs; amending s. 985.686, F.S.; defining “actual cost”; revising the responsibilities of specified counties and the state relating to paying for juvenile detention care; requiring the Department of Juvenile Justice to

make certain determinations and then provide usage and cost information to certain counties; deleting a provision requiring a county to make a certain payment to the department; deleting a provision requiring the Department of Revenue and a county to provide certain assistance to the Department of Juvenile Justice; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; Appropriations; and Rules.

By Senator Abruzzo—

SB 1416—A bill to be entitled An act relating to the Office of Program Policy Analysis and Government Accountability; requiring the office to conduct a study; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bullard—

SB 1418—A bill to be entitled An act relating to military veterans with mobility impairment; amending s. 320.089, F.S.; providing for eligible Purple Heart license plate applicants to receive the appropriate special license plate with the international symbol of accessibility; waiving a specified license tax in certain circumstances; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

By Senator Sachs—

SB 1420—A bill to be entitled An act relating to postsecondary education fees; amending s. 1009.26, F.S.; requiring state universities to waive specified fees for certain graduate students; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Abruzzo—

SM 1422—A memorial to the Congress of the United States and the President of the United States, urging them to pass and enact new economic sanctions against Iran should that nation be found to be in violation of the Joint Plan of Action or fail to reach an acceptable agreement by the dates set forth in the November 2014 extension of the Joint Plan of Action.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Evers—

SB 1424—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; requiring local governments to address the protection of private property rights in their comprehensive plans; amending s. 163.3177, F.S.; requiring comprehensive plans to include a property rights element that addresses certain objectives; requiring counties and municipalities to adopt land development regulations consistent with this element within a specified timeframe; providing an effective date.

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

By Senator Abruzzo—

SM 1426—A memorial to the Congress of the United States, urging Congress to restore and provide adequate funding for the Supportive Housing for the Elderly Program.

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

By Senator Soto—

SB 1428—A bill to be entitled An act relating to marriage; amending s. 741.04, F.S.; deleting a requirement that a marriage license may be issued by a county court judge or clerk of the circuit court in this state only if one party to the marriage is male and the other party is female; amending s. 741.212, F.S.; deleting a provision specifying that, for the purpose of interpreting any state law or rule, the term “marriage” means only a legal union between one man and one woman as husband and wife and that the term “spouse” applies only to a member of such a union; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

By Senator Abruzzo—

SB 1430—A bill to be entitled An act relating to discounts on public park entrance fees and transportation fares; creating s. 125.029, F.S.; requiring counties to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouse and parents of certain deceased military members, law enforcement officers, and firefighters; requiring that individuals seeking the discount present written documentation satisfactory to the county department which evidences eligibility; defining the term “park entrance fee”; providing certain exclusions; creating s. 163.58, F.S.; requiring regional transportation authorities to provide a partial or a full discount on fares and on other charges for certain disabled veterans; creating s. 166.0447, F.S.; requiring municipalities to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouse and parents of certain deceased military members, law enforcement officers, and firefighters; requiring that individuals seeking the discount present written documentation satisfactory to the municipal department which evidences eligibility; defining the term “park entrance fee”; providing certain exclusions; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Fiscal Policy.

By Senator Evers—

SB 1432—A bill to be entitled An act relating to tax-exempt cigarettes; amending s. 210.05, F.S.; authorizing agents and wholesale dealers to sell stamped and untaxed cigarettes to the Seminole Tribe of Florida or its members; authorizing agents and wholesale dealers to file a claim with the Division of Alcoholic Beverages and Tobacco within the Department of Business and Professional Regulation for a refund of specified taxes and surcharges; repealing s. 210.1801, F.S., relating to tax-exempt cigarettes for members of recognized Indian tribes; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Abruzzo—

SB 1434—A bill to be entitled An act relating to the Temporary Assistance for Needy Families State Plan; providing for the use of funds provided under the plan for the purchase of disposable diapers by parents receiving financial assistance under certain conditions and consistent with federal law; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gibson—

SB 1436—A bill to be entitled An act relating to water supply planning and oversight; creating s. 373.717, F.S.; providing legislative intent; creating the Florida Statewide Water Oversight and Planning Council within the Department of Environmental Protection to guide and assist water forecasting plans for the state; providing for the membership of the council; requiring the council to carry out certain tasks; requiring the council to submit 5-year, 10-year, and 20-year water forecasting plans by specified dates; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Joyner—

SB 1438—A bill to be entitled An act relating to hepatitis C testing; creating s. 381.0044, F.S.; providing definitions; requiring specified persons to be offered hepatitis C testing; requiring the forwarding of positive test results; requiring the Department of Health to adopt rules and make standard hepatitis C information sheets available to health care practitioners; providing applicability with respect to hepatitis C testing by health care practitioners; requiring the State Surgeon General to submit a report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Sobel—

SB 1440—A bill to be entitled An act relating to health care; amending s. 381.026, F.S.; revising patient responsibilities contained in the Florida Patient's Bill of Rights and Responsibilities; specifying that a patient is responsible for reviewing a document, presented upon admission for treatment, indicating that the patient may be charged for out-of-network physician services; amending s. 395.301, F.S.; requiring a health care provider or facility to present patients with a document advising them that they may be charged for out-of-network physician services; creating ss. 627.64194 and 627.66915, F.S., and amending s. 641.31, F.S.; requiring individual accident or health insurance policies, group, blanket, or franchise accident or health insurance policies, and managed care plans to evaluate and review coverage for orthotics and prosthetics and orthoses and prostheses; providing requirements and limitations; specifying deductible and copayment recommendations; authorizing insurers to define certain benefits limitations; providing for nonapplication to certain policy coverages; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Appropriations.

By Senator Braynon—

SB 1442—A bill to be entitled An act relating to elections; creating s. 97.0111, F.S.; declaring the right to vote as a fundamental right; prohibiting the state from restricting the right to vote without a compelling interest; providing equal protection of the right to vote; authorizing the use of a violation of the act as a claim or defense in a judicial proceeding; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Richter—

SB 1444—A bill to be entitled An act relating to consumer licensing; amending s. 472.015, F.S.; waiving the initial land surveying and mapping license fee for certain veterans of the United States Armed Forces,

the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 493.6105, F.S.; requiring that the initial license application for private investigative, private security, and repossession services include payment of fingerprint processing and fingerprint retention fees; amending s. 493.6106, F.S.; deleting a requirement for additional documentation establishing state residency for private investigative, private security, and repossession service licenses; amending s. 493.6108, F.S.; directing the Department of Law Enforcement to retain fingerprints submitted for private investigative, private security, and repossession service licenses, to enter such fingerprints into the statewide automated biometric identification system and the national retained print arrest notification program, and to report any arrest record information to the Department of Agriculture and Consumer Services; directing the Department of Agriculture and Consumer Services to provide information about an arrest within the state to the agency that employs the licensee; amending s. 493.6113, F.S.; requiring a person holding a private investigative, private security, or repossession service license issued before a certain date to submit upon first renewal of the license a full set of fingerprints and a fingerprint processing fee to cover the cost of entering the fingerprints in the statewide automated biometric identification system; amending ss. 493.6115 and 493.6118, F.S.; conforming cross-references; amending s. 501.015, F.S.; waiving the initial health studio registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 501.0581, F.S.; transferring enforcement authority of the Florida Commercial Weight-Loss Practices Act from the Department of Agriculture and Consumer Services to the Department of Health; amending s. 501.0583, F.S.; transferring enforcement authority of penalties for selling, delivering, bartering, furnishing, or giving weight-loss pills to persons under the age of 18 from the Department of Agriculture and Consumer Services to the Department of Health; amending s. 501.605, F.S.; prohibiting the use of a mail drop as a street address for the principal location of a commercial telephone seller; amending s. 501.607, F.S.; waiving the initial salesperson license fees for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 507.03, F.S.; waiving the initial registration fee for an intrastate movers license for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 527.02, F.S.; waiving the original liquefied petroleum gas dealer license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 539.001, F.S.; waiving the initial pawnbroker license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 559.904, F.S.; waiving the initial motor vehicle repair shop registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 559.928, F.S.; waiving the initial seller of travel registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 616.242, F.S.; deleting an obsolete provision allowing fair owners to post a bond rather than carry a certificate of insurance; exempting water-related amusement rides operated by lodging and food service establishments and membership campgrounds, amusement rides at private, membership-only facilities, and nonprofit permanent facilities from certain safety standards; authorizing owners or managers of amusement rides to use alternate forms to record employee training and ride inspections; amending s. 790.06, F.S.; requiring firearm course instructors to maintain records attesting to the use of live fire with specified firearms and ammunition by students in his or her physical presence; requiring notice of the suspension or revocation of a concealed weapon or firearm license or the suspension of the processing of an application for such license to be given by personal delivery, first-class mail, or e-mail; requiring concealed weapon or firearm license renewals to include an affidavit submitted under oath and under penalty of perjury; amending s. 790.0625, F.S.; authorizing certain tax collector offices, upon approval and confirmation of license issuance by the Department of Agriculture and Consumer Services, to print and deliver concealed weapon or firearm licenses; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Richter—

SB 1446—A bill to be entitled An act relating to public records; creating s. 570.077, F.S.; providing an exemption from public records requirements for information received by the Department of Agriculture and Consumer Services from another state or federal agency and which is otherwise confidential or exempt pursuant to the laws of the other state or federal law; providing an exemption from public records requirements for information received or developed by the department as part of an investigation with another state or federal agency; providing applicability; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Legg—

SB 1448—A bill to be entitled An act relating to student choice; amending s. 1002.31, F.S.; authorizing a parent to enroll his or her child in and transport his or her child to any public school that has not reached capacity, including charter schools, in any school district in this state; requiring the school to accept and report the student for funding purposes; defining the term “capacity”; amending s. 1002.33, F.S.; clarifying requirements for the creation of a virtual charter school; revising required contents of charter school applications; conforming provisions regarding the appeal process for denial of a high-performing charter school application; revising charter provisions relating to long-term charters and termination of a charter; revising conditions for termination of a charter; requiring a charter school’s governing board to appoint a representative to provide information and assistance to parents; requiring the governing board to hold a certain number of meets that are noticed, open, and accessible to the public per school year; revising the participants in and activities of charter school cooperatives; providing requirements for payment to charter schools; requiring the Department of Education to include a standard application form when providing information to the public on how to form, operate, and enroll in a charter school; amending ss. 1002.331 and 1002.37, F.S.; conforming cross-references and provisions to changes made by the act; amending s. 1002.45, F.S.; revising conditions for termination of a virtual instruction provider’s contract; conforming a cross-reference; repealing s. 1002.455, F.S., relating to student eligibility for K-12 virtual instruction; amending s. 1003.498, F.S.; conforming a cross-reference; creating s. 1003.5711, F.S.; providing that certain students who are deemed eligible for hospitalized program services are considered students with a disability; authorizing an individual education plan to be modified to accommodate the services; requiring the student to continue to receive educational instruction; requiring a school district to provide the student with a certified teacher under certain circumstances; requiring the department to transfer funds for the student; creating s. 1004.6491, F.S.; establishing the Florida Charter School Innovation Institute; specifying requirements for the institute; requiring an annual report to the Governor and the Legislature; requiring a report on the institute’s annual financial audit to the Auditor General, the Board of Governors of the State University System, and the State Board of Education; amending s. 1011.62, F.S.; revising eligibility requirements for charter school capital outlay funding; providing an effective date.

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

By Senator Bullard—

SB 1450—A bill to be entitled An act relating to assessments and accountability; amending s. 1008.22, F.S.; revising the student assessment program for public schools; authorizing a school district to select certain assessments to administer instead of the statewide, standardized assessments; providing for funding of the assessments; requiring the Commissioner of Education to develop and maintain a list of assessments from which a school district may choose; providing that school districts, including instructional personnel, and students shall not be

negatively impacted under certain circumstances; exempting certain students from participation in the statewide, standardized assessment program; requiring the commissioner to determine percentile rankings for the listed assessments to correspond to achievement levels; providing for the administration of paper-based assessments under certain circumstances; amending s. 1008.34, F.S.; revising definitions relating to the school grading system to include the district-selected, national, norm-referenced assessment program; providing an effective date.

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

By Senator Detert—

SB 1452—A bill to be entitled An act relating to mental health services in the criminal justice system; amending s. 394.47891, F.S.; expanding eligibility criteria for military veterans and servicemembers court programs; creating s. 394.47892, F.S.; authorizing the creation of treatment-based mental health court programs; amending s. 910.035, F.S.; defining the term “problem-solving court”; revising the provisions relating to drug-court programs to apply to problem-solving courts; amending s. 916.17, F.S.; authorizing a county court to order the conditional release of a defendant only for the provision of outpatient care and treatment; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in three specified judicial circuits; providing eligibility for the pilot program; providing legislative intent concerning training; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature; amending s. 921.0026, F.S.; adding a postadjudicatory treatment-based mental health program and military veterans and servicemembers court program to the list of mitigating circumstances that may be considered in certain sentencing; amending ss. 948.01 and 948.06, F.S.; authorizing a court to order certain defendants to participate in a postadjudicatory mental health court program; amending s. 948.08, F.S.; expanding the definition of the term “veteran” for purposes of eligibility requirements for a pretrial intervention program; amending s. 948.16, F.S.; expanding the definition of the term “veteran” for purposes of eligibility requirements for a misdemeanor pretrial veterans’ treatment intervention program; amending s. 948.21, F.S.; authorizing a court to impose certain conditions on certain probationers or community controllees; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Garcia—

SB 1454—A bill to be entitled An act relating to the Division of Florida Condominiums, Timeshares, and Mobile Homes; amending s. 718.111, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes within the Department of Business and Professional Regulation to audit an association’s financial statements if a unit owner is not provided with a financial report after a second written request; amending s. 718.112, F.S.; requiring the division to coordinate and monitor future recall proceedings of a board if the unit owners have attempted to recall the same board member at least two times; amending s. 718.501, F.S.; requiring the division to enforce and ensure compliance with specified provisions and rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Latvala—

SB 1456—A bill to be entitled An act relating to transportation; amending s. 212.055, F.S.; revising the term “infrastructure” to include any expenditure for compliance with permit conditions of existing and planned infrastructure and planning studies in certain situations; amending s. 215.82, F.S.; removing a cross-reference; amending s. 311.07, F.S.; increasing the minimum amount of money per year which must be available from the State Transportation Trust Fund to fund the

Florida Seaport Transportation and Economic Development Program; amending s. 311.09, F.S.; increasing the minimum amount of money per year the Department of Transportation must include in its annual legislative budget request for the Florida Seaport Transportation and Economic Development Program; amending s. 338.227, F.S.; providing that certain turnpike revenue bonds are not required to be validated pursuant to ch. 75, F.S., but may be validated at the option of the Division of Bond Finance; requiring that complaints related to validation, if filed, be filed in the circuit court of the county in which the seat of state government is situated; providing that the notice must be published in the county in which the complaint is filed; requiring the complaint and order of the circuit court to be served on the state attorney of the circuit in which the action is pending; amending s. 338.231, F.S.; increasing the time a prepaid toll account is inactive for it to be presumed to be unclaimed; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Braynon—

SB 1458—A bill to be entitled An act relating to mental health early intervention; providing a short title; amending s. 394.463, F.S.; authorizing physician assistants and advanced registered nurse practitioners to initiate involuntary examinations under the Baker Act of persons believed to have mental illness; creating s. 394.47892, F.S.; providing legislative findings; adding curriculum requirements to the basic training programs for certain first responders; requiring the Department of Children and Families, in consultation with specified entities, to adopt standards for the training of certain first responders in mental health; providing requirements for such training; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Clemens—

SCR 1460—A concurrent resolution applying to Congress to call a convention for the purpose of proposing amendments to the Constitution of the United States.

—was referred to the Committees on Ethics and Elections; Judiciary; and Rules.

By Senator Bradley—

SB 1462—A bill to be entitled An act relating to behavioral health services; creating s. 394.47892, F.S.; authorizing counties to fund treatment-based mental health court programs; providing legislative intent; providing that pretrial program participation is voluntary; specifying criteria that a court must consider before sentencing a person to a postadjudicatory treatment-based mental health court program; requiring a judge presiding over a postadjudicatory treatment-based mental health court program to hear a violation of probation or community control under certain circumstances; providing that treatment-based mental health court programs may include specified programs; requiring a judicial circuit with a treatment-based mental health court program to establish a coordinator position, subject to annual appropriation by the Legislature; providing county funding requirements for treatment-based mental health court programs; authorizing the chief judge of a judicial circuit to appoint an advisory committee for the treatment-based mental health court program; specifying membership of the committee; amending s. 394.656, F.S.; revising the composition and duties of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee within the Department of Children and Families; requiring the department to create a grant review and selection committee; prescribing duties of the committee; authorizing a designated not-for-profit community provider to apply for certain grants; amending s. 394.9082, F.S.; requiring managing entities to establish a process for enrolling priority substance abuse and mental health populations into substance abuse and mental health services; requiring the department to establish enrollment criteria; defining the term “public receiving facility”; requiring the department to establish specified

standards and protocols with respect to the administration of the crisis stabilization services utilization database; directing managing entities to require public receiving facilities to submit utilization data on a periodic basis; providing requirements for the data; requiring managing entities to periodically submit aggregate data to the department; requiring the department to adopt rules; requiring the department to annually submit a report to the Governor and the Legislature; prescribing report requirements; specifying that implementation of the database is contingent upon an appropriation; amending s. 409.906, F.S.; requiring the Agency for Health Care Administration to submit a federal waiver or Medicaid state plan amendment for the provision of health homes; specifying conditions for the health home program; amending ss. 29.004, 39.001, 39.507, and 39.521, F.S.; conforming provisions to changes made by the act; requiring the agency to submit a planning grant application to the United States Department of Health and Human Services; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Dean—

SB 1464—A bill to be entitled An act relating to public facilities; providing a purpose and legislative findings; creating s. 398.01, F.S.; defining terms; providing penalties for specified crimes; providing for a private cause of action for damages, costs, and fees; providing for liability for an owner of public accommodations under certain circumstances for damages, costs, and fees; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Bean—

SB 1466—A bill to be entitled An act relating to students with disabilities; amending s. 1002.20, F.S.; providing that parents of students with learning disabilities are entitled to the same notice and due process as parents of students with other disabilities; providing for the development of an individual education plan team and, if appropriate, an individual education plan; amending s. 1009.286, F.S.; exempting certain students from an excess hour surcharge for college credit hours exceeding baccalaureate degree program requirements; providing an effective date.

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

By Senator Richter—

SB 1468—A bill to be entitled An act relating to the regulation of oil and gas resources; amending s. 377.19, F.S.; applying the definitions of certain terms to additional sections of ch. 377, F.S.; conforming a cross-reference; defining the term “high pressure well stimulation”; amending s. 377.22, F.S.; revising the rulemaking authority of the Department of Environmental Protection; providing that certain information may be considered proprietary business information; amending s. 377.24, F.S.; requiring that a permit be obtained before the performance of any high pressure well stimulation; specifying that a permit may authorize single or multiple activities; amending s. 377.241, F.S.; requiring the Division of Resource Management to give consideration to and be guided by certain additional criteria when issuing permits; amending s. 377.242, F.S.; authorizing the department to issue permits for the performance of high pressure well stimulation; clarifying provisions relating to division inspection; amending s. 377.2425, F.S.; requiring an applicant or operator to provide surety that performance of a high pressure well stimulation will be conducted in a safe and environmentally compatible manner; amending s. 377.37, F.S.; increasing the maximum amount for civil penalties; creating s. 377.45, F.S.; requiring the department to designate the national chemical registry as the state’s registry; requiring service providers, vendors, or well owners or operators to report certain information to the registry; providing applicability; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bullard—

SB 1470—A bill to be entitled An act relating to the Law Enforcement Lethal Use of Force Commission; creating s. 943.69, F.S.; creating the commission; providing for membership of the commission; specifying membership requirements; providing term limits for members; authorizing per diem for members; requiring law enforcement agencies to report use-of-force incidents resulting in fatalities to the commission; providing a definition; requiring state attorneys and other prosecuting entities to notify the commission of inquiries into use-of-force fatalities and upon determining not to pursue charges; requiring the commission to review lethal use-of-force incidents; authorizing the commission to refer incidents to the Attorney General for consideration of prosecution; authorizing the commission to subpoena documents and witnesses; authorizing the Attorney General to bring criminal charges; prohibiting actions of the commission that could constitute double jeopardy; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Joyner—

SB 1472—A bill to be entitled An act relating to hepatitis C testing for veterans; creating s. 381.0048, F.S.; providing definitions; requiring hospitals and health care practitioners to offer hepatitis C testing to veterans; requiring a health care practitioner to provide health care to veterans who receive a positive test result; requiring the Department of Health to adopt rules; requiring the department to make available standard hepatitis C information sheets to health care practitioners; providing a statement regarding scope of practice and legal and professional obligations of health care practitioners with respect to hepatitis C testing; requiring a report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Legg—

SB 1474—A bill to be entitled An act relating to district school boards; amending s. 1001.41, F.S.; requiring district school boards to adopt a strategic plan; amending s. 1001.42, F.S.; revising standards of ethical conduct for instructional personnel and school administrators to apply to certain administrative personnel and school officers; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Fiscal Policy.

By Senator Bean—

SB 1476—A bill to be entitled An act relating to a mental health treatment bed registry; amending s. 394.9082, F.S.; requiring the Department of Children and Families to establish a mental health treatment bed registry website; defining the term “receiving facility”; requiring public and private mental health facilities to participate in the registry; specifying information contained in the registry; specifying entities with authorized access to the registry website; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Soto—

SB 1478—A bill to be entitled An act relating to the William L. Boyd, IV, Florida Resident Access Grant Program; amending s. 1009.89, F.S.;

providing that an independent college or university that was a successor by merger to certain independent colleges or universities is eligible to receive William L. Boyd, IV, Florida resident access grant payments; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Stargel—

SB 1480—A bill to be entitled An act relating to student extracurricular activities; amending s. 1006.15, F.S.; revising the principles that guide policies governing student eligibility for extracurricular activities; changing the term “extracurricular” to “extracurricular activity”; defining terms; providing that certain public or private school students are presumed to be eligible to participate in extracurricular activities; defining the term “public school student”; revising the requirements for students from certain schools to be eligible for extracurricular activities; revising standards for participation; amending s. 1006.16, F.S.; requiring a district school board’s insurance for participants in extracurricular activities to cover certain students at the same rate as other district school students; amending s. 1006.19, F.S.; requiring certain nonprofit associations to provide the Auditor General with a copy of their annual financial and compliance audit within a specified timeframe; requiring the Auditor General to conduct an operational audit of such nonprofit associations; requiring such nonprofit associations to submit an annual report to the Commissioner of Education and the Legislature; specifying the requirements of the report; amending s. 1006.20, F.S.; deleting the designation of the Florida High School Athletic Association as the governing nonprofit organization of athletics in Florida public schools and instead requiring the commissioner to designate, by a certain date, a nonprofit association to be the governing body; limiting the dues, fees, or receipts collected by the nonprofit association; requiring the association to set certain eligibility requirements; specifying when a student may be declared ineligible due to a recruiting violation; providing for third-party arbitration of student eligibility disputes; revising the governance structure of the nonprofit association; revising the membership of the board of directors; limiting the nonprofit association executive director’s salary and entitlement to per diem and travel expenses; requiring an appeal of a committee’s ineligibility decision to be made within a certain timeframe; conforming provisions to changes made by the act; amending s. 1002.33, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

By Senator Bean—

SB 1482—A bill to be entitled An act relating to the Cold Case Task Force; creating the task force within the Department of Law Enforcement; specifying membership of the task force; authorizing reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing for staffing; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By Senator Sobel—

SB 1484—A bill to be entitled An act relating to postsecondary education student debt; amending ss. 1008.45 and 1008.46, F.S.; revising the accountability standards of Florida College System institutions and State University System institutions to include standards for student retention and placement rates; amending s. 1009.01, F.S.; defining the term “student default risk index”; amending ss. 1009.89 and 1009.891, F.S.; prohibiting an institution whose student default risk index exceeds a specified percentage from receiving William L. Boyd, IV, Florida resident access grant payments and Access to Better Learning and Education Grant Program payments until the student default risk index declines below a specified percentage; creating s. 1009.965, F.S.; establishing the Student Loan Debt Advisory Council; providing for the membership, organization, and duties of the advisory council; requiring

the council to furnish a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring the Board of Governors to consider an institution’s student default risk index in their Performance Based Funding Model; requiring that the Office of Program Policy Analysis and Government Accountability conduct a study on the effectiveness of the Florida Bright Futures Scholarship Program, the William L. Boyd, IV, Florida Resident Access Grant Program, and the Access to Better Learning and Education Grant Program by a specified date; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Brandes—

SB 1486—A bill to be entitled An act relating to residential master building permit programs; creating s. 553.794, F.S.; requiring local governments to create master building permit programs to assist builders who construct certain dwellings and townhomes on a repetitive basis; defining terms; providing requirements for submitting a master building permit application, a general construction plan, or a site-specific building permit application; specifying documents that must be provided with the applications and plan; requiring master building permits to be approved or denied within a time certain; providing duration of validity of approved master building permits; authorizing a builder to use a master building permit for individual dwellings or townhomes under certain conditions; limiting revisions to approved master building permits; limiting the amount a local government may charge for master building permit or site-specific building permit applications; providing for penalties under certain circumstances; authorizing local governments to adopt procedures to carry out master building permit programs; providing an effective date.

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

By Senator Abruzzo—

SB 1488—A bill to be entitled An act relating to minority business status for disabled persons; amending s. 288.703, F.S.; revising the definition of the term “minority person” to include disabled persons for purposes of the Florida Small and Minority Business Assistance Act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Thompson—

SB 1490—A bill to be entitled An act relating to labor regulations; creating s. 448.111, F.S.; providing powers and duties of the executive director of the Department of Economic Opportunity; providing definitions; providing applicability; requiring certain employers to provide employees with earned sick and safe leave under certain conditions; providing employer and employee requirements; authorizing an employee to file a civil action under certain conditions; providing penalties; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Thompson—

SB 1492—A bill to be entitled An act relating to elections; amending s. 100.032, F.S.; requiring a supervisor of elections to submit an election preparation report to the Department of State within a specified time; requiring the department to post the report on its website; amending s. 101.001, F.S.; requiring a notice of intended changes to precinct boundaries and polling places to be posted on the websites of the department and supervisor of elections within a specified time; requiring a description of changes to precinct boundaries or location of polling places to be posted on a supervisor’s website within a specified time; amending s. 101.021, F.S.; authorizing an elector with no party affiliation to vote in

a primary election; amending s. 102.031, F.S.; prohibiting certain private property owners from restricting access to polling places or early voting sites located on their property during certain periods; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Rules.

By Senator Ring—

SB 1494—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising the definitions of the terms “losses” and “retention”; revising the requirements for reimbursement contracts; revising provisions relating to the times and circumstances of the publication by the State Board of Administration of certain statements and notices relating to the fund; requiring the board to negotiate a line of credit to reimburse insurers under certain circumstances; deleting a requirement that the formula for determining premiums to be paid to the fund include a cash build-up factor; deleting obsolete provisions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Evers—

SB 1496—A bill to be entitled An act relating to assessments and accountability; providing legislative intent; amending s. 1003.41, F.S.; deleting the Next Generation Sunshine State Standards and replacing them with district-selected English Language Arts and mathematics standards; requiring the Commissioner of Education to develop and maintain a proposed list of certain English Language Arts and mathematics standards; providing standards that must be included on the list; requiring each district school board to select and implement a set of standards from among those on the list; providing for review and revision of the list; prohibiting the Department of Education or a district school board from entering into certain agreements that cede or limit state or district autonomy over academic content standards and corresponding assessments; requiring the department or district school board to amend or terminate certain agreements; limiting rulemaking; amending s. 1003.42, F.S.; revising required public K-12 educational instruction; providing that parents must give written consent for students to participate in certain instruction; amending s. 1008.22, F.S.; revising the student assessment program for public schools; deleting the requirement for national and international comparison of certain assessments; deleting the requirement for statewide, standardized assessments; requiring the commissioner to develop and maintain a list of assessments from which a district school board must select; requiring the commissioner to determine percentile rankings from the listed assessments to correspond to achievement levels; requiring students in certain grades to take assessments on specific subjects; providing for the scheduling, administration, analysis, and reporting of assessment results; providing that certain assessments shall be administered at the discretion of the school district; exempting certain students from participation in the assessment program; providing that student data must be aggregated, anonymized, and de-identified for certain purposes; requiring the commissioner to terminate a contract; limiting rulemaking; amending s. 1008.34, F.S.; revising definitions; providing an exception for schools to assess a certain percentage of the school population; revising the criteria and calculation for school grades; revising the requirements of school and district report cards; providing an effective date.

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

By Senator Soto—

SB 1498—A bill to be entitled An act relating to health insurance exchanges; providing a short title; creating s. 641.81, F.S.; providing legislative findings and intent; defining terms; requiring the Agency for Health Care Administration to establish the Florida Health Access Marketplace; requiring the agency to establish the Small Business

Health Options Program (SHOP); providing contracting and rulemaking authority; authorizing the marketplace to contract with certain entities; defining “eligible entity”; authorizing the agency to adopt rules; providing for information sharing and confidentiality; providing for insurance coverage availability; providing for the responsibilities and duties of the marketplace; providing for health benefit plan certification; requiring the marketplace to certify certain health benefit plans; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Latvala—

SB 1500—A bill to be entitled An act relating to housing for the homeless; amending s. 420.5087, F.S.; requiring that the reservation of funds within each notice of fund availability to persons who are homeless and persons with special needs be at least 10 percent of the funds available at the time of the notice; amending s. 420.622, F.S.; requiring that the State Office on Homelessness coordinate among certain agencies and providers to produce a statewide consolidated inventory for the state’s entire system of homeless programs which incorporates regionally developed plans; directing the Council on Homelessness to develop a statewide Management Information System and requiring future participation of certain award or grant recipients; requiring the State Office on Homelessness to accept and administer moneys appropriated to it to provide annual Challenge Grants to certain lead agencies of homeless assistance continuums of care; removing the requirement that levels of grant awards be based upon the total population within the continuum of care catchment area and reflect the differing degrees of homelessness in the catchment planning areas; requiring certain continuum of care plans to implement a coordinated assessment or central intake system in conjunction with the statewide Management Information System to screen, assess, and refer persons seeking assistance to the appropriate service provider; providing that preference for a grant award must be given to those lead agencies that have demonstrated the ability to leverage specified federal homeless-assistance funding with local government funding, as well as private funding, for the provision of services to homeless persons; requiring, rather than authorizing, a lead agency to provide subgrants to a local agency to implement programs or services or provide housing identified for funding; decreasing the maximum percent of funding that a lead agency may spend on administrative costs; directing the State Office on Homelessness to administer moneys appropriated to it to provide homeless housing assistance grants annually to lead agencies for specified purposes; revising preference conditions relating to grant applicants; requiring the State Office on Homelessness, in conjunction with the Council on Homelessness, to establish specific objectives by which it may evaluate the outcomes of certain lead agencies; requiring that any funding through the State Office on Homelessness be distributed to lead agencies based on their performance and achievement of specified objectives; revising the factors that may be included as criteria for evaluating the performance of lead agencies; amending s. 420.624, F.S.; revising requirements for the local homeless assistance continuum of care plan; providing that the components of a continuum of care plan should include Rapid ReHousing; requiring that specified components of a continuum of care plan be coordinated and integrated with other specified services and programs; creating s. 420.6265, F.S.; providing legislative findings and intent relating to Rapid ReHousing; providing a Rapid ReHousing methodology; amending s. 420.9073, F.S.; requiring the corporation to first distribute a certain percentage of the total amount to be distributed each fiscal year from the Local Government Housing Trust Fund to the Department of Children and Families, subject to certain requirements; amending s. 420.9075, F.S.; providing that a certain partnership process of the State Housing Initiatives Partnership Program should involve lead agencies of local homeless assistance continuums of care; encouraging counties and eligible municipalities to develop a strategy within their local housing assistance plans which provides program funds for reducing homelessness; revising the criteria that apply to awards made to sponsors or persons for the purpose of providing housing; requiring that a specified report submitted by counties and municipalities include a description of efforts to reduce homelessness; creating s. 420.9089, F.S.; requiring that funds made available to the state from the National Housing Trust Fund be deposited into the State Housing Trust Fund and be used for certain purposes; directing the Florida Housing Finance Corporation to create a

grant process for nonprofits to distribute such funds subject to certain requirements; amending s. 420.9071, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Evers—

SB 1502—A bill to be entitled An act relating to abortion; creating the “Florida for Life Act”; creating s. 390.0001, F.S.; providing legislative findings regarding abortion; amending s. 390.011, F.S.; revising and providing definitions; amending s. 390.0112, F.S.; providing grounds for disciplinary action against a physician performing a termination of pregnancy during viability under certain circumstances; specifying where a termination of pregnancy during viability may be performed; prohibiting misrepresentation of the gestational age or developmental stage of a viable fetus in any medical record or failure to use the prescribed standard of care on a viable fetus by a physician; providing criminal penalties; creating s. 390.0113, F.S.; prohibiting inducing an abortion or performing, attempting to perform, or assisting in an induced abortion; providing criminal penalties; prohibiting inflicting serious bodily injury on a person in the course of performing an abortion; providing criminal penalties; providing enhanced criminal penalties if the serious bodily injury results in death; prohibiting operation of any facility, business, or service for the purpose of providing induced abortion services; providing criminal penalties; prohibiting termination of a pregnancy unless specified conditions are met; requiring that a termination of pregnancy be performed only by a physician; requiring voluntary, informed consent for a termination of pregnancy; providing an exception for medical emergencies; providing for documentation of a medical emergency; providing that violations may subject physicians to discipline under specified provisions; prohibiting fetal experimentation; providing an exception; requiring that fetal remains be disposed of according to specified standards; providing criminal penalties; excluding specified procedures from applicability of section; requiring physicians and personnel at a medical facility to provide certain women and minors who have been treated by the facility with information regarding adoption and access to a statewide list of attorneys available to provide volunteer legal services for adoption; authorizing the Agency for Health Care Administration and the Department of Health to adopt rules; amending s. 39.001, F.S.; providing legislative intent concerning adoption services for women and minors with unwanted pregnancies; requiring the Office of Adoption and Child Protection to create and manage a statewide list of attorneys providing volunteer adoption services for women and minors with unwanted pregnancies who would have selected abortion, if lawful, rather than adoption; providing that the full amount of all federal moneys received by the state as a result of efforts made by the office to provide legal and other services for adoption are deposited, directed, and budgeted for use by the office; repealing ss. 390.01114, 390.01116, 390.0112, 390.012, 390.014, 390.015, 390.018, and 390.025, F.S., relating to provisions regulating the termination of pregnancies and definitions applying thereto, the Parental Notice of Abortion Act, public records exemptions for identifying information regarding minors seeking a waiver of notice requirements under such act, reporting requirements for terminated pregnancies, the licensure and operation of abortion clinics, the disposal of fetal remains, the imposition of administrative fines for violations by abortion clinics, and provisions regulating abortion referral or counseling agencies and prescribing penalties for violations by such agencies; repealing ss. 782.30, 782.32, 782.34, and 782.36, F.S., relating to the Partial-Birth Abortion Act and the short title, definitions, criminal penalties for the intentional killing of a living fetus while that fetus is partially born, and exceptions to such act; amending s. 27.511, F.S.; conforming language relating to court-appointed counsel for minors under the Parental Notice of Abortion Act to the repeal of s. 390.01114, F.S.; amending ss. 627.64995, 627.6699, 627.66996, and 641.31099, F.S.; providing restrictions on use of state and federal funds for state exchanges that provide coverage for induced abortions and terminations of pregnancies under certain conditions; amending ss. 743.065, 743.067, and 765.113, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Rules.

By Senator Soto—

SB 1504—A bill to be entitled An act relating to public records; creating s. 641.815, F.S.; providing an exemption from public records requirements for certain personally identifiable financial and personally identifiable health information; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

By Senator Braynon—

SB 1506—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; redefining the term “retention”; revising the calculation for retention multiples; providing that the aggregate retention level may not exceed a specified amount; reducing the actual claims-paying capacity of the fund by specified amounts during a certain period until the claims-paying capacity of the fund is a specified amount; requiring certain amounts to be reserved to pay specified claims; requiring the board’s reimbursement contract with insurers to require the State Board of Administration to pay the initial amount of reimbursement within a specified amount of time after receiving the reports of reimbursable losses; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Margolis—

SB 1508—A bill to be entitled An act relating to taxation; amending s. 196.141, F.S.; authorizing property appraisers to contract for the examination and audit of homestead exemption claims; authorizing a property appraiser’s fee and specifying payment for such contracted services; amending s. 196.161, F.S.; authorizing taxpayers who improperly receive a homestead exemption to enter into payment plans for the payment of taxes, interest, and penalties due; authorizing tax collectors to impose service charges to offset the processing costs of payment plans; specifying that certain unpaid tax liens be included in the next assessment roll; amending s. 213.30, F.S.; deleting a provision that restricted governmental entities from contracting for certain services regarding the collection of unpaid taxes; providing an effective date.

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

By Senator Altman—

SB 1510—A bill to be entitled An act relating to regulation of weapons; amending s. 790.33, F.S.; preempting the field of regulation of specified activities involving weapons to the state; preempting regulation of the use of firearms, weapons, and ammunition to the state; revising provisions relating to the policy and intent for such preemptions; revising specified prohibitions on political subdivisions relating to such regulation; revising penalties for violations of such provisions; revising provisions relating to sanctions on certain persons who violate provisions while acting in their official capacity; revising provisions relating to exceptions; providing applicability; providing an effective date.

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

By Senator Braynon—

SB 1512—A bill to be entitled An act relating to health care; creating the “Florida Hospital Patient Protection Act”; creating s. 395.1014, F.S.; providing legislative findings; defining terms; requiring minimum staffing levels of direct care registered nurses in a health care facility; requiring that each health care facility implement a staffing plan; prohibiting a health care facility from imposing mandatory overtime and certain other actions; specifying the required ratios of direct care registered nurses to patients for each type of care provided; prohibiting a

health care facility from using an acuity-adjustable unit to care for a patient; prohibiting a health care facility from using video cameras or monitors as substitutes for the required level of care; providing an exception during a declared state of emergency; requiring that the chief nursing officer of a health care facility prepare a written staffing plan that meets the direct care registered nurse staffing levels required by the act; requiring that a health care facility annually evaluate its actual direct care registered nurse staffing levels and update the staffing plan based on the evaluation; requiring that certain documentation be submitted to the Agency for Health Care Administration and be made available for public inspection; requiring that the agency develop uniform standards for use by health care facilities in establishing nurse staffing requirements; providing requirements for the committee members who are appointed to develop the uniform standards; requiring health care facilities to annually report certain information to the agency and post a notice containing such information in each unit of the facility; prohibiting a health care facility from assigning unlicensed personnel to perform functions or tasks that are performed by a licensed or registered nurse; specifying those actions that constitute professional practice by a direct care registered nurse; requiring that patient assessment be performed only by a direct care registered nurse; authorizing a direct care registered nurse to assign certain specified activities to other licensed or unlicensed nursing staff; prohibiting a health care facility from deploying technology that limits certain care provided by a direct care registered nurse; providing that it is a duty and right of a direct care registered nurse to act as the patient's advocate; providing certain requirements with respect to such duty; authorizing a direct care registered nurse to refuse to perform certain activities if she or he determines that it is not in the best interest of the patient; authorizing a direct care registered nurse to refuse an assignment under certain circumstances; prohibiting a health care facility from discharging, discriminating, or retaliating against a nurse based on such refusal; providing that a direct care registered nurse has a right of action against a health care facility that violates certain provisions of the act; requiring that the agency establish a toll-free telephone hotline to provide information and to receive reports of violations of the act; requiring that certain information be provided to each patient who is admitted to a health care facility; prohibiting a health care facility from interfering with the right of nurses to organize or bargain collectively; authorizing the agency to impose fines for violations of the act; requiring that the agency post on its website information regarding health care facilities that have violated the act; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Flores—

SB 1514—A bill to be entitled An act relating to offenses concerning racketeering and illegal debts; amending s. 895.02, F.S.; reordering and conforming a cross-reference; amending s. 895.05, F.S.; authorizing an investigative agency to institute a civil proceeding for forfeiture of personal property in a circuit court; adding the diminution in value as a reason that the investigative agency may bring an action under certain circumstances; revising when the investigative agency may bring an action under certain circumstances; authorizing a court to order the forfeiture of other property of the defendant up to the value of the property subject to forfeiture in certain circumstances; authorizing the Department of Legal Affairs to bring an action for a certain violation to obtain specified relief, fees, and costs for certain purposes; providing civil penalties; requiring certain fees and costs recovered by the department for certain violations to be deposited into the Legal Affairs Revolving Trust Fund; authorizing a party to a specific civil action brought by the department to petition the court for entry of a consent decree or for approval of a settlement agreement, which must state specified information; conforming a provision to changes made by the act; amending s. 895.06, F.S.; providing that a subpoena must be confidential for a certain time; restricting to whom the subpoenaed person or entity may disclose the existence of the subpoena; requiring certain information to be included in the subpoena; authorizing the investigative agency to apply for an order extending the amount of time the subpoena remains confidential for an additional period of time, rather than having it extended for 90 days; providing that the investigative agency has the authority to stipulate to protective orders with respect to documents and information submitted in response to a subpoena; amending s. 895.09, F.S.; adding a specified way for certain funds to be expended; conforming

a cross-reference; amending ss. 16.56 and 905.34, F.S.; conforming cross-references; reenacting ss. 16.53(4), (5)(a), and (6), 27.345(1), and 92.142(3), F.S., relating to the Legal Affairs Revolving Trust Fund, the State Attorney RICO Trust Fund, and payment to witnesses, respectively, to incorporate the amendment made to s. 895.05, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Evers—

SB 1516—A bill to be entitled An act relating to the right of eminent domain for natural gas companies; providing a short title; amending s. 361.05, F.S.; providing legislative intent that if an interstate natural gas company or an entity that is subject to regulation under the federal Natural Gas Act, 15 U.S.C. s. 717, files condemnation proceedings in federal court to acquire property from property owners of this state, the same protections afforded to property owners under state law be applied in federal court, to the greatest extent possible; providing legislative intent that certain condemnation proceedings to acquire private property from property owners of this state be filed in state court rather than federal court under certain circumstances; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Judiciary; and Fiscal Policy.

By Senator Garcia—

SB 1518—A bill to be entitled An act relating to public health notices regarding children's eye health; requiring the Department of Health and the Department of Children and Families to post a certain notice on their respective websites; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Soto—

SB 1520—A bill to be entitled An act relating to housing for low-income persons; amending s. 421.02, F.S.; revising the legislative declaration of necessity; amending s. 421.03, F.S.; redefining terms; defining the terms "blighted area" and "essential commercial goods and services"; amending s. 421.04, F.S.; prohibiting a housing authority from applying to the Federal Government to seize projects, units, or vouchers of another established housing authority; amending s. 421.05, F.S.; providing an exemption for authorities from s. 215.425, F.S.; amending s. 421.06, F.S.; prohibiting commissioners or employees from acquiring interests in certain commercial projects; requiring commissioners or employees to disclose interests in commercial projects under certain circumstances; amending s. 421.08, F.S.; revising the powers of an authority; requiring that revenue received by a housing authority from certain commercial projects be used for affordable housing; conforming a cross-reference; amending s. 421.09, F.S.; conforming a cross-reference; amending s. 421.091, F.S.; requiring a full financial accounting and audit of public housing agencies to be submitted to the Federal Government pursuant to certain requirements; exempting housing authorities from specified reporting requirements; amending s. 421.21, F.S.; revising legislative intent; amending s. 421.28, F.S.; creating a "consolidated housing authority"; revising provisions relating to the creation of a consolidated housing authority; providing that no more than three housing authorities may be combined within a specified period under certain circumstances; amending s. 421.29, F.S.; revising provisions relating to the area of operation of a consolidated housing authority; conforming provisions to changes made by the act; amending s. 421.30, F.S.; requiring a consolidated plan to include a provision for the distribution of appointments among certain authorities; providing appointment requirements under certain circumstances; authorizing the number of commissioners to be increased under certain circumstances; requiring commissioners to be appointed for staggered terms; providing that the terms of the initial appointees may be truncated to stagger the terms; amending s. 421.31, F.S.; revising provisions relating to the powers of a consolidated housing authority; removing definitions; deleting provisions relating to the appointment, removal, and suspension of certain commissioners; amending s. 421.32, F.S.; conforming provisions to

changes made by the act; conforming a cross-reference; amending s. 421.321, F.S.; conforming provisions to changes made by the act; amending s. 421.50, F.S.; revising provisions relating to decreasing the area of operation of a consolidated authority; conforming provisions to changes made by the act; amending s. 421.51, F.S.; providing that the governing body of a city or county excluded from the area of operation of a consolidated housing authority may adopt a resolution declaring that there is a need for a housing authority; amending s. 422.02, F.S.; making a finding that there is a lack of access to certain essential commercial goods and services; amending s. 422.04, F.S.; authorizing state public bodies to provide or cause to be provided commercial projects that allow access to certain essential commercial goods and services; amending s. 423.01, F.S.; making a finding that certain projects for the clearance of blighted areas and access to essential commercial goods and services are required; making a finding that facilities made available by housing authorities to provide access to essential commercial goods and services are a critical component for housing projects and constitute a public use and governmental function; making a finding that certain property used to provide access to essential commercial goods and services is exclusively for public uses and municipal purposes; amending s. 423.02, F.S.; providing that the activities or property of a person who provides essential commercial goods and services is not exempt from certain taxes and special assessments; exempting real property of a housing authority which is used to provide access to essential commercial goods and services from ad valorem taxes and special assessments; amending s. 893.13, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Detert—

SB 1522—A bill to be entitled An act relating to workforce training; amending s. 446.021, F.S.; redefining terms; amending s. 446.032, F.S.; conforming a provision to changes made by the act; requiring the Department of Education, in collaboration with the Department of Economic Opportunity, to identify and recommend specified apprenticeship programs; requiring the department to annually submit an accountability report with specified requirements to the Governor, the Legislature, and the Higher Education Coordinating Council; requiring the department to post on its Internet website specified information regarding apprenticeship programs; amending s. 446.052, F.S.; requiring the Department of Education, in collaboration with the Department of Economic Opportunity, to identify and recommend specified pre-apprenticeship programs; requiring the department to annually submit an accountability report with specified requirements to the Governor, the Legislature, and the Higher Education Coordinating Council; requiring the department to post on its Internet website specified information regarding pre-apprenticeship programs; requiring the Department of Education, in collaboration with the Department of Economic Opportunity to submit an operational report to the Governor, the Legislature, and the Higher Education Coordinating Council with specified information; amending s. 446.091, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Simmons—

SB 1524—A bill to be entitled An act relating to English language learners; amending s. 1003.4282, F.S.; requiring that a school district notify students and parents in writing of options for transferring high school credits and earning comparative, concordant, or passing scores on alternative assessments; providing transfer students with options for satisfying the English Language Arts (ELA) assessment requirement to earn a standard high school diploma; amending s. 1003.433, F.S.; providing alternatives and additional learning opportunities for transfer students who enter a Florida public school at grade 10 under certain circumstances; providing that a limited English proficient transfer student who has met certain requirements, but has not passed the grade 10 ELA assessment by grade 12, may receive a standard high school diploma if the student earns a concordant or passing score on an alternative assessment; amending s. 1003.56, F.S.; requiring a school district to notify limited English proficient students and their parents of the requirements and options for earning a standard high school diploma;

amending s. 1008.22, F.S.; requiring the Commissioner of Education to identify concordant and passing scores on alternative assessments that are offered in languages other than English and demonstrate the college readiness of limited English proficient students; requiring that the State Board of Education adopt by rule alternative assessments and their respective concordant and passing scores; providing an effective date.

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

By Senator Legg—

SB 1526—A bill to be entitled An act relating to athletic trainers; amending s. 468.70, F.S.; revising legislative intent; amending s. 468.701, F.S.; revising definitions; amending s. 468.703, F.S.; deleting the requirement for the Governor to appoint the initial members of the Board of Athletic Training; amending s. 468.705, F.S.; revising the board's authorization to adopt certain rules relating to communication between an athletic trainer and a supervising physician; amending s. 468.707, F.S.; requiring certain applicants for licensure to submit fingerprints; revising requirements for licensure; authorizing the board to require a background screening for an applicant in certain circumstances; amending s. 468.709, F.S.; deleting the requirement for the board to establish an examination fee; amending s. 468.711, F.S.; revising continuing education requirements for license renewal; amending s. 468.713, F.S.; revising responsibilities of athletic trainers to include requirements that a trainer must practice under the direction of a physician; amending s. 468.715, F.S.; prohibiting sexual misconduct by an athletic trainer; amending s. 468.717, F.S.; prohibiting unlicensed persons from practicing athletic training or representing themselves as athletic trainers; prohibiting an unlicensed person from using specified titles; amending s. 468.719, F.S.; revising grounds for disciplinary action; amending s. 468.723, F.S.; providing exemptions; amending s. 456.0135, F.S.; revising general background screening provisions to include athletic trainers; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

By Senator Evers—

SB 1528—A bill to be entitled An act relating to the Commission on Federalism; creating s. 11.9006, F.S.; creating the Commission on Federalism; providing for the membership, meetings, and staff support of the commission; authorizing members to be reimbursed for per diem and travel expenses; providing duties of the commission; providing criteria to evaluate a federal law; specifying what sources the commission may rely on in an evaluation of a federal law; requiring the commission to submit biannual reports to the Governor and the Legislature; providing report requirements; providing an effective date.

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

By Senator Brandes—

SB 1530—A bill to be entitled An act relating to personal privacy; providing a short title; creating s. 901.40, F.S.; prohibiting use of certain radar technology by law enforcement agencies except for specified purposes; providing that evidence unlawfully collected is not admissible in criminal, civil, or administrative actions; creating s. 934.70, F.S.; providing definitions; providing restrictions on government searches of portable electronic devices; requiring a warrant for all searches of such devices; prohibiting government entities from entering into nondisclosure agreements with vendors of certain equipment used to monitor portable electronic devices; declaring existing nondisclosure agreements void; providing that such agreement is subject to public records laws; providing that evidence unlawfully collected is not admissible in criminal, civil, or administrative actions; providing exceptions; providing criminal penalties for violations; authorizing a private right of action against governmental entities for violations; requiring common carriers, electronic communications services, courts, and prosecutors to prepare certain reports to be delivered to the Department of Law Enforcement; providing requirements for such reports; requiring the department to prepare reports to be delivered to the Governor, the Legislature, and

certain legislative entities; providing requirements for such reports; providing severability; providing an effective date.

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

By Senator Altman—

SB 1532—A bill to be entitled An act relating to parental rights; amending s. 39.001, F.S.; revising legislative intent to establish the right of a parent to make decisions regarding the care, custody, and management of his or her child; requiring a specific determination to overcome that right; providing for applicability; providing that general law adopted after a specified date may supersede the right if a specified requirement is met; providing an effective date.

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

By Senator Brandes—

SB 1534—A bill to be entitled An act relating to the disposition of liens and forfeited property; amending s. 932.7055, F.S.; deleting a provision authorizing a seizing agency to retain seized property for its use; deleting an obsolete provision; revising the distribution and the use of proceeds from the sales of forfeited property seized by a county or municipal agency; authorizing an agency or organization, other than a seizing agency, to apply for funds from specified proceeds; requiring that funding requests be made in writing and include a certification that the expenditure meets certain requirements; specifying that such requests are public records; deleting a provision relating to certain expenditure or donation of forfeiture proceeds; requiring certain proceeds to be deposited into the Crimes Compensation Trust Fund, rather than the General Revenue Fund; deleting provisions that exempt certain agencies of the state from depositing proceeds from seizures into the General Revenue Fund; making technical changes; reenacting ss. 381.0081(5)(b), 895.09(2)(c), and 932.703(6)(b), F.S., relating to the allocations of proceeds from the sales of property in a migrant labor camp or residential migrant housing, the disposition of funds obtained through forfeiture proceedings, and the forfeiture of contraband articles, respectively, to incorporate the amendment made to s. 932.7055, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Flores—

SB 1536—A bill to be entitled An act relating to public records; amending s. 895.06, F.S.; providing that certain documents and information held by an investigative agency pursuant to an investigation relating to an activity prohibited under the Florida RICO Act are confidential and exempt; providing for legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing exceptions to the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Simpson—

SB 1538—A bill to be entitled An act relating to a natural gas rebate program; creating s. 377.811, F.S.; creating the heavy transportation industry natural gas rebate program within the Department of Agriculture and Consumer Services; defining terms; prescribing powers and duties of the department with respect to the program; providing rebate eligibility requirements; providing limits on rebate awards; specifying policies and procedures for the application process; requiring the department to adopt rules by a specified date; requiring the department to publish on its website the availability of rebate funds; requiring the department to submit an annual assessment to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability by a specified date; requiring the office to submit a report

to the Governor and the Legislature by a specified date; providing reporting requirements; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Evers—

SB 1540—A bill to be entitled An act relating to costs associated with the dismissal of criminal charges; creating s. 939.061, F.S.; entitling criminal defendants who successfully claim immunity under s. 776.032, F.S., to an award of specified costs and attorney fees; specifying a procedure for submitting reimbursement requests; requiring the Justice Administrative Commission to audit and approve the reimbursement request if the requested private attorney fees and costs are reasonable and supported with valid documentation; requiring reimbursements to be paid from the operating trust fund of the state attorney who prosecuted the defendant; limiting the amount of the award; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Sobel—

SB 1542—A bill to be entitled An act relating to insurance; amending s. 655.946, F.S.; providing regulation requirements for premium for single interest insurance placed by financial institutions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Bullard—

SB 1544—A bill to be entitled An act relating to school personnel evaluations; amending s. 1012.34, F.S.; requiring a school district's instructional personnel and school administrator performance evaluations to include certain criteria; revising the percentage of an evaluation which is based on the performance of students; revising the method and data used and the approval process for a school district to measure student learning growth in performance evaluations; revising the rule-making authority of the State Board of Education; amending s. 1012.3401, F.S.; revising the percentage of a classroom teacher's or school administrator's performance evaluation which is based on the performance of students; authorizing additional factors to consider when measuring student learning; amending ss. 1004.04, 1004.85, 1012.22, 1012.341, and 1012.56, F.S.; conforming a cross-reference and provisions to changes made by the act; providing an effective date.

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

By Senator Flores—

SB 1546—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531, F.S.; reducing the minimum SAT and ACT scores required for certain students to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; amending ss. 1009.534 and 1009.535, F.S.; increasing the minimum weighted grade point average required for certain students to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; providing an effective date.

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

By Senator Dean—

SB 1548—A bill to be entitled An act relating to vessel safety; amending s. 327.02, F.S.; defining terms; creating s. 327.4107, F.S.; specifying how vessels may be anchored or moored on waters of the state;

amending s. 327.73, F.S.; providing a noncriminal infraction; amending s. 327.391, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Fiscal Policy.

By Senator Thompson—

SB 1550—A bill to be entitled An act relating to imitation firearms; creating s. 559.955, F.S.; defining terms; creating s. 559.956, F.S.; prohibiting a person, for commercial purposes, from knowingly selling an imitation firearm after a specified date; providing penalties for violations; providing exceptions; creating s. 559.957, F.S.; prohibiting a person on or after a specified date from knowingly altering, changing, removing, or obliterating certain features required by law for an imitation firearm; prohibiting a person on or after a specified date from knowingly adding certain features that make a firearm look more like an imitation firearm; providing penalties for violations; providing exceptions; creating s. 559.958, F.S.; prohibiting a person from knowingly displaying or exposing an imitation firearm in a public place after a specified date; providing penalties for violations; providing exceptions; creating s. 559.959, F.S.; requiring that any imitation firearm manufactured after a certain date be accompanied by a conspicuous written advisory containing specified information as part of the packaging; authorizing the conspicuous advisory to be affixed to the imitation firearm; prohibiting a manufacturer, importer, or distributor from failing to comply with the conspicuous written advisory; providing penalties for violations; providing an effective date.

—was referred to the Committees on Criminal Justice; Commerce and Tourism; and Fiscal Policy.

By Senator Benacquisto—

SB 1552—A bill to be entitled An act relating to parent and student rights; amending s. 1002.20, F.S.; providing the right of a parent to know the average amount of money expended for the education of his or her child; requiring the Department of Education to provide each school district with such information and requiring the school districts to provide notification to parents; authorizing the information to be published in the student handbook or a similar publication; conforming a provision to changes made by the act; amending s. 1002.31, F.S.; deleting the definition of and provisions relating to controlled open enrollment; requiring each school district to instead establish a public school parental choice policy that allows students to attend any public school that has not reached capacity in their district; requiring assignments to be made on a first-come, first-served basis; defining the term “capacity” for the purposes of a district school board public school parental choice plan; authorizing a parent to enroll his or her child in any public school that has not reached capacity in the state; amending s. 1002.33, F.S.; requiring a charter school with space available to be open to any student in the state; amending s. 1002.451, F.S.; conforming a provision to changes made by the act; creating s. 1003.3101, F.S.; requiring each school district board to establish a classroom teacher transfer process for parents, approve or deny a request within a certain timeframe, and post an explanation of the transfer process in the student handbook; amending s. 1006.15, F.S.; conforming provisions to changes made by the act; amending s. 1012.42, F.S.; authorizing a parent who receives notification that a teacher is teaching outside his or her field to request that his or her child be transferred to another classroom teacher within the school and grade in which the child is currently enrolled; providing an effective date.

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

By Senator Brandes—

SB 1554—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; deleting the requirement that the Secretary of Transportation appoint an inspector general pursuant to s. 20.055, F.S.; deleting the requirement that the district director for the Fort Myers Urban Office of the Department of Transportation be responsible for

developing the 5-year Transportation Plan and other services for specified counties; amending s. 215.82, F.S.; removing a cross-reference relating to actions to validate bonds; amending s. 260.0144, F.S.; providing that certain commercial sponsorship may be displayed on state greenway and trail facilities not included within the Florida Shared-Use Nonmotorized Trail Network; deleting provisions relating to the authorization of sponsored state greenways and trails at specified facilities or property; amending s. 311.07, F.S.; increasing the minimum amount per year that shall be made available from the State Transportation Fund to fund the Florida Seaport Transportation and Economic Development Program; amending s. 311.09, F.S.; increasing the amount per year the department shall include in its annual legislative budget request for the Florida Seaport Transportation and Economic Development Program; amending s. 316.003, F.S.; redefining the terms “crosswalk” and “sidewalk”; defining the term “port-of-entry”; amending s. 316.130, F.S.; revising traffic regulations relating to pedestrians crossing roadways; amending s. 316.545, F.S.; providing a specified penalty for commercial motor vehicles that obtain temporary registration permits entering the state at, or operating on designated routes to, a port-of-entry location; amending s. 333.01, F.S.; defining terms; redefining terms; amending s. 333.025, F.S.; revising requirements relating to securing a permit for the proposed construction or alteration of structures that would exceed specified federal obstruction standards; requiring such permits only within an airport hazard area if the proposed construction is within a set radius of a certain airport reference point; providing that existing, planned, and proposed facilities at public-use airports contained in certain plans or documents will be protected from structures that exceed federal obstruction standards; providing that a permit is not required when political subdivisions have adopted adequate airport protection zoning regulations and have established a permitting process, subject to certain requirements; providing for a review period by the department to run concurrent with such permitting process, subject to certain requirements and exemptions; specifying certain factors the department shall consider in determining whether to issue or deny a permit; directing the department to require an owner of a permitted obstruction or vegetation to install, operate, and maintain marking and lighting subject to certain requirements; prohibiting a permit from being approved solely on the basis that a proposed structure will not exceed specified federal obstruction standards; providing certain administrative review for the denial of a permit; amending s. 333.03, F.S.; revising the requirements relating to the adoption of airport protection zoning regulations by certain political subdivisions; revising the requirements of such adopted airport protection zoning regulations; providing that the department is available to assist political subdivisions with regard to federal obstruction standards; revising requirements relating to airport land use compatibility zoning regulations that address, at a minimum, landfill locations and noise contours; requiring adoption of airport zoning regulations that restrict substantial modifications to existing incompatible uses within runway protection zones; requiring that updates and amendments to local airport zoning codes, rules, and regulations be filed with the department within a certain time after adoption; revising requirements relating to educational structures or sites; providing that a governing body operating a public-use airport may establish more restrictive airport protection zoning regulations for certain purposes; amending s. 333.04, F.S.; revising provisions relating to comprehensive plan or policy regulations, including airport protection zoning regulations under certain circumstances; amending s. 333.05, F.S.; revising provisions relating to the procedure for adoption, amendment, or deletion of airport zoning regulations; revising provisions relating to airport zoning commissions; amending s. 333.06, F.S.; revising provisions relating to airport zoning requirements, and airport master plans that are prepared by certain public-use airports; repealing s. 333.065, F.S., relating to guidelines regarding land use near airports; amending s. 333.07, F.S.; revising provisions relating to permits for use of structures or vegetation in violation of airport protection zoning regulations; specifying factors a political subdivision or its administrative agency must consider when determining whether to issue or deny a permit; deleting provisions relating to applying for a variance from zoning regulations; revising provisions relating to obstruction marking and lighting requirements when a political subdivision or its administrative agency issues a permit; repealing s. 333.08, F.S., relating to appeals in regard to airport zoning regulations; amending s. 333.09, F.S.; requiring all airport zoning regulations to provide for the administration and enforcement of such regulations by the affected political subdivisions or an administrative agency created by the subdivisions; requiring a political subdivision that must adopt airport zoning regulations to provide a permitting process subject to certain requirements and ex-

ceptions; providing for an appeals process for decisions in the administration of airport zoning regulations, subject to certain requirements; repealing s. 333.10, F.S., relating to boards of adjustment provided for by all airport zoning regulations; amending s. 333.11, F.S.; revising provisions relating to judicial review for decisions made by any governing body of a political subdivision, joint airport zoning board, or administrative agency; requiring the appellant to exhaust all its remedies through application for local government permits, exceptions, and appeals before judicial appeal is permitted; amending s. 333.12, F.S.; revising provisions relating to the acquisition of air rights; providing that a certain political subdivision may acquire air right, aviation easement, other estate, or interest in a nonconforming structure or use that presents an air hazard and cannot be removed, lowered, or otherwise terminated, subject to certain requirements; creating s. 333.135, F.S.; requiring that certain airport zoning regulations be amended to conform by a certain date; requiring certain political subdivisions to adopt airport zoning regulations for an airport hazard area by a certain date; directing the department to administer the permitting process for local governments that have not adopted airport protection zoning regulations; repealing s. 333.14, F.S., relating to a short title; amending s. 334.03, F.S.; redefining the term “511” or “511 services”; deleting the term “interactive voice response”; amending s. 334.044, F.S.; removing the provision of interactive voice response telephone systems accessible via the 511 number that may be included in traveler information systems; amending s. 334.60, F.S.; revising provisions relating to the 511 traveler information system; amending s. 335.065, F.S.; deleting provisions relating to certain commercial sponsorship displays on multiuse trails and related facilities; deleting provisions relating to funding a statewide system of interconnected multiuse trails; creating s. 335.21, F.S.; requiring the governing body of any independent special district created to regulate the operation of public vehicles on public highways to consist of a certain number of members; providing appointment requirements for such members; amending s. 338.165, F.S.; removing an option to issue certain bonds secured by toll revenues collected on the Beeline East Expressway and the Navarre Bridge; amending s. 338.227, F.S.; providing that bonds issued are not required to be validated pursuant to ch. 75, F.S., but may be validated at the option of the Division of Bond Finance; providing filing, notice, and service requirements relating to complaints for such validation; amending s. 338.231, F.S.; increasing the number of years before an inactive prepaid toll account shall be presumed unclaimed; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; specifying the composition, purpose, and requirements of the network; authorizing the department certain powers related to planning, development, operation, and maintenance of the network; creating s. 339.82, F.S.; directing the department to develop a Shared-Use Nonmotorized Trail Network Plan, subject to certain requirements; creating s. 339.83, F.S.; creating a trail sponsorship program, subject to certain requirements and restrictions; directing the Office of Economic and Demographic Research to evaluate and determine the economic benefits of the state’s investment in the Department of Transportation’s adopted work program for a certain timeframe, subject to certain requirements; directing the Department of Transportation and each of its district offices to provide the Office of Economic and Demographic Research full access to certain data; requiring the Office of Economic and Demographic Research to submit the analysis to the Legislature by a certain date; reenacting s. 350.81(6), F.S., relating to the definition of the term “airport layout plan,” to incorporate the amendment made to s. 333.01, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Montford—

SB 1556—A bill to be entitled An act relating to economic development; amending s. 212.08, F.S.; deleting individual limits on the amounts of sales tax refunds authorized for the purchase of building materials used in the rehabilitation of real property located in an enterprise zone or for the purchase of business property used by businesses in an enterprise zone; providing cumulative annual limits on these sales tax refunds; deleting the scheduled expiration of these sales tax refunds and of a sales tax exemption for charges for electrical energy used by certain qualified businesses in an enterprise zone, to conform to changes made by the act; amending s. 212.098, F.S., relating to the Rural Job Tax Credit Program; revising definitions; authorizing Enterprise Florida,

Inc., to make recommendations regarding industrial classifications used to determine an eligible business; providing an exception for certain employees to remain qualified employees; revising the amount of tax credits per employee that eligible businesses may receive; providing an additional tax credit per employee for an eligible business located within a rural area of opportunity; authorizing an ad valorem tax reimbursement for eligible businesses whose tax credits exceed their corporate income tax liability; authorizing sales tax refunds for eligible businesses for specified amounts of sales tax paid for electricity; providing cumulative annual limits on these sales tax refunds; authorizing the Department of Revenue to adopt rules; amending s. 288.018, F.S., relating to the Regional Rural Development Grants Program; authorizing the Department of Economic Opportunity to determine the amount of non-state resources that must be used annually for matching grants; amending s. 288.0655, F.S.; revising the maximum percentage of total infrastructure project costs for which the department may award grants; revising requirements for eligible projects and uses of funds; creating a program to provide funding for speculative building construction in rural counties; limiting the amount of grants for these rural infrastructure projects; authorizing the department to adopt rules; amending s. 288.106, F.S., relating to a tax refund program for target industry businesses; revising definitions; removing a limitation on specified tax refunds; exempting qualified target industry businesses located in a rural area of opportunity from a reduction in specified tax refund amounts when local financial support is less than a specified amount; requiring regionally based economic development organizations, in consultation with the department and Enterprise Florida, Inc., to develop target industry businesses specific to the rural area of economic opportunity; authorizing businesses in a rural area of opportunity to apply for waiver of certain criteria; repealing s. 290.016, F.S., relating to the scheduled repeal of the Florida Enterprise Zone Act; amending ss. 166.231, 193.077, 193.085, 195.073, 195.099, 196.012, 205.022, 205.054, 212.02, 212.096, 220.02, 220.03, 220.13, 220.181, and 220.182, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Latvala—

SB 1558—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.14, F.S.; revising the classification of a specified distributor; requiring distributors licensed to sell and distribute wine or distilled spirits to sell and distribute wine or distilled spirits to all persons licensed or registered to sell such beverages; requiring a specified distributor to sell and distribute wine or distilled spirits in like quantities and prices and to provide like delivery services to all persons licensed or registered to sell them; revising the classification of a specified vendor; removing a requirement that purchases of alcoholic beverages by vendors from vendors must be strictly limited to certain vendor pool buying groups; providing that a vendor may sell to any person alcoholic beverages on which excise taxes are paid without being licensed by the division as a distributor; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By Senator Latvala—

SB 1560—A bill to be entitled An act relating to financial aid and assistance to a vendor of beverages; amending s. 561.42, F.S.; exempting certain financial transactions from application of certain tied house evil provisions; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Tourism; and Rules.

By the Committee on Community Affairs—

SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 341.3026, F.S., relating to an exemption from public record requirements for personal identifying information held by a public transit provider to facilitate the prepayment of transit fares or the acquisition of prepaid transit fare

cards; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By the Committee on Commerce and Tourism—

SB 7002—A bill to be entitled An act relating to renaming Workforce Florida, Inc.; renaming Workforce Florida, Inc., as CareerSource Florida, Inc.; amending ss. 11.45, 20.60, 216.136, 218.077, 288.047, 288.0656, 288.1252, 288.901, 288.903, 295.22, 320.20, 331.3051, 331.369, 403.973, 409.1451, 413.405, 413.407, 414.045, 414.105, 414.106, 414.295, 414.55, 420.622, 443.091, 443.171, 443.181, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.008, 445.009, 445.011, 445.014, 445.016, 445.021, 445.022, 445.024, 445.026, 445.028, 445.030, 445.033, 445.035, 445.038, 445.045, 445.048, 445.051, 445.055, 446.41, 446.50, 1003.491, 1003.492, 1003.493, 1003.51, 1003.52, 1004.015, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

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

By the Committee on Higher Education—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1005.38, F.S., relating to exemptions from public records and meeting requirements for investigatory records held by and portions of meetings conducted by the Commission for Independent Education in disciplinary proceedings; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By the Committee on Education Pre-K - 12; and Senator Legg—

SB 7006—A bill to be entitled An act relating to early learning; providing a directive to the Division of Law Revision and Information to change the term “family day care home” to “family child care home,” and the term “family day care” to “family child care”; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; redefining the term “substantial compliance”; requiring the Department of Children and Families to adopt rules for compliance by certain programs regulated, but not licensed, by the department; amending s. 402.3025, F.S.; revising requirements for nonpublic schools delivering certain voluntary prekindergarten education programs and school readiness programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; prohibiting the transfer of ownership of such facilities to specified individuals; creating s. 402.3085, F.S.; requiring nonpublic schools or providers seeking to operate certain programs to annually obtain a certificate from the department or a local licensing agency; providing for issuance of the certificate upon examination of the applicant’s premises and records; prohibiting a provider from participating in the programs without a certificate; authorizing local licensing agencies to apply their own minimum child care standards under certain circumstances; amending s. 402.311, F.S.; providing for the inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rulemaking; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family child care homes; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S.; providing exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain voluntary prekindergarten education programs or child care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring the department to establish a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; re-

vising requirements for application and determination of eligibility to enroll in the Voluntary Prekindergarten (VPK) Education Program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; conforming a cross-reference to changes made by the act; amending ss. 1002.61 and 1002.63, F.S.; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be provided to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain program definitions; amending s. 1002.82, F.S.; revising the powers and duties of the Office of Early Learning; revising provisions included in the standard statewide school readiness provider contract; amending s. 1002.84, F.S.; revising the powers and duties of early learning coalitions; conforming provisions to changes made by the act; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the school readiness program; amending s. 1002.88, F.S.; revising eligibility requirements for program providers that want to deliver the school readiness program; providing conditions for denial of initial eligibility; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the school readiness program; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; requiring the Office of Early Learning to conduct a pilot project to study the impact of assessing the early literacy skills of certain VPK program participants; requiring the office to report its findings to the Governor and Legislature by specified dates; providing an appropriation; providing an effective date.

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

By the Committee on Banking and Insurance—

SB 7008—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 497.172, F.S., relating to an exemption from public meeting requirements for portions of meetings of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services at which licensure examination questions or answers are discussed; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By the Committee on Banking and Insurance—

SB 7010—A bill to be entitled An act relating to a review under the Open Government Sunshine Act; amending s. 517.2016, F.S., relating to an exemption from public records requirements for information that would reveal examination techniques or procedures used by the Office of Financial Regulation under the Florida Securities and Investor Protection Act; saving the exemption from repeal under the Open Government Sunshine Act; making technical changes; providing an effective date.

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

By the Committee on Banking and Insurance—

SB 7012—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 494.00125, F.S., which provides a public records exemption for credit history information and credit scores held by the Office of Financial Regulation for purposes of licensing loan originators, mortgage brokers, and mortgage lenders; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

Senate Bills 7014-7016—Not Used.

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

SB 7018—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and defining terms; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the Office of State Long-Term Care Ombudsman; amending s. 400.0063, F.S.; revising duties of the office; amending s. 400.0065, F.S.; revising the purpose of the office; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; requiring each district to conduct quarterly public meetings; providing duties of representatives of the office in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; amending s. 400.0070, F.S.; providing conditions under which a representative of the office could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the Department of Elderly Affairs to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.162, 400.19, 400.191, and 400.23, F.S.; conforming provisions to changes made by the act; amending s. 400.235, F.S.; conforming provisions to changes made by the act; revising the additional criteria for recognition as a Gold Seal Program facility; amending ss. 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, and 429.85, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

By the Committee on Criminal Justice—

SB 7020—A bill to be entitled An act relating to corrections; amending s. 20.315, F.S.; revising the method of appointment for the Secretary of Corrections; creating the Florida Corrections Commission within the department; providing for membership and terms of appointment for commission members; prescribing duties and responsibilities of the commission; prohibiting the commission from entering into the department's operation; establishing meeting and notice requirements; requiring the commission to appoint an executive director; authorizing reimbursement of per diem and travel expenses for commission members; prohibiting certain conflicts of interest among commission members; providing for applicability; amending s. 216.136, F.S.; requiring the Criminal Justice Estimating Conference to develop projections of prison admissions and populations for elderly felony offenders; amending s. 944.151, F.S.; expanding the department's security review committee functions; ensuring physical inspections of state and private buildings

and structures and prioritizing institutions for inspection that meet certain criteria; amending s. 944.275, F.S.; prohibiting an inmate from receiving incentive gain-time credits for completing the requirements for and receiving a general educational development certificate or vocational certificate if the inmate was convicted of a specified offense on or after a specified date; amending s. 944.31, F.S.; requiring that a copy of a written memorandum of understanding for notification and investigation of certain events between the Department of Corrections and the Department of Law Enforcement be provided in a timely manner to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring specialized training in certain circumstances; amending s. 944.331, F.S.; requiring the Department of Corrections to provide multiple private, internal avenues for the reporting by inmates of sexual abuse and sexual harassment; requiring the department, in consultation with the Correctional Medical Authority, to review inmate health care grievance procedures at each correctional institution and private correctional facility; requiring the department to review inmate grievance procedures at each correctional institution and private correctional facility; amending s. 944.35, F.S.; requiring that correctional officers have specialized training in the effective, nonforceful management of mentally ill inmates who may exhibit erratic behavior; requiring each institution to create and maintain a system to track the use of force episodes to determine if inmates need subsequent physical or mental health treatment; requiring annual reporting of use of force on the agency website; requiring that reports of physical force be signed under oath; prohibiting employees with notations regarding incidents involving the inappropriate use of force from being assigned to transitional care, crisis stabilization, or corrections mental health treatment facility housing; providing an exception; expanding applicability of a current felony offense to include certain employees of private providers and private correctional facilities; defining the term "neglect of an inmate"; providing for the determination of neglect of an inmate; creating criminal penalties for certain employees who neglect an inmate in specified circumstances; providing for anonymous reporting of inmate abuse directly to the department's Office of Inspector General; requiring that instruction on communication techniques related to crisis stabilization to avoid use of force be included in the correctional officer training program; directing the department to establish policies to protect inmates and employees from retaliation; requiring the department to establish policies relating to the use of chemical agents; amending s. 944.8041, F.S.; requiring the department to report health care costs for elderly inmates in its annual report; creating s. 944.805, F.S.; providing legislative intent relating to specialized programs for veterans; requiring the department to measure recidivism and report its finding in that regard; amending s. 945.215, F.S.; requiring that specified proceeds and certain funds be deposited in the State Operated Institutions Inmate Welfare Trust Fund; providing that the State Operated Institutions Inmate Welfare Trust Fund is a trust held by the Department of Corrections for the benefit and welfare of certain inmates; prohibiting deposits into the trust fund from exceeding \$5 million per fiscal year; requiring that deposits in excess of that amount be deposited into the General Revenue Fund; requiring that funds of the trust fund be used exclusively for specified purposes at correctional facilities operated by the department; requiring that funds from the trust fund only be expended pursuant to legislative appropriations; requiring the department to annually compile a report, at the statewide and institutional level documenting trust fund receipts and expenditures; requiring the report be submitted by September 1 for the previous fiscal year to specified offices of the Legislature and to the Executive Office of the Governor; prohibiting the purchase of weight-training equipment; providing a contingent effective date; amending s. 945.48, F.S.; specifying correctional officer staffing requirements pertaining to inmates housed in mental health treatment facilities; amending s. 945.6031, F.S.; changing the frequency of required surveys; amending s. 945.6033, F.S.; provides for damages in inmate health care contracts; amending s. 945.6034, F.S.; requiring the department to consider the needs of inmates over 50 years of age and adopt health care standards for that population; creating s. 945.6039, F.S.; allowing an inmate's family, lawyer, and other interested parties to hire and pay for an independent medical evaluation; specifying the purpose for outside evaluations; requiring the department to provide reasonable and timely access to the inmate; amending s. 947.149, F.S.; defining the term "elderly and infirm inmate"; expanding eligibility for conditional medical release to include elderly and infirm inmates; amending ss. 921.0021, 948.10, and 951.221, F.S.; conforming cross-references to changes made by the act; providing for applicability; reenacting ss. 435.04(2)(uu) and 921.0022(3)(f), F.S., to incorporate the amendment made to s. 944.35, F.S., in references thereto; reenacting ss.

944.72(1), 945.21501(1), and 945.2151, F.S., to incorporate the amendment made to s. 945.215, F.S., in references thereto; reenacting s. 945.6035(6), F.S., to incorporate the amendment made to s. 945.6031, F.S., in a reference thereto; providing effective dates.

—was referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

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

SB 7022—A bill to be entitled An act relating to individuals with disabilities; reordering and amending s. 110.107, F.S.; revising definitions and defining the term “individual who has a disability”; amending s. 110.112, F.S.; revising the state’s equal employment opportunity policy to include individuals who have a disability; requiring each executive agency to annually report to the Department of Management Services regarding the agency’s progress in increasing employment among certain underrepresented groups; revising the required content of the department’s annual workforce report; requiring the department to develop and implement certain programs geared toward individuals who have a disability; requiring the department to develop training programs by a specified date; requiring each executive agency to develop a plan regarding the employment of individuals who have a disability by a specified date; requiring the department to report to the Governor and the Legislature regarding implementation; requiring the department to compile and post data regarding the hiring practices of executive agencies regarding the employment of individuals who have a disability; requiring the department to assist executive agencies in identifying strategies to retain employees who have a disability; requiring the department to adopt certain rules; specifying that the act does not create any enforceable right or benefit; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on General Government; and Fiscal Policy.

By the Committee on Governmental Oversight and Accountability—

SB 7024—A bill to be entitled An act relating to the State Board of Administration; repealing s. 121.153, F.S., relating to restrictions on investments in institutions doing business in or with Northern Ireland; amending s. 218.421, F.S.; establishing conditions for the transfer of any residual balance in the Fund B Surplus Funds Trust Fund upon self-liquidation; specifying the method of calculating the payment amount to an entitled participant; requiring that additional income received after distribution of the residual balance be deposited in the Local Government Surplus Funds Trust Fund; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 7026—A bill to be entitled An act relating to the state group insurance program; creating s. 110.12303, F.S.; defining terms; requiring the Department of Management Services to ensure that a health maintenance organization under contract with the department provides reasonable access to certain services to persons younger than 21 years of age; specifying provisions that must be included in a contract between the department and a health maintenance organization; providing an effective date.

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

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 7028—A bill to be entitled An act relating to educational opportunities for veterans; amending s. 1009.26, F.S.; revising criteria for eligibility for out-of-state fee waivers at state universities, Florida College System institutions, and specified career centers; removing a provision regarding the applicability of waivers to required credit hours for a student’s degree or certificate program; requiring the Board of Gov-

ernors and the State Board of Education to adopt regulations and rules, respectively; revising a short title provision; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Education; and Appropriations.

By the Committee on Higher Education—

SB 7030—A bill to be entitled An act relating to postsecondary education for students with disabilities; creating s. 1004.6501, F.S.; providing a short title; providing purposes and legislative intent; defining terms; establishing eligibility requirements for enrollment in the Florida Postsecondary Comprehensive Transition Program; requiring eligible institutions to make student eligibility determinations; establishing the Florida Center for Students with Unique Abilities; specifying the duties of the center and the center director; specifying application requirements for initial approval and renewal of approval; requiring an eligible institution with an approved program to submit an annual report to the center by a specified date; establishing a Florida Postsecondary Comprehensive Transition Program Scholarship for certain qualified students; specifying the requirements for a student to maintain eligibility for the scholarship; providing for the distribution of scholarship funds; requiring an eligible institution to report certain data and information to the center; requiring an eligible institution to certify and report the amount of funds disbursed and undisbursed advances to the center by a specified date; requiring the center, with the Board of Governors and the State Board of Education, to identify program progress and performance indicators; requiring an annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Chancellor of the State University System, and the Commissioner of Education by a specified date; requiring the center, with other stakeholders, to submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives statutory or budget recommendations for the program; requiring the Board of Governors and the State Board of Education, in consultation with the center, to adopt regulations and rules; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Education; and Appropriations.

By the Committee on Health Policy—

SB 7032—A bill to be entitled An act relating to public records; amending s. 383.412, F.S.; removing the public records exemption for information held by the State Child Abuse Death Review Committee or a local committee that reveals the identity of family members or others living in the home of a child whose death occurred as a result of a verified report of abuse or neglect; exempting information held by the State Child Abuse Death Review Committee or a local committee that identifies a deceased child whose death is reported to the central abuse hotline but whose death is not the result of abuse or neglect and the identity of the surviving siblings, family members, or others living in the home of such a deceased child; authorizing release of such information to specified persons under certain circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Fiscal Policy; and Senators Sobel, Gaetz, Clemens, Richter, Sachs, and Simmons—

CS for SB 2—A bill to be entitled An act relating to greyhound racing injuries; providing a short title; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported on a form adopted by the Division of Pari-mutuel Wagering in the Department of Business and Professional Regulation within a certain timeframe; specifying the information that must be included in the form; requiring the division to maintain the forms as public records for a specified time; specifying

disciplinary action that may be taken against a licensee of the department who fails to report an injury or who makes false statements on an injury form; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; providing an appropriation; providing an effective date.

By the Committee on Judiciary; and Senators Bradley, Galvano, Bean, and Gibson—

CS for SB 22—A bill to be entitled An act for the relief of Joseph Stewart and Audrey Stewart on behalf of their son, Aubrey Stewart, by the City of Jacksonville; providing for an appropriation to compensate Aubrey Stewart for injuries and damages sustained as a result of the negligence of the City of Jacksonville; providing a limitation on the payment of fees and costs; providing for repayment of Medicaid liens; providing an effective date.

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

CS for SB 34—A bill to be entitled An act for the relief of Asia Rollins by the Public Health Trust of Miami-Dade County, d/b/a Jackson Memorial Hospital; providing an appropriation to compensate her for injuries and damages sustained as a result of the negligence of the Public Health Trust of Miami-Dade County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Ring—

CS for SB 40—A bill to be entitled An act for the relief of L.T.; providing an appropriation to compensate L.T. for injuries and damages sustained as a result of the negligence of employees of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing for a waiver of specified 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 Braynon—

CS for SB 42—A bill to be entitled An act for the relief of Javier Soria by Palm Beach County; providing for an appropriation to compensate him for injuries sustained as a result of negligence by an employee of Palm Beach County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Simpson—

CS for SB 60—A bill to be entitled An act for the relief of Roy Wright and Ashley Wright by the North Brevard County Hospital District; providing for an appropriation to compensate Roy Wright and Ashley Wright, individually and as guardians of Tucker Wright, for injuries and damages sustained by Tucker Wright as a result of the negligence of Parrish Medical Center; providing a limitation on the payment of fees and costs; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing an effective date.

By the Committee on Judiciary; and Senator Legg—

CS for SB 68—A bill to be entitled An act for the relief of Carl Abbott by the Palm Beach County School Board; providing for an appropriation to compensate Carl Abbott for injuries sustained as a result of the negligence of an employee of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senators Hukill, Joyner, and Latvala—

CS for SB 102—A bill to be entitled An act relating to digital assets; providing a directive to the Division of Law Revision and Information; creating s. 740.001, F.S.; providing a short title; creating s. 740.101, F.S.;

defining terms; creating s. 740.201, F.S.; authorizing a personal representative to have access to specified digital assets of a decedent under certain circumstances; creating s. 740.301, F.S.; authorizing a guardian to have access to specified digital assets of a ward under certain circumstances; creating s. 740.401, F.S.; authorizing an agent to have access to specified digital assets of a principal under certain circumstances; creating s. 740.501, F.S.; authorizing a trustee to have access to specified digital assets held in trust under certain circumstances; creating s. 740.601, F.S.; providing the rights of a fiduciary relating to digital assets; providing that specified provisions in a terms of service agreement are unenforceable or void as against the public policy of this state under certain circumstances; creating s. 740.701, F.S.; providing requirements for compliance for a custodian, a personal representative, a guardian, an agent, a trustee, or another person that is entitled to receive and collect specified digital assets; providing for damages if a demand for the trust instrument is not made in good faith by a custodian; providing applicability; creating s. 740.801, F.S.; providing immunity for a custodian and its officers, employees, and agents for any action done in good faith and in compliance with ch. 740, F.S.; creating s. 740.901, F.S.; clarifying the relationship of ch. 740, F.S., to the Electronic Signatures in Global and National Commerce Act; creating s. 740.911, F.S.; providing applicability; providing an effective date.

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

CS for SB 110—A bill to be entitled An act relating to taxes; amending s. 202.12, F.S.; reducing the tax rate applied to the sale of communications services; reducing the tax rate applied to the retail sale of direct-to-home satellite services; amending s. 202.12001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 202.18, F.S.; revising the allocation of tax revenue received from the communications services tax; amending s. 203.001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 212.20, F.S.; revising the distributions of tax revenue received from the sales and use tax, communications services tax, and gross receipts tax; providing applicability; providing effective dates.

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

CS for SB 112—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue Combat Action Ribbon, Air Force Combat Action Medal, and Distinguished Flying Cross license plates; specifying qualifications and requirements for the plates; providing that the use of proceeds from the sale of the plates will be made according to certain established guidelines; providing an effective date.

By the Committee on Transportation; and Senators Joyner and Dean—

CS for SB 132—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; authorizing certain veterans to provide the Department of Highway Safety and Motor Vehicles alternative documentation for renewal or replacement of a disabled parking permit; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Hays and Latvala—

CS for SB 136—A bill to be entitled An act relating to public officers and employees; amending ss. 112.19 and 112.191, F.S.; specifying eligibility of a monthly death benefit payment to the surviving spouse, child, or joint annuitant of a law enforcement officer, correctional officer, correctional probation officer, or firefighter employed by a state agency; providing an annual appropriation; specifying applicability; authorizing political subdivisions to offer a monthly death benefit; reenacting s. 185.21, F.S., relating to municipal police pensions, to incorporate the amendment made to s. 112.19, F.S.; reenacting s. 175.201, F.S., relating to firefighter pensions, to incorporate the amendment made to s. 112.191, F.S.; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 144—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for certain identifying and location information of current or former impaired practitioner consultants retained by an agency or certain current or former employees of an impaired practitioner consultant and the spouses and children of such consultants or employees, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Ring—

CS for SB 152—A bill to be entitled An act relating to disability awareness; amending s. 1003.4205, F.S.; requiring, rather than authorizing, each district school board to provide disability history and awareness instruction in all K-12 public schools beginning in a specified school year; requiring presentations by certain individuals to be included in the disability history and awareness instruction; requiring each public school to establish a disability history and awareness advisory council; providing membership on the council; providing responsibilities of the council; providing meeting times for the council; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Hays—

CS for SB 154—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; requiring a district school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; authorizing a district school board to initiate a declaratory judgment proceeding under certain circumstances and providing requirements therefor; deleting the requirement that the district school superintendent and specified governmental entities make a final determination that is mutually agreed upon regarding hazardous walking conditions; requiring a district school board to correct hazardous walking conditions and provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its capital improvements program; providing requirements relating to a civil action for damages; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Bradley, Ring, and Gaetz—

CS for SB 172—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; requiring that firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive certain insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; specifying the minimum benefits that must be maintained by certain firefighter pension plans after a specified date; amending s. 175.351, F.S.; exempting certain firefighter pension plans of a municipality or special fire control district from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues of the premium tax; authorizing a pension plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 175, F.S., under certain circumstances; revising the conditions for proposing the adoption of a pension plan or an amendment to a pension plan; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a

municipality or special fire control district to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time, under certain circumstances; amending s. 185.01, F.S.; requiring that police officer pension plans meet the requirements of ch. 185, F.S., in order to receive certain insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and providing new definitions; revising applicability of the limitation on the amount of overtime payments which may be used for pension benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; specifying the minimum benefits that must be maintained by certain police officer pension plans after a specified date; amending s. 185.35, F.S.; exempting certain municipal police officer pension plans from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 185, F.S., under specified circumstances; revising the conditions for proposing the adoption of a pension plan or amendment to a pension plan; conforming a cross-reference; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

By the Committee on Higher Education; and Senator Hays—

CS for SB 182—A bill to be entitled An act relating to public records and meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for any personal identifying information, including the name, of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any portion of a meeting held for the purpose of identifying or vetting applicants for president, provost, or dean of a state university or Florida College System institution; providing an exception for any portion of a meeting held for the purpose of establishing the qualifications of, or any compensation framework to be offered to, potential applicants; providing applicability; requiring reasonable notice of meetings; requiring release of the names of specified applicants within a certain timeframe; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Regulated Industries; and Senators Latvala, Gibson, and Clemens—

CS for SB 186—A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; revising the exception for the licensing of malt beverage manufacturers as vendors; providing restrictions on the sale of malt beverages; prohibiting the delivery of certain malt beverages; amending s. 561.42, F.S.; authorizing malt beverage tastings upon certain licensed premises; creating s. 563.0614, F.S.; authorizing the sale of malt beverages packaged in individual containers of certain sizes if they are filled at the point of sale by certain licenseholders; requiring each container to be imprinted or labeled with certain information and have an unbroken seal or be incapable of being immediately consumed; providing penalties; providing an effective date.

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

CS for SB 200—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by a tax collector for the purpose of electronically sending certain tax notices or obtaining the consent of a taxpayer for electronic transmission of certain tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

CS for SB 202—A bill to be entitled An act relating to insurer notifications; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; defining the term “optional coverage”; revising the requirements applicable to insurers when providing a notice of change in policy terms for a renewal policy to include the requirement that the notice be an advance notice and to allow such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in policy terms to the insurance agent at a specified time; prohibiting the use of such notice to add optional coverage that increases the policy’s premium unless the policyholder approves the optional coverage; reenacting ss. 624.488(4) and 628.6016(4), F.S., to incorporate the amendments made to s. 627.421, F.S., in references thereto; reenacting s. 627.4102(3), F.S., to incorporate the amendments made to s. 627.43141, F.S., in a reference thereto; providing an effective date.

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

CS for CS for SB 202—A bill to be entitled An act relating to insurer notifications; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; defining the term “optional coverage”; revising the requirements applicable to insurers when providing a notice of change in policy terms for a renewal policy to include the requirement that the notice be an advance notice and to allow such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in policy terms to the insurance agent at a specified time; prohibiting the use of such notice to add optional coverage that increases the policy’s premium unless the policyholder approves the optional coverage; providing an effective date.

By the Committee on Community Affairs; and Senator Bradley—

CS for SB 216—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 112.63, F.S.; requiring that actuarial reports for certain retirement systems or plans include mortality tables; amending s. 112.664, F.S.; revising information to be included in the annual report of a defined benefit system or plan to the Department of Management Services; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipality that provides fire protection services to a municipal service taxing unit under an interlocal agreement is eligible to receive property insurance premium taxes; amending s. 175.101, F.S.; authorizing a municipal service taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal service taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal service taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

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

CS for SB 222—A bill to be entitled An act relating to electronic commerce; providing a directive to the Division of Law Revision and Information; creating the “Computer Abuse and Data Recovery Act”; creating s. 668.801, F.S.; providing a statement of purpose; creating s. 668.802, F.S.; defining terms; creating s. 668.803, F.S.; prohibiting a person from intentionally committing specified acts without authorization with respect to a protected computer; providing penalties for a violation; creating s. 668.804, F.S.; specifying remedies for civil actions brought by persons affected by a violation; providing that specified criminal judgments or decrees against a defendant act as estoppel as to certain matters in specified civil actions; providing that specified civil actions must be filed within certain periods of time; creating s. 668.805,

F.S.; providing that the act does not prohibit specified activity by certain state, federal, and foreign law enforcement agencies, regulatory agencies, and political subdivisions; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Simpson, Margolis, Gibson, and Hays—

CS for SB 224—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring that a public agency contract for services include a statement providing the name and contact information of the public agency’s custodian of records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor’s compliance with public records laws; requiring that a public records request relating to records for a public agency’s contract for services be made directly to the agency; requiring a contractor to produce requested records under specified circumstances; specifying applicable penalties for a contractor who fails to produce requested records; specifying circumstances under which a court may assess and award reasonable costs of enforcement against a public agency or contractor; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 226—A bill to be entitled An act relating to racing animals; amending s. 550.2415, F.S.; revising the prohibition on the use of certain medications or substances on racing animals; authorizing the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to solicit input from the Department of Agriculture and Consumer Services; revising the penalties for violating laws relating to the racing of animals; decreasing the timeframe in which prosecutions for violations regarding racing animals must commence; requiring the division to notify the owners or trainers, stewards, and the appropriate horsemen’s association of all drug test results; prohibiting the division from taking action against owners or trainers under certain circumstances; requiring the division to require its laboratory and specified independent laboratories to annually participate in a quality assurance program; requiring the administrator of the program to submit a report; revising the conditions of use for certain medications; expanding violations to include prohibited substances that break down during a race found in specimens collected after a race; revising the rulemaking authority of the division; providing an effective date.

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

CS for SB 234—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.041, F.S.; revising the definition of the term “motor vehicle insurance” to include a policy that insures more than four automobiles; amending s. 627.728, F.S.; revising the definition of the term “policy” to include a policy that insures more than four automobiles; reenacting s. 627.0651(5)(b), F.S., to incorporate the amendment made to s. 627.041, F.S., in a reference thereto; reenacting ss. 626.9541(1)(o), 627.4133(1)(a) and (b), 627.420, 627.43141(2), 627.7277(1), 627.7281, and 627.7295(4), to incorporate the amendment made to s. 627.728, Florida Statutes, in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senators Smith, Thompson, and Bullard—

CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public record requirements for an audio or video recording made by a law enforcement officer in the course of the officer performing his or her official duties and responsibilities, if the recording is taken within certain locations, shows a minor inside a school or on school property, or shows a child younger than 14 years of age at any location; specifying how the exemption operates in relation to other exemptions that may apply to the recording; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; authorizing the law enforcement agency with custody over the recording to disclose the recording to another law enforcement agency in furtherance of that agency’s official duties and responsibilities; specifying persons who may inspect the recording; requiring a law enforcement agency to have a retention policy for audio or video recordings of not longer than 90 days; providing an exception; requiring a law enforcement agency to disclose its records

retention policy for audio or video recordings; amending ss. 92.56, 119.011, 119.0714, 784.046, 794.024, and 794.03, F.S.; conforming cross-references; providing a statement of public necessity; providing an effective date.

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

CS for SB 258—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.0628, F.S.; increasing the length of time during which an insurer is not required to adhere to certain models found by the Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels with respect to certain rate filings; amending s. 627.0651, F.S.; revising provisions for the making and use of rates for motor vehicle insurance; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the applicability of certain Medicare fee schedules or payment limitations; defining the term “service year”; amending s. 627.744, F.S.; revising the preinsurance inspection requirements for private passenger motor vehicles; repealing s. 631.65, F.S., relating to prohibited advertisement or solicitation; providing an effective date.

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

CS for SB 288—A bill to be entitled An act relating to utilities regulation; amending s. 350.01, F.S.; requiring the Florida Public Service Commission to hold public customer service meetings in certain service territories; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission’s web page; amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; reenacting and amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; providing applicability; amending s. 350.042, F.S.; revising the prohibition against ex parte communication to apply to any matter that a commissioner knows or reasonably expects will be filed within a certain timeframe; providing legislative intent; defining terms; applying the prohibition against ex parte communications to specified meetings; requiring the Governor to remove from office any commissioner found to have willfully and knowingly violated the ex parte communications statute; amending s. 350.0611, F.S.; authorizing the Public Counsel to be a party to settlement agreements in any proceeding before the commission in which he or she has participated as a party; prohibiting a settlement agreement to which the Public Counsel is not a party from being submitted to or approved by the Florida Public Service Commission; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring that the commission approve new tariffs and certain changes to existing tariffs; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; reenacting ss. 403.537 and 403.9422, F.S., relating to determination of need for electric and natural gas transmission lines, respectively; reenacting s. 350.043, F.S., relating to the enforcement and interpretation of laws relating to the commission; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes, Bradley, Evers, and Negron—

CS for SB 290—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; defining the term “in the act of evacuating”; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Garcia and Sachs—

CS for SB 292—A bill to be entitled An act relating to small business financial assistance; creating s. 295.24, F.S.; creating the Veterans Employment Small Business Grant Program within the Department of Veterans’ Affairs; directing Florida Is For Veterans, Inc., to administer the program; defining terms; authorizing the corporation to accept and administer moneys appropriated for such grants; specifying grant amounts; limiting the amount that a small business may receive under the program; requiring a small business to apply to and enter into an agreement with the corporation to receive grants; providing requirements for participation in the program; providing that a small business may not receive an additional award for rehiring a veteran previously claimed as an employee for purposes of obtaining funds under the program; authorizing the corporation to award an additional grant to a small business under specified circumstances; requiring the corporation to notify the appropriate regional small business center of a small business’s participation; authorizing the department to adopt rules; providing an appropriation; providing an effective date.

By the Committee on Health Policy; and Senator Garcia—

CS for SB 296—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and Legislature; specifying the contents of the report; providing that the council membership may be, rather than must be, representative of certain areas of specialization or certain institutions, organizations, and industries; adding an organization from which a representative may be selected to serve as a council member; providing an effective date.

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

CS for SB 326—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish procedures for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of owners, directors, and chief financial officers of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for falsely advertising a recovery residence as a “certified recovery residence”; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for denial, suspension, or revocation of certification; providing a criminal penalty for falsely advertising oneself as a “certified recovery residence administrator”; creating s. 397.4872, F.S.; providing exemptions from disqualifying of-

fenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list upon written request to the department; amending s. 397.407, F.S.; conforming cross-references; providing conditions for a licensed service provider to refer patients to a certified recovery residence or a recovery residence owned and operated by the licensed service provider; defining the term “refer”; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Dean—

CS for SB 330—A bill to be entitled An act relating to missing persons with special needs; amending s. 937.0201, F.S.; revising the definition of the term “missing endangered person” to include certain persons with special needs; amending s. 937.021, F.S.; providing immunity from civil liability for certain persons who comply with a request to release information concerning missing persons with special needs to appropriate agencies; providing a presumption that a person recording, reporting, transmitting, displaying, or releasing such information acted in good faith; amending s. 937.022, F.S.; specifying who may submit a report concerning a missing person with special needs; providing an effective date.

By the Committee on Judiciary; and Senator Simmons—

CS for SB 342—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; specifying acts prohibited by a no contact order; reenacting ss. 741.29(6), 784.046(13) and (15), and 901.15(13), F.S., relating to domestic violence, repeat, sexual, or dating violence, and arrest without a warrant, respectively, to incorporate the amendments made to s. 903.047, F.S., in references thereto; providing an effective date.

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

CS for SB 360—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; providing an exemption from public records requirements for records relating to the settlement of a claim on behalf of a ward or minor; authorizing a guardian ad litem, a ward, a minor, and a minor’s attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a ward or minor upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Judiciary; and Senator Lee—

CS for SB 362—A bill to be entitled An act relating to powers of attorney; amending s. 709.2105, F.S.; revising the qualifications of an agent in the execution of power of attorney to include certain not-for-profit corporations; providing an effective date.

By the Committee on Health Policy; and Senators Sobel and Gaetz—

CS for SB 382—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for mental health residents enrolled in Medicaid; specifying that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled in a Medicaid managed care plan; deleting a provision to conform to changes made by the act; requiring that the community living support plan be completed and provided to the administrator of a facility upon the mental health resident’s admission; requiring the community living support plan to be updated when there is a significant change to the mental health resident’s behavioral health status; requiring the case manager assigned to a mental health resident

for whom the mental health services provider is responsible to keep a record of the date and time of face-to-face interactions with the resident and to make the record available to the entity responsible for inspection; requiring that the record be maintained for a specified time; requiring the responsible entity to ensure that there is adequate and consistent monitoring and enforcement of community living support plans and co-operative agreements and that concerns are reported to the appropriate regulatory oversight organization under certain circumstances; amending s. 400.0074, F.S.; requiring that an administrative assessment conducted by a local council be comprehensive in nature; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee to discuss issues and concerns in areas affecting residents’ rights, health, safety, and welfare and make recommendations for any needed improvements; amending s. 400.0078, F.S.; requiring that a resident of a long-term care facility, or his or her representative, be informed that retaliatory action cannot be taken against a resident for presenting grievances or for exercising any other resident right; amending s. 429.07, F.S.; revising the requirement that an extended congregate care license be issued to certain facilities that have been licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing the purpose of an extended congregate care license; specifying that the initial extended congregate care license of an assisted living facility is provisional under certain circumstances; requiring a licensee to notify the Agency for Health Care Administration if it accepts a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with the requirements of an extended congregate care license; requiring the issuance of an extended congregate care license under certain circumstances; requiring the licensee to immediately suspend extended congregate care services under certain circumstances; requiring a registered nurse representing the agency to visit the facility at least twice a year, rather than quarterly, to monitor residents who are receiving extended congregate care services; authorizing the agency to waive one of the required yearly monitoring visits under certain circumstances; authorizing the agency to deny or revoke a facility’s extended congregate care license; requiring a registered nurse representing the agency to visit the facility at least annually, rather than twice a year, to monitor residents who are receiving limited nursing services; providing that such monitoring visits may be conducted in conjunction with other inspections by the agency; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring that an assisted living facility that serves one or more mental health residents, rather than three or more such residents, obtain a limited mental health license; amending s. 429.14, F.S.; revising the circumstances under which the agency may deny, revoke, or suspend the license of an assisted living facility and impose an administrative fine; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; prohibiting a licensee from restricting agency staff from accessing and copying certain records or conducting certain interviews; deleting a provision requiring the agency to provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate some or all of its residents; specifying that the exemption does not exempt a facility from any deadlines for corrective action set by the agency; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; revising the amounts and uses of administrative fines; requiring the agency to levy a fine for violations that are corrected before an inspection if non-compliance occurred within a specified period of time; deleting factors that the agency is required to consider in determining penalties and fines; amending s. 429.256, F.S.; revising the term “assistance with self-administration of medication” as it relates to the Assisted Living Facilities Act; amending s. 429.28, F.S.; providing notice requirements for informing facility residents that the name and identity of the resident and complainant in any complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council is confidential and that retaliatory action may not be taken against a resident for presenting grievances or for exercising any other resident right; requiring that a facility that terminates an individual’s residency after the filing of a complaint be fined if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect each licensed assisted living facility; requiring the

agency to conduct more frequent inspections under certain circumstances; requiring the licensee to pay a fee for the cost of additional inspections; requiring the agency to annually adjust the fee; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving relevant services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation provided by the assisted living facility; requiring the employee and administrator to sign a statement that the employee completed the required preservice orientation and keep the signed statement in the employee's personnel record; requiring 2 additional hours of training for assistance with medication; conforming a cross-reference; requiring the agency to implement a rating system for assisted living facilities by a specified date, adopt rules, and create content for the agency's website by a specified date which provides consumers information regarding assisted living facilities; providing criteria for the content; providing appropriations; providing an effective date.

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

CS for SB 384—A bill to be entitled An act relating to the Small Business Saturday sales tax holiday; providing a definition for the term “small business”; providing that the tax levied under ch. 212, F.S., may not be collected on the sale of certain items or articles of tangible personal property by a small business during a specified period; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

By the Committee on Judiciary; and Senator Richter—

CS for SB 390—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term “business entity”; amending s. 817.02, F.S.; providing for restitution to victims for certain victim out-of-pocket costs; providing for a civil cause of action for certain victims; creating s. 817.032, F.S.; defining the term “victim”; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing for verification of a victim's identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide information; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; transferring, renumbering, and amending ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; clarifying provisions; amending s. 817.15, F.S.; substituting the term “business entity” for the term “corporation”; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term “business entity” for the term “corporation”; amending s. 817.40, F.S.; specifying that the term “misleading advertising” includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term “business entity” for the term “corporation”; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; amending s. 817.481, F.S.; clarifying provisions; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Regulated Industries; and Senator Brandes—

CS for SB 394—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals who present a valid Common Access Card; prohibiting duplication of Common Access Cards; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Detert and Gaetz—

CS for SB 396—A bill to be entitled An act relating to the Florida Historic Capitol; amending s. 272.129, F.S.; removing references to the Legislative Research Center and Museum at the Historic Capitol; removing provisions authorizing establishment of a citizen support organization to support the Legislative Research Center and Museum; creating s. 272.131, F.S.; creating the Florida Historic Capitol Museum Council; providing for the appointment and qualifications of council members; prescribing duties and responsibilities for the council and individual council members; amending s. 272.135, F.S.; renaming the position of Capitol Curator as the Florida Historic Capitol Museum Director; conforming provisions; amending s. 272.136, F.S.; revising the composition of the board of directors governing the Florida Historic Capitol Museum's direct-support organization; providing that per diem and travel expenses must be paid from direct-support organization funds; conforming provisions; amending s. 320.0807, F.S.; redirecting a portion of the proceeds from the fee for special license plates for former federal or state legislators to the Florida Historic Capitol Museum's direct-support organization; providing an effective date.

By the Committee on Appropriations; and Senator Gaetz—

CS for SB 426—A bill to be entitled An act relating to trust funds of the Department of Education and the Board of Governors of the State University System; terminating the Building Fee Trust Fund, the Replacement Trust Fund, the State University System Concurrency Trust Fund, the State University System Law Enforcement Trust Fund, and the Uniform Payroll Trust Fund within the Department of Education and the Board of Governors of the State University System; providing for the disposition of balances in and revenues of such trust funds; amending s. 932.7055, F.S.; requiring certain proceeds to be deposited into a state university's appropriate local account instead of the special law enforcement trust fund; amending s. 1010.86, F.S.; conforming provisions to changes made by this act; providing an effective date.

By the Committee on Appropriations; and Senator Hays—

CS for SB 428—A bill to be entitled An act relating to trust funds administered by the Department of Environmental Protection; amending s. 20.25501, F.S.; codifying the Administrative Trust Fund, Environmental Laboratory Trust Fund, and Working Capital Trust Fund; requiring the department to administer such trust funds; providing for the funding of such trust funds; creating s. 376.41, F.S.; codifying provisions relating to the Minerals Trust Fund; creating s. 403.0874, F.S.; codifying provisions relating to the Air Pollution Control Trust Fund; amending s. 403.1832, F.S.; removing provisions relating to federal aid; authorizing the department to transfer all outstanding appropriations supported by federal grants to the Federal Grants Trust Fund; providing for expiration; amending s. 403.709, F.S.; increasing the amount of funding for mosquito control; limiting the amount of the funding that may be used for a solid waste management grant program; deleting obsolete provisions; reenacting s. 403.7095(3), F.S., to incorporate the amendment made to s. 403.709, F.S., in a reference thereto; providing an effective date.

By the Committee on Health Policy; and Senators Bean and Joyner—

CS for SB 478—A bill to be entitled An act relating to telehealth; creating s. 456.4501, F.S.; defining the terms “telehealth” and “telehealth provider”; providing certain practice standards for telehealth providers; authorizing telehealth providers to use telehealth to prescribe controlled substances, with an exception; prohibiting the use of telehealth or specified computer-controlled devices to prescribe optical de-

vices; providing for the maintenance and confidentiality of medical records; providing an effective date.

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

CS for SB 496—A bill to be entitled An act relating to guardians; amending s. 39.6251, F.S.; requiring the court at the permanency review hearing to review the necessity of the guardianship and whether restoration of guardianship proceedings are needed when the child reaches a certain age under certain circumstances; amending s. 39.701, F.S.; requiring that, for a child meeting certain requirements, the updated case plan be developed in a face-to-face conference with specified persons present; requiring the Department of Children and Families to take specified actions at the judicial review hearing if the court makes certain determinations; requiring the department to provide documentation and information to a petitioner under certain circumstances; requiring certain proceedings to be conducted separately; expanding the circumstances under which a court, after making certain findings, may issue an order directing the department to show cause; amending s. 393.12, F.S.; providing that the court with proper jurisdiction over probate matters has jurisdiction if a specified petition is filed; requiring the provision of due process rights for a minor; requiring the issuance of the order of appointment of guardian advocate upon the minor turning 18 years of age or as soon thereafter as possible; amending s. 744.301, F.S.; providing that parents are the joint natural guardians of their children unless their parental rights have been terminated; authorizing the parents to act as natural guardians of their child under certain circumstances; providing an exception; amending s. 744.3021, F.S.; providing an exception to the appointment of guardians for a minor; specifying that the court with proper jurisdiction over probate matters has jurisdiction over certain proceedings if a specified petition is filed; requiring the provision of due process rights for an alleged incapacitated minor; providing an effective date.

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

CS for SB 526—A bill to be entitled An act relating to notaries public; amending s. 92.525, F.S.; revising the methods available for verifying documents; amending s. 117.10, F.S.; defining the term “reliable electronic means”; authorizing specified officers to administer oaths by reliable electronic means when engaged in the performance of official duties; providing an effective date.

By the Committee on Criminal Justice; and Senator Benacquisto and Simpson—

CS for SB 542—A bill to be entitled An act relating to interception of wire, oral, or electronic communication; amending s. 934.03, F.S.; authorizing a child younger than 18 years of age to intercept and record an oral communication if the child is a party to the communication and certain conditions are met; providing an effective date.

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

CS for SB 554—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company’s articles of organization which limits a person’s authority to transfer real property held in the company’s name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability

company formed before a specified date, certain language in the company’s articles of organization operates as if it were in the operating agreement; repealing ch. 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.11101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

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

CS for SB 586—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; amending s. 201.15, F.S.; revising and deleting distributions of the tax; providing that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under s. 215.20, F.S.; revising the purposes for which distributions may be used; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; repealing s. 161.091(3), F.S., relating to funding for the state’s beach management plan; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; requiring specified public recreation projects to have been selected through the Department of Environmental Protection’s competitive selection process prior to the release of funds; conforming provisions to changes made by the act; amending ss. 201.0205, 215.618, 215.619, 259.032, 259.1051, 339.0801, 339.55, 341.303, 343.58, 369.252, 379.214, 379.362, 403.8911, 420.5092, and 420.9073, F.S.; conforming provisions to changes made by the act; reenacting ss. 201.031(2), 339.2818(6), 339.2819(5), 339.61(3), 341.051(6), 373.470(4)(e), and 420.9079(1), F.S., to incorporate the amendment made by this act to s. 201.15, F.S., in references thereto; providing an effective date.

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

CS for SB 600—A bill to be entitled An act relating to insurance guaranty associations; amending s. 625.012, F.S.; revising the definition of the term “asset” to include Florida Insurance Guaranty Association assessments, under certain conditions, for purposes of determining the financial condition of an insurer; amending ss. 631.717 and 631.737, F.S.; transferring a provision relating to the obligation of the Florida Life and Health Insurance Guaranty Association to pay valid claims under certain circumstances; reenacting ss. 624.316(1)(a), 625.031, 625.305(1), 627.828(3)(b), and 629.401(6)(a), F.S., to incorporate the amendments made to s. 625.012, F.S., in references thereto; providing an effective date.

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

CS for SB 604—A bill to be entitled An act relating to consumer protection; creating s. 501.155, F.S.; providing a short title; providing applicability; providing definitions; requiring owners and operators of specified websites and online services to disclose certain information; providing for injunctive relief; providing an effective date.

By the Committee on Banking and Insurance; and Senators Benacquisto and Sobel—

CS for SB 642—A bill to be entitled An act relating to individuals with disabilities; creating s. 1009.985, F.S.; providing a short title; creating s. 1009.986, F.S.; providing legislative intent; defining terms; requiring the Florida Prepaid College Board to establish a direct-support organization known as “Florida ABLE, Inc.”; specifying requirements for the registration, organization, incorporation, and operation of the organization; requiring the organization to operate under a written contract with the Florida Prepaid College Board; specifying provisions that must be included in the contract; requiring the organization to provide for an annual financial audit and supplemental data under certain circumstances; establishing and providing for the membership of a board of directors for the organization; providing limits on a director’s authority; specifying meeting and quorum requirements; prohibiting compensation for the service of directors and other specified members; authorizing

specified reimbursement for the travel expenses of directors and specified members of the organization; authorizing the organization to use certain services, property, and facilities of the Florida Prepaid College Board; requiring the organization to establish and administer the Florida ABLE program by a specified date; specifying requirements that must be met before implementation of the program; requiring a participation agreement for the program which contains specified provisions; authorizing other provisions that may be included in the agreement; providing for the amendment of the agreement under certain circumstances; providing for the use of the balance of an abandoned ABLE account by the organization; providing that a contract or participation agreement entered into by the organization or an obligation of the organization does not constitute a debt or obligation of the Florida Prepaid College Board or the state; authorizing the organization to contract with other states for specified purposes under certain circumstances; providing for termination of the program under certain circumstances and for the disposition of certain assets upon termination; prohibiting the state from limiting or altering the specified vested rights of designated beneficiaries except under specified circumstances; requiring the organization to establish a comprehensive investment plan for the program; exempting funds paid into the program's trust fund from the claims of specified creditors; providing for recovery by Medicaid of certain medical assistance provided to a deceased designated beneficiary; providing for the distribution of the balance of a deceased designated beneficiary's ABLE account; requiring the organization to assist and cooperate with the Agency for Health Care Administration and Medicaid program in other states by providing specified information; providing that specified payroll deduction authority applies to the Florida Prepaid College Board and the organization for the purpose of administering the program; requiring the organization to submit certain reports to specified entities; requiring the Florida Prepaid College Board to adopt rules; requiring the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Education to assist, cooperate, and coordinate with the organization in the provision of public information and outreach for the program; providing that the section is repealed on a specified date; amending s. 222.22, F.S.; providing that specified moneys, assets, and income of a qualified ABLE program, including the Florida ABLE program, are not subject to attachment, levy, garnishment, or certain legal process in favor of certain creditors or claimants; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; authorizing the Florida Prepaid College Board to amend its contracts to provide the organization or program with contractual services; providing an effective date.

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

CS for SB 644—A bill to be entitled An act relating to trust funds; creating s. 1009.988, F.S.; creating the Florida ABLE Program Trust Fund within the State Board of Administration; authorizing sources of funds; specifying the purpose of the trust fund and authorized uses of the assets; providing for future review and termination or re-creation of the trust fund; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

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

CS for SB 646—A bill to be entitled An act relating to public records; creating s. 1009.987, F.S.; providing an exemption from public records requirements for certain personal financial and health information held by the Florida Prepaid College Board, Florida ABLE, Inc., the Florida ABLE program, or an agent or service provider thereof; authorizing the release of such information under specified circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs—

CS for SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 341.3026, F.S., relating to an exemption from public record requirements for certain information held by a public

transit provider; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

By the Committees on Community Affairs; and Education Pre-K - 12; and Senator Legg—

CS for SB 7006—A bill to be entitled An act relating to early learning; providing a directive to the Division of Law Revision and Information to change the term “family day care home” to “family child care home,” and the term “family day care” to “family child care”; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; redefining the term “substantial compliance”; requiring the Department of Children and Families to adopt rules for compliance by certain programs regulated, but not licensed, by the department; amending s. 402.3025, F.S.; revising requirements for nonpublic schools delivering certain voluntary prekindergarten education programs and school readiness programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; prohibiting the transfer of ownership of such facilities to specified individuals; creating s. 402.3085, F.S.; requiring nonpublic schools or providers seeking to operate certain programs to annually obtain a certificate from the department or a local licensing agency; providing for issuance of the certificate upon examination of the applicant's premises and records; prohibiting a provider from participating in the programs without a certificate; authorizing local licensing agencies to apply their own minimum child care standards under certain circumstances; amending s. 402.311, F.S.; providing for the inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rulemaking; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family child care homes; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S.; providing exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain voluntary prekindergarten education programs or child care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring the department to establish a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; revising requirements for application and determination of eligibility to enroll in the Voluntary Prekindergarten (VPK) Education Program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; conforming a cross-reference to changes made by the act; amending ss. 1002.61 and 1002.63, F.S.; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be provided to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain program definitions; amending s. 1002.82, F.S.; revising the powers and duties of the Office of Early Learning; revising provisions included in the standard statewide school readiness provider contract; amending s. 1002.84, F.S.; revising the powers and duties of early learning coalitions; conforming provisions to changes made by the act; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the school readiness program; amending s. 1002.88, F.S.; revising eligibility requirements for program providers that want to deliver the school readiness program; providing conditions for denial of initial eligibility; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the school readiness program; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; amending s. 1003.21, F.S.; authorizing a district school board or charter school governing board to adopt a policy to allow a child to be admitted to a public kindergarten if the child meets certain requirements; requiring the Office of Early Learning to conduct a pilot project to study the impact of assessing the early literacy skills of certain VPK program participants; requiring the office to report its findings to

the Governor and Legislature by specified dates; providing an appropriation; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Education Pre-K - 12; and Senator Hays—

CS for SB 154—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; requiring a district school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; authorizing a district school board to initiate a declaratory judgment proceeding under certain circumstances and providing requirements therefor; deleting the requirement that the district school superintendent and specified governmental entities make a final determination that is mutually agreed upon regarding hazardous walking conditions; requiring a district school board to correct hazardous walking conditions and provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its capital improvements program; providing requirements relating to a civil action for damages; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Education; and Appropriations.

By the Committee on Criminal Justice; and Senators Smith, Thompson, and Bullard—

CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public record requirements for an audio or video recording made by a law enforcement officer in the course of the officer performing his or her official duties and responsibilities, if the recording is taken within certain locations, shows a minor inside a school or on school property, or shows a child younger than 14 years of age at any location; specifying how the exemption operates in relation to other exemptions that may apply to the recording; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; authorizing the law enforcement agency with custody over the recording to disclose the recording to another law enforcement agency in furtherance of that agency's official duties and responsibilities; specifying persons who may inspect the recording; requiring a law enforcement agency to have a retention policy for audio or video recordings of not longer than 90 days; providing an exception; requiring a law enforcement agency to disclose its records retention policy for audio or video recordings; amending ss. 92.56, 119.011, 119.0714, 784.046, 794.024, and 794.03, F.S.; conforming cross-references; providing a statement of public necessity; providing an effective date.

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

By the Committees on Community Affairs; and Education Pre-K - 12; and Senator Legg—

CS for SB 7006—A bill to be entitled An act relating to early learning; providing a directive to the Division of Law Revision and Information to change the term “family day care home” to “family child care home,” and the term “family day care” to “family child care”; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; redefining the term “substantial compliance”; requiring the Department of Children and Families to adopt rules for compliance by certain programs regulated, but not licensed, by the department; amending s. 402.3025, F.S.; revising requirements for nonpublic schools delivering certain voluntary prekindergarten education programs and school readiness programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; prohibiting the transfer of ownership of such facilities to specified individuals; creating s. 402.3085, F.S.; requiring

nonpublic schools or providers seeking to operate certain programs to annually obtain a certificate from the department or a local licensing agency; providing for issuance of the certificate upon examination of the applicant's premises and records; prohibiting a provider from participating in the programs without a certificate; authorizing local licensing agencies to apply their own minimum child care standards under certain circumstances; amending s. 402.311, F.S.; providing for the inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rulemaking; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family child care homes; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S.; providing exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain voluntary prekindergarten education programs or child care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring the department to establish a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; revising requirements for application and determination of eligibility to enroll in the Voluntary Prekindergarten (VPK) Education Program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; conforming a cross-reference to changes made by the act; amending ss. 1002.61 and 1002.63, F.S.; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be provided to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain program definitions; amending s. 1002.82, F.S.; revising the powers and duties of the Office of Early Learning; revising provisions included in the standard statewide school readiness provider contract; amending s. 1002.84, F.S.; revising the powers and duties of early learning coalitions; conforming provisions to changes made by the act; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the school readiness program; amending s. 1002.88, F.S.; revising eligibility requirements for program providers that want to deliver the school readiness program; providing conditions for denial of initial eligibility; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the school readiness program; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; amending s. 1003.21, F.S.; authorizing a district school board or charter school governing board to adopt a policy to allow a child to be admitted to a public kindergarten if the child meets certain requirements; requiring the Office of Early Learning to conduct a pilot project to study the impact of assessing the early literacy skills of certain VPK program participants; requiring the office to report its findings to the Governor and Legislature by specified dates; providing an appropriation; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

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 Tuesday, March 3, 2015: SB 700, SB 702, SB 704, SB 706, CS for SB 426, CS for SB 428, SB 430, CS for SB 2.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Community Affairs recommends the following pass:
SB 130

The Committee on Finance and Tax recommends the following pass: SB 138

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

The Committee on Criminal Justice recommends the following pass: SB 540

The Committee on Judiciary recommends the following pass: SB 150

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education Pre-K - 12 recommends the following pass: SB 602

The bill was referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 206

The Committee on Commerce and Tourism recommends the following pass: SB 618

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 230

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 576; SB 578; SB 580; SB 582; SB 584

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 320; SB 340

The Committee on Health Policy recommends the following pass: SB 94; SB 294; SB 332; SB 450

The Committee on Judiciary recommends the following pass: SB 24

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 380

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends the following pass: SB 302

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 434

The Committee on Transportation recommends the following pass: SB 160; SB 264

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 456

The Committee on Community Affairs recommends the following pass: SB 404

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 522

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

The Committee on Banking and Insurance recommends the following pass: SB 520

The Committee on Criminal Justice recommends the following pass: SB 312

The bills contained in the foregoing reports were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Agriculture recommends the following pass: SB 420; SB 594

The Committee on Banking and Insurance recommends the following pass: SB 130

The Committee on Criminal Justice recommends the following pass: SB 164

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 242

The Committee on Judiciary recommends the following pass: SB 52; SB 54; SB 408

The Committee on Regulated Industries recommends the following pass: SB 168

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

The Committee on Agriculture recommends the following pass: SB 398; SB 610

The Committee on Banking and Insurance recommends the following pass: SB 138

The Committee on Community Affairs recommends the following pass: SB 142; SB 260; SB 266; SB 278

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

The Committee on Community Affairs recommends the following pass: CS for SB 22; SB 52; CS for SB 172

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 144; SB 7002

The Committee on Health Policy recommends the following pass: SB 322

The Committee on Higher Education recommends the following pass: SB 446

The Committee on Regulated Industries recommends the following pass: SB 2

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

The Committee on Community Affairs recommends the following pass: SB 200; SB 590

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

The Committee on Criminal Justice recommends the following pass: SB 176

The bill was referred to the Committee on Higher Education under the original reference.

The Committee on Agriculture recommends the following pass: SB 158

The Committee on Criminal Justice recommends the following pass: SB 162

The Special Master on Claim Bills recommends the following pass: SB 22 with 1 amendment; SB 24; SB 34 with 1 amendment; SB 40; SB 42 with 2 amendments; SB 46 with 3 amendments; SB 52; SB 54; SB 58 with 1 amendment; SB 60 with 1 amendment; SB 68; SB 72

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

The Committee on Commerce and Tourism recommends the following pass: CS for SB 394

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 7004

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 132

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

The Committee on Appropriations recommends the following pass: SB 430

The Committee on Fiscal Policy recommends the following pass: SB 94; CS for SB 132; CS for SB 144

The Committee on Rules recommends the following pass: SB 700; SB 702; SB 704; SB 706; CS for SB 7000

The bills were placed on the Calendar.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 226

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

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 288

The Committee on Community Affairs recommends a committee substitute for the following: SB 7006

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 642; SB 644

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 152

The Committee on Judiciary recommends a committee substitute for the following: SB 68

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 258

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 586

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 396

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 326

The Committee on Health Policy recommends committee substitutes for the following: SB 382; SB 478

The Committee on Judiciary recommends committee substitutes for the following: SB 34; SB 40

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 292

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

The Committee on Judiciary recommends a committee substitute for the following: SB 362

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 202; SB 600

The Committee on Regulated Industries recommends committee substitutes for the following: SB 186; SB 394

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 222

The bill with committee substitute attached was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 248; SB 290

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 154

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 136; SB 172

The Committee on Judiciary recommends committee substitutes for the following: SB 22; SB 42; SB 60

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 526

The Committee on Judiciary recommends committee substitutes for the following: SB 342; SB 390

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 384

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 110

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

The Committee on Judiciary recommends a committee substitute for the following: SB 102

The Committee on Transportation recommends a committee substitute for the following: SB 132

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 646

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 360

The Committee on Community Affairs recommends a committee substitute for the following: SB 216

The Committee on Health Policy recommends committee substitutes for the following: SB 144; SB 296

The Committee on Higher Education recommends a committee substitute for the following: SB 182

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 234

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 496

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 554; SB 604

The Committee on Criminal Justice recommends committee substitutes for the following: SB 330; SB 542

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 224

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 200; SB 7000

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 112

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

The Committee on Appropriations recommends committee substitutes for the following: SB 426; SB 428

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 202

The Committee on Fiscal Policy recommends a committee substitute for the following: SB 2

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 332

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

Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 94

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 264

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

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: SB 302

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

Appropriations Subcommittee on General Government recommends a committee substitute for the following: SB 206

Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 320

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

JOINT SELECT COMMITTEE REPORTS

The Honorable Andy Gardiner
President of the Senate

February 18, 2015

The Honorable Steve Crisafulli
Speaker of the House of Representatives

Dear Mr. President and Mr. Speaker:

The Joint Select Committee on Collective Bargaining convened 16 February 2015, in Webster Hall (212 Knott), at 10:30 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 Article 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 negotiations 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.

Copies of presentations and other pertinent materials have been retained by staff and, for purposes of future public inquiry, are available through the Senate Governmental Oversight and Accountability Committee and the House Government Operations Subcommittee.

Respectfully submitted,

Senator Alan Hays
Co-Chair

Representative Charles Van Zant
Co-Chair

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

EXECUTIVE ORDER NUMBER 13-133 (Executive Order of Suspension)

WHEREAS, Rachel Harvey is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Rachel Harvey for notary misconduct; and

WHEREAS, the complaint alleges that Rachel Harvey notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes, and that Rachel Harvey failed to complete a notarial certificate in violation of section 117.05(4), Florida Statutes; and

WHEREAS, correspondence was sent to Rachel Harvey on February 15, 2013, and March 1, 2013, requesting that she provide additional information in response to the allegations; and

WHEREAS, Rachel Harvey's failure to provide additional information in response to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Rachel Harvey be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Rachel Harvey is suspended from the public office of Notary Public.

Section 2. Rachel Harvey is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections
March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
HARVEY, Rachel
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Rachel Harvey.

By Executive Order Number 2013-133 filed with the Secretary of State on May 28, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Rachel Harvey as a Notary Public alleging that she notarized a signature without the presence of the signator in violation of s. 117.107(9), Florida Statutes. The Executive Order also alleges that Ms. Harvey failed to complete a notarial certificate in violation of s. 117.05(4), Florida Statutes. Finally, it is alleged that Ms. Harvey failed to provide additional information in response to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Harvey's commission as a notary expired on May 5, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-135 (Executive Order of Suspension)

WHEREAS, Stephanie Sanchez is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Stephanie Sanchez for notary; and

WHEREAS, the complaint alleges that Stephanie Sanchez notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes; and

WHEREAS, correspondence was sent to Stephanie Sanchez on February 2, 2012, and February 16, 2012, requesting that she respond to the allegations; and

WHEREAS, Stephanie Sanchez's failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Stephanie Sanchez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Stephanie Sanchez is suspended from the public office of Notary Public.

Section 2. Stephanie Sanchez is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 28th day of May, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
 SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
 March 4, 2014.]**

The Honorable Andy Gardiner March 3, 2015
 President of the Senate

RE: Suspension of:
 SANCHEZ, Stephanie
 Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Stephanie Sanchez.

By Executive Order Number 13-135 filed with the Secretary of State on May 28, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Stephanie Sanchez as a Notary Public alleging that she notarized a signature without the presence of the signator in violation of s. 117.107(9), Florida Statutes. It is also alleged that Ms. Sanchez failed to respond to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Sanchez's commission as a notary expired on February 21, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-152
 (Executive Order of Suspension)

WHEREAS, Zulay Alvarez is presently serving as a Notary Public of the State of Florida; and

WHEREAS, the Executive Office of the Governor received a complaint against Zulay Alvarez for notary misconduct; and

WHEREAS, the complaint alleges that Zulay Alvarez notarized a signature without the presence of the signator in violation of section 117.107(9), Florida Statutes; and

WHEREAS, furthermore, Zulay Alvarez failed to notify the Department of State of a change of address within 60 days of such change in violation of section 117.01(2), Florida Statutes; and

WHEREAS, correspondence was sent to Zulay Alvarez on December 19, 2011, January 23, 2012, and February 27, 2012, requesting that she respond to the allegations; and

WHEREAS, Zulay Alvarez's repeated failure to respond to these allegations is a violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interest of the residents of the State of Florida, that Zulay Alvarez be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 117.01(4)(c), Florida Statutes, issue the following Executive Order, effective immediately:

Section 1. Zulay Alvarez is suspended from the public office of Notary Public.

Section 2. Zulay Alvarez is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 13th day of June, 2013.

Rick Scott
 GOVERNOR

ATTEST:
Ken Detzner
 SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
 March 4, 2014.]**

The Honorable Andy Gardiner March 3, 2015
 President of the Senate

RE: Suspension of:
 ALVAREZ, Zulay
 Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Zulay Alvarez.

By Executive Order Number 13-152 filed with the Secretary of State on June 13, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Zulay Alvarez as a Notary Public alleging that she had notarized a signature without the presence of the signator in violation of s. 117.107(9), Florida Statutes. Additionally, it is alleged that she failed to report a change in her address in violation of s. 117.01(2), Florida Statutes. Finally, it alleges that Ms. Alvarez failed to respond to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Alvarez's commission as a notary expired on April 1, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-182
 (Executive Order of Suspension)

WHEREAS, Rita G. Guzman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Rita G. Guzman for notary misconduct; and

WHEREAS, the complainant states that Rita G. Guzman notarized a signature on a document when the signer was not present for the notarization and did not indicate the exact date of the notarization to be completed within the notarial certificate, in violation of 117.107(9), and 117.05(4)(d), Florida Statutes; and

WHEREAS, on December 18, 2012, January 3, 2013, and January 28, 2013, this Office mailed letters to Rita G. Guzman requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Rita G. Guzman; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Rita G. Guzman be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Rita G. Guzman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Rita G. Guzman's current commission runs from March 29, 2010, through March 28, 2014.

C. Rita G. Guzman refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.



BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Rita G. Guzman is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Rita G. Guzman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
GUZMAN, Rita G.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Rita G. Guzman.

By Executive Order Number 13-182 filed with the Secretary of State on July 10, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Rita G. Guzman as a Notary Public alleging that she notarized a signature on a document when the signer was not present for the notarization and did not indicate the exact date of the notarization to be completed within the notarial certificate, in violation of s. 117.107(9) and 117.05(4)d, Florida Statutes. It is also alleged that Ms. Guzman failed to provide a sworn written response to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Guzman's commission as a notary expired on March 18, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-184
(Executive Order of Suspension)

WHEREAS, Tisha C. Flowers, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Tisha C. Flowers for notary misconduct; and

WHEREAS, the complainant states that Tisha C. Flowers notarized a signature on a document when the signer was not present for the notarization, a violation of 117.107(9), Florida Statutes; and

WHEREAS, on November 28, 2011, December 13, 2011, and January 23, 2012, this Office mailed letters to Tisha C. Flowers requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Tisha C. Flowers; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Tisha C. Flowers be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tisha C. Flowers is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tisha C. Flowers' current commission runs from March 26, 2010, through March 25, 2014.

C. Tisha C. Flowers has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tisha C. Flowers is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tisha C. Flowers is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
FLOWERS, Tisha C.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Tisha C. Flowers.

By Executive Order Number 13-184 filed with the Secretary of State on July 10, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Tisha C. Flowers as a Notary Public alleging that she notarized a signature on a document when the signer was not present for the notarization, in violation of s. 117.107(9), Florida Statutes. It is also alleged that Ms. Flowers failed to provide a sworn written response to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Flowers' commission as a notary expired on March 25, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-186
(Executive Order of Suspension)

WHEREAS, Melissa Villandre, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Melissa Villandre for notary misconduct; and

WHEREAS, the complainant states that Melissa Villandre notarized a signature on a document when the signer was not present for the notarization and did not complete the notarial certificate with all of the information required, in violation of sections 117.107(9) and 117.05(4), Florida Statutes; and

WHEREAS, on October 15, 2012, November 7, 2012, and November 28, 2012, this Office mailed letters to Melissa Villandre requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office neither received the requested written response nor any other communication from Melissa Villandre; and

WHEREAS, it is in the best interest of the citizens of the State of Florida that Melissa Villandre be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Melissa Villandre is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Melissa Villandre's current commission runs from May 25, 2010, through May 24, 2014.

C. Melissa Villandre refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Melissa Villandre is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Melissa Villandre is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 10th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
VILLANDRE, Melissa
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Melissa Villandre.

By Executive Order Number 13-186 filed with the Secretary of State on July 10, 2013, and pursuant to Article IV, section 7(a) of the Florida

Constitution, the Honorable Rick Scott, Governor, suspended Melissa Villandre as a Notary Public alleging that she notarized a signature on a document when the signer was not present for the notarization and did not complete the notarial certificate with all of the information required, in violation of ss. 117.107(9) and 117.05(4), Florida Statutes. It is also alleged that Ms. Villandre failed to provide a sworn written response to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Villandre's commission as a notary expired on May 24, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-208
(Executive Order of Suspension)

WHEREAS, Mary Berryman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Mary Berryman for notary misconduct; and

WHEREAS, the complainant states that Mary Berryman notarized a signature on a document when the signer was not present for the notarization and did not affix the notary seal to the document as required, in violation of sections 117.05(3)(a), 117.05(4)(i), and 117.107(9), Florida Statutes; and

WHEREAS, on January 14, 2011, February 9, 2011, March 11, 2011, April 29, 2011, and June 7, 2011, this Office mailed letters to Mary Berryman requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has received only one unsworn response from Mary Berryman; and

WHEREAS, on April 4, 2013, this Office required Mary Berryman's immediate resignation from the office of notary public pursuant to section 117.01(5)(b); and

WHEREAS, to date, this Office has not received required resignation of Mary Berryman; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Mary Berryman be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Mary Berryman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Mary Berryman's current commission runs from August 3, 2010, through August 2, 2014.

C. Mary Berryman refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Mary Berryman is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Mary Berryman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 31st day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
BERRYMAN, Mary
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Mary Berryman.

By Executive Order Number 13-208 filed with the Secretary of State on July 31, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Mary Berryman as a Notary Public alleging that she notarized a signature on a document when the signer was not present for the notarization and did not affix the notary seal to the document as required, in violation of ss. 117.05(3)(a), 117.05(4), and 117.107(9), Florida Statutes. It is also alleged that Ms. Berryman failed to provide a sworn written response to the allegations in violation of s. 117.01(4)(c), Florida Statutes. Ms. Berryman's commission as a notary expired on August 2, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-209
(Executive Order of Suspension)

WHEREAS, Sorania Tomas, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Sorania Tomas for notary misconduct; and

WHEREAS, the complainant states that Sorania Tomas failed to disclose prior felony convictions for attempted homicide, kidnapping, robbery, escape, conspiracy to commit escape, and resisting officer with violence, in her sworn notary public application dated March 27, 2012, in violation of section 117.01(4)(h), Florida Statutes; and

WHEREAS, Sorania Tomas appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on October 18, 2012, this Office mailed correspondence to Sorania Tomas requiring that she resign from her notary public commission; and

WHEREAS, to date, this Office has not received the required resignation from Sorania Tomas; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sorania Tomas be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Sorania Tomas is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Sorania Tomas' current commission runs from May 16, 2012, through May 15, 2016.

C. Sorania Tomas made a material false statement on the application submitted on March 27, 2012.

D. Sorania Tomas refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sorania Tomas is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sorania Tomas is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 31st day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
TOMAS, Sorania
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Sorania Tomas.

By Executive Order Number 13-209 filed with the Secretary of State on July 31, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Sorania Tomas as a Notary Public alleging that she failed to disclose prior felony convictions for attempted homicide, kidnapping, robbery, escape, conspiracy to commit escape, and resisting an officer with violence, in her sworn notary public application dated March 27, 2012, in violation of s. 117.01(4)(h), Florida Statutes. It is also alleged that Ms. Tomas failed to resign upon the request of the Governor as required by s. 117.01(5)(b), Florida Statutes. The Notary Section of the Executive Office of the Governor has notified the Senate that Ms. Tomas has resigned her commission as a notary effective August 13, 2013.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-213
(Executive Order of Suspension)

WHEREAS, Darlene Watson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Darlene Watson for notary misconduct; and

WHEREAS, the complainant states that Darlene Watson notarized a signature on a document when the signer was not present for the notarization, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, Darlene Watson failed to report a change in address to the Department of State, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on March 5, 2013, March 25, 2013, and April 16, 2013, this Office mailed letters to Darlene Watson requiring that she furnish a sworn written response to the complaint; and

WHEREAS, to date, this Office has not received the required sworn written response; and

WHEREAS, on May 28, 2013, this Office required Darlene Watson's immediate resignation from the office of notary public, pursuant to section 117.01(5)(b), Florida Statutes; and

WHEREAS, to date, this Office has not received the required resignation of Darlene Watson; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Darlene Watson be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Darlene Watson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Darlene Watson's current commission runs from April 22, 2010, through April 21, 2014.

C. Darlene Watson has refused to cooperate or respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Darlene Watson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Darlene Watson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 2nd day of August, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
WATSON, Darlene
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Darlene Watson.

By Executive Order Number 13-213 filed with the Secretary of State on August 2, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Darlene Watson as a Notary Public alleging that she notarized a signature on a document when the signer was not present for the notarization, in violation of s. 117.107(9), Florida Statutes. It is also alleged that Ms. Watson failed to respond to furnish a sworn written response to the complaint, as required by s. 117.01(4)(c), Florida Statutes. Finally, it is alleged that Ms. Watson failed to resign when required by the Governor, as required by s. 117.01(5)(b), Florida Statutes. Ms. Watson's commission as a notary expired on April 21, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-251 (Executive Order of Suspension)

WHEREAS, Dianne Wagner, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Dianne Wagner for notary misconduct; and

WHEREAS, the complainant states that Dianne Wagner failed to disclose a prior felony conviction for possession of a controlled substance in her sworn notary public application dated July 4, 2010, in violation of section 117.01(4)(h), Florida Statutes; and

WHEREAS, Dianne Wagner appears to be in violation of sections 92.525(2) and (3), Florida Statutes, which pertain to perjury by false written declaration; and

WHEREAS, on April 16, 2013, Dianne B. Wagner was convicted of petit theft in Volusia County, but failed to notify the Department of State in writing of the change in her criminal history within 60 days of that conviction, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on July 12, 2013, this Office mailed correspondence to Dianne Wagner requiring that she provide a sworn written response regarding her failure to include the criminal history information in her notary application; and

WHEREAS, to date, this Office has not received the required sworn response from Dianne Wagner; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Dianne Wagner be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Dianne Wagner is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Dianne Wagner's current commission runs from September 29, 2010, through September 28, 2014.

C. Dianne Wagner made a material false statement on the sworn notary public application submitted on July 4, 2010.

D. Dianne Wagner failed to report a change in her criminal history following her April 2013 conviction for petit theft.

E. Dianne Wagner refused to respond to an investigation by the Governor's Office, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Dianne Wagner is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Dianne Wagner is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of September, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
WAGNER, Dianne
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Dianne Wagner.

By Executive Order Number 13-251 filed with the Secretary of State on September 9, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Dianne Wagner as a Notary Public alleging that she failed to disclose a prior felony conviction for possession of a controlled substance in her sworn notary application dated July 4, 2010, in violation of s. 117.107(4)(h), Florida Statutes. It is also alleged that Ms. Wagner failed to notify the Department of State in writing of a change in her criminal history within 60 days of a petit theft conviction on April 16, 2013, as required by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that she refused to respond to an investigation by the Governor's Office, as required by s. 117.01(4)(c), Florida Statutes. Ms. Wagner's commission as a notary expired on September 28, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-289
(Executive Order of Suspension)

WHEREAS, Debra Zaitschek, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about May 31, 2013, Debra Zaitschek was charged by Information in the Circuit Court of the 17th Judicial Circuit with one count of grand theft of more than \$20,000, but less than \$100,000, in violation of sections 812.014(1)(a), 812.014(1)(b) and 812.014(2)(b)1., Florida Statutes, which constitutes a second-degree felony, and one count of grand theft of more than \$300, but less than \$5,000, in violation of section 812.014(1)(a), 812.014(1)(b), and 812.014(2)(c)1., which constitutes a third-degree felony, and;

WHEREAS, it is in the best interests of the citizens of the State of Florida that Debra Zaitschek be immediately suspended from the public

office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Debra Zaitschek is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Debra Zaitschek is commissioned as a Florida notary public from June 8, 2010, through June 7, 2014.

C. Debra Zaitschek was charged with grand theft of more than \$20,000, but less than \$100,000 from her employer at the time, Mr. Robert Tammaro, in violation of sections 812.014(1)(a), 812.014(1)(b), and 812.014(2)(b)1., Florida Statutes, which constitutes a second-degree felony.

D. Debra Zaitschek was also charged with grand theft of more than \$300, but less than \$5,000 from her employer at the time, Mr. Robert Tammaro, in violation of sections 812.014(1)(a), 812.014(1)(b), and 812.014(2)(c)1., Florida Statutes, which constitutes a third-degree felony.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Debra Zaitschek is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Debra Zaitschek is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which period shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 14th day of October, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
ZAITSCHEK, Debra
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Debra Zaitschek.

By Executive Order Number 13-289 filed with the Secretary of State on October 14, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Debra Zaitschek as a Notary Public alleging that she was charged with two counts of grand theft from her employer. Ms. Zaitschek's commission as a notary expired on June 7, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-331
(Executive Order of Suspension)

WHEREAS, Edricka Cook, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on October 11, 2013, Edricka Cook was charged by Information in Case Number 2013-CF-018002, filed in the Circuit Court of the Twentieth Judicial Circuit in and for Lee County, Florida, with one count of trafficking in cocaine (28 grams or more), a first-degree felony under section 893.135(1)(b), Florida Statutes, and one count of trafficking in heroin (28 grams or more), a first-degree felony under section 893.135(1)(c), Florida Statutes; and

WHEREAS, the Governor may suspend an appointed public official from office when that person is informed against for commission of any felony, as provided in section 112.52(1), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Edricka Cook, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Edricka Cook is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Edricka Cook is commissioned as a Florida notary public from March 23, 2010, through March 22, 2014.

C. Edricka Cook is presently charged by Information in case number 2013-CF-018002 with two first-degree felony offenses pending before the Circuit Court of the Twelfth Judicial Circuit in and for Lee County, Florida.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Edricka Cook is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Edricka Cook is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of November, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
COOK, Edricka
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Edricka Cook.

By Executive Order Number 13-331 filed with the Secretary of State on November 25, 2013, and pursuant to Article IV, section 7(a) of the

Florida Constitution, the Honorable Rick Scott, Governor, suspended Edricka Cook as a Notary Public alleging that she was charged with one count of trafficking in cocaine and one count of trafficking in heroin. Ms. Cook's commission as a notary expired on March 22, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-28
(Executive Order of Suspension)

WHEREAS, Roy Freeman, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint of notary misconduct filed against Roy Freeman and thereafter initiated an investigation of the alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, by letters dated November 6, 2013, and December 3, 2013, this Office notified Roy Freeman of the investigation of notary misconduct and required that he submit a sworn written response to each violation, which included notarizing a signature on a document when the signing party was not in his presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes; and, notarizing a signature without satisfactory evidence of the signatory's identity, in violation of section 117.05(5), Florida Statutes; and falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of section 117.105, Florida Statutes; and, making a material false statement or misrepresentation on his sworn notary application by failing to disclose prior felony convictions, in violation of section 117.01(4)(a), Florida Statutes; and, using a notary seal assigned to a non-current commission, in violation of section 117.05(3)(e), Florida Statutes;

WHEREAS, to date, Roy Freeman has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the suspension of his commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Roy Freeman be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Roy Freeman is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Roy Freeman is commissioned as a Florida notary public from November 23, 2010, through November 22, 2014.

C. Roy Freeman refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Roy Freeman is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Roy Freeman is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
FREEMAN, Roy
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Roy Freeman.

By Executive Order Number 14-28 filed with the Secretary of State on November 25, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Roy Freeman as a Notary Public alleging that the Governor's Office had received a complaint alleging that Mr. Freeman: notarized a document when the signing party was not in his presence at the time of notarization, in violation of s. 117.107(9), Florida Statutes; notarized a document without satisfactory evidence of the signatory's identity, in violation of s. 117.05(5), Florida Statutes; falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of s. 117.105, Florida Statutes; making a material false statement or misrepresentation in his sworn notary application by failing to disclose prior felony convictions, in violation of s. 117.01(4)(a), Florida Statutes; and using a notary seal assigned to a non-current commission in violation of s. 117.05(3)(e), Florida Statutes. It is alleged that Mr. Freeman refused to cooperate with the investigation into this complaint in violation of s. 117.01(4)(c), Florida Statutes. Mr. Freeman's commission as a notary expired on November 22, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-29
(Executive Order of Suspension)

WHEREAS, Marquito F. Lewis, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint of notary misconduct filed against Marquito F. Lewis and thereafter initiated an investigation of the alleged violations of the laws governing Florida notaries public defined in Chapter 117, Florida Statutes; and

WHEREAS, by letters dated September 27, 2013, October 18, 2013, November 21, 2013, and December 16, 2013, this Office notified Marquito F. Lewis of the investigation of notary misconduct and required that she submit a sworn written response to each violation, which included notarizing a signature on a document when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes, and falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of section 117.105, Florida Statutes; and

WHEREAS, to date, Marquito F. Lewis has refused to cooperate with, or respond to, the investigation by this Office regarding the complaint of notary misconduct, which constitutes a neglect of duty warranting the

suspension of her commission, pursuant to section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Marquito F. Lewis be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Marquito F. Lewis is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Marquito F. Lewis is commissioned as a Florida notary public from September 9, 2010, through September 8, 2014.

C. Marquito F. Lewis refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Marquito F. Lewis is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Marquito F. Lewis is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 24th day of January, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
LEWIS, Marquito F.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Marquito F. Lewis.

By Executive Order Number 14-29 filed with the Secretary of State on January 24, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Marquito F. Lewis as a Notary Public alleging that the Governor's Office had received a complaint alleging that Ms. Lewis: notarized a document when the signing party was not in her presence at the time of notarization, in violation of s. 117.107(9), Florida Statutes; and falsely or fraudulently taking an acknowledgment or making a certificate as a notary public by notarizing a forged signature, in violation of s. 117.105, Florida Statutes. It is alleged that Ms. Lewis refused to cooperate with the investigation into this complaint in violation of s. 117.01(4)(c), Florida Statutes. Ms. Lewis' commission as a notary expired on September 8, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-55
(Executive Order of Suspension)

WHEREAS, Christina Michelle Creech, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about May 14, 2013, Christina Michelle Creech was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Duval County, in case number 2013CF000736, of one count of Grand Theft, a third degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, on or about June 6, 2013, Christina Michelle Creech was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2013CF000564, of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Christina Michele Creech failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, this Office notified Christina Michelle Creech by certified mail, and required that she respond to the investigation by this Office of the felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Christina Michelle Creech; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Christina Michelle Creech be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Christina Michelle Creech is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Christina Michelle Creech is commissioned as a Florida notary public from February 2, 2010, through February 1, 2014.

C. Christina Michelle Creech was convicted of two separate felonies in Duval and St. Johns Counties in 2013, while commissioned as a Florida notary public.

D. Christina Michelle Creech failed to notify the Department of State of the changes to her criminal history record following the felony convictions in Duval and St. Johns Counties in 2013, as required by section 117.01(2), Florida Statutes.

E. Christina Michelle Creech refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Christina Michelle Creech is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Christina Michelle Creech is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which

shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 12th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections
March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
CREECH, Christina Michelle
Notary Public

Dear President Gardiner:

By Executive Order Number 14-55 filed with the Secretary of State on February 12, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Christina Michelle Creech as a Notary Public alleging that she had been convicted on or about May 14, 2013, of Grand Theft, a third degree felony pursuant to s. 817.034(4)(a)1., Florida Statutes. The Executive Order also alleges that on or about June 6, 2013, Ms. Creech was also convicted of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third degree felony pursuant to s. 893.13(7)(a)9., Florida Statutes. The Executive Order alleges that she failed to notify the Department of State of the conviction and an address change as required by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that she refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Ms. Creech's commission as a notary expired on February 1, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-74
(Executive Order of Suspension)

WHEREAS, Tara Lynne Callegari, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about November 6, 2012, Tara Lynne Callegari was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF003615, of one count of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes; and

WHEREAS, Tara Lynne Callegari failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Tara Lynne Callegari by certified mail, and required that she respond to the investigation by this Office regarding her felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Tara Lynne Callegari had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Tara Lynne Callegari; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tara Lynne Callegari be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tara Lynne Callegari is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tara Lynne Callegari is commissioned as a Florida notary public from January 10, 2011, through January 9, 2015.

C. Tara Lynne Callegari was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

D. Tara Lynne Callegari failed to notify the Department of State of the change to her criminal history record following her felony conviction in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Tara Lynne Callegari failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Tara Lynne Callegari refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tara Lynne Callegari is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tara Lynne Callegari is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR



ATTEST:
Ken Detzner
SECRETARY OF STATE

**Previously referred to the Committee on Ethics and Elections
March 4, 2014.]**

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
CALLEGARI, Tara Lynne
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Tara Lynne Callegari.

By Executive Order Number 14-74 filed with the Secretary of State on February 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Tara Lynne Callegari as a Notary Public alleging that she had been convicted on or about November 6, 2012, of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third degree felony pursuant to s.

893.13(7)(a)9, Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the conviction as required by s. 117.01(2), Florida Statutes; and, that she refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Ms. Callegari's commission as a notary expired on January 9, 2015.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-75
(Executive Order of Suspension)

WHEREAS, Leora M. Usina, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about January 27, 2012, Leora M. Usina was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2011CF035108, of one count of Organized Scheme to Defraud (less than \$20,000), a third-degree felony in violation of section 817.034(4)(a)3., Florida Statutes; and

WHEREAS Leora M. Usina failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Leora M. Usina by certified mail of the investigation by this Office of the above-stated matter, and required that she provide a written response regarding her failure to notify the Department of State of the change in her criminal history while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Leora M. Usina; and

WHEREAS, during the investigation by this Office, it was discovered that Leora M. Usina had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Leora M. Usina be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Leora M. Usina is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Leora M. Usina is commissioned as a Florida notary public from November 10, 2010, through November 9, 2014.

C. Leora M. Usina was convicted of a felony in Volusia County in 2012, while commissioned as a Florida notary public.

D. Leora M. Usina failed to notify the Department of State of the change to her criminal history record following her felony conviction in Volusia County in 2012, as required by section 117.01(2), Florida Statutes.

E. Leora M. Usina failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Leora M. Usina refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Leora M. Usina is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Leora M. Usina is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of February, 2014.

Rick Scott
GOVERNOR

ATTEST:

Ken Detzner

SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
USINA, Leora M.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Leora M. Usina.

By Executive Order Number 14-75 filed with the Secretary of State on February 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Leora M. Usina as a Notary Public alleging that she had been convicted on or about January 27, 2012, of Organized Scheme to Defraud, a third degree felony pursuant to s. 817.034(4)(a)3., Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the conviction and her address change as required by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that she refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Ms. Usina's commission as a notary expired on November 8, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-93
(Executive Order of Suspension)

WHEREAS, Tamala J. Grecni, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 11, 2013, Tamala J. Grecni was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Osceola County, in case number 2012CF002292, of one count of Driving Under Influence (Two Prior DUI Convictions), a third-degree felony in violation of section 316.193(2)(b), Florida Statutes; and

WHEREAS, Tamala J. Grecni failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, this Office notified Tamala J. Grecni by certified mail, and required that she respond to the investigation by

this Office of her felony conviction while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Tamala J. Grecni; and

WHEREAS, during the investigation by this Office, it was discovered that Tamala J. Grecni had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Tamala J. Grecni be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Tamala J. Grecni is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Tamala J. Grecni is commissioned as a Florida notary public from November 21, 2010, through November 20, 2014.

C. Tamala J. Grecni was convicted of a felony in Osceola County in 2013, while commissioned as a Florida notary public.

D. Tamala J. Grecni failed to notify the Department of State of the change to her criminal history record following her felony conviction in Osceola County in 2013, as required by section 117.01(2), Florida Statutes.

E. Tamala J. Grecni failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Tamala J. Grecni refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Tamala J. Grecni is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Tamala J. Grecni is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:

Ken Detzner

SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 18, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:

GRECNI, Tamala J.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Tamala J. Grecni.

By Executive Order Number 14-93 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Tamala J. Grecni as a Notary Public alleging that she had been convicted on or about April 11, 2013, of Driving Under the Influence with Two Prior Convictions, a third degree felony pursuant to s. 316.193(2)(b), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Additionally, Ms. Grecni's commission as a notary expired on November 20, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-94
(Executive Order of Suspension)

WHEREAS, Jennifer M. Thompson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about March 6, 2013, Jennifer M. Thompson was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2013CF100479, of one count of Dealing in Stolen Property, a second-degree felony in violation of section 812.019(1), Florida Statutes, and one count of Burglary of an Unoccupied Structure, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, on or about March 6, 2013, Jennifer M. Thompson was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2013CF100483, of one count of Dealing in Stolen Property, a third-degree felony in violation of section 812.019(1), Florida Statutes, and one count of Preventing or Obstructing Extinguishment of Fire, a third-degree felony in violation of section 806.10(1), Florida Statutes; and

WHEREAS, Jennifer M. Thompson failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 15, 2014, and January 29, 2014, this Office notified Jennifer M. Thompson by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Jennifer M. Thompson had moved from the address on file and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Jennifer M. Thompson; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jennifer M. Thompson be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jennifer M. Thompson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jennifer M. Thompson is commissioned as a Florida notary public from November 15, 2010, through November 14, 2014.

C. Jennifer M. Thompson was convicted of four felonies in Volusia County in 2013, while commissioned as a Florida notary public.

D. Jennifer M. Thompson failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Volusia County in 2013, as required by section 117.01(2), Florida Statutes.

E. Jennifer M. Thompson failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Jennifer M. Thompson refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jennifer M. Thompson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Jennifer M. Thompson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 18, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
THOMPSON, Jennifer M.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jennifer M. Thompson.

By Executive Order Number 14-94 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Jennifer M. Thompson as a Notary Public alleging that she had been convicted on or about March 6, 2013, of Dealing in Stolen Property, a second degree felony pursuant to s. 810.019(1), Florida Statutes; and Burglary of an Unoccupied Structure, a third degree felony pursuant to s. 810.02(4)(a), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Additionally, Ms. Thompson's commission as a notary expired on November 14, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular

Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-95
(Executive Order of Suspension)

WHEREAS, Sonya Loturco, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about July 12, 2012, Sonya Loturco was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2012CF033430, of one count of Burglary of an Unoccupied Structure, a third-degree felony in violation of section 810.02(4)(a), Florida Statutes; and

WHEREAS, Sonya Loturco failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and February 6, 2014, this Office notified Sonya Loturco by certified mail, and required that she respond to the investigation by this Office of her felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Sonya Loturco; and

WHEREAS, during the investigation by this Office, it was discovered that Sonya Loturco had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Sonya Loturco be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Sonya Loturco is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Sonya Loturco is commissioned as a Florida notary public from August 24, 2010, through August 23, 2014.

C. Sonya Loturco was convicted of a felony in Volusia County in 2012, while commissioned as a Florida notary public.

D. Sonya Loturco failed to notify the Department of State of the change to her criminal history record following her felony conviction in Volusia County in 2012, as required by section 117.01(2), Florida Statutes.

E. Sonya Loturco failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Sonya Loturco refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Sonya Loturco is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Sonya Loturco is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 18, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
LOTURCO, Sonya
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Sonya Loturco.

By Executive Order Number 14-95 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Sonya Loturco as a Notary Public alleging that she had been convicted on or about July 12, 2012, of Burglary of an Unoccupied Structure, a third degree felony pursuant to s. 810.02(4)(a), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Ms. Loturco's commission as a notary expired on August 23, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-96
(Executive Order of Suspension)

WHEREAS, Danielle Taylor, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 2, 2011, Danielle Taylor was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Clay County, in case number 2010CF001232, of one count of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third-degree felony in violation of section 893.13(7)(a)9., Florida Statutes, and one count of Possession of Drug Paraphernalia, a first-degree misdemeanor in violation of section 893.147(1), Florida Statutes; and

WHEREAS, on or about September 15, 2011, Danielle Taylor was convicted in the Circuit Court of the Fourth Judicial Circuit, in and for Duval County, in case number 2011CF009547, of two counts of Obtaining Controlled Substance by Withholding Information, a third-degree felony in violation of section 893.13(7)(a)8., Florida Statutes; and

WHEREAS, on or about July 2, 2012, Danielle Taylor was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2012CF000868, of one count of Possession of Cocaine, a third-degree felony in violation of section 893.13(6)(a), Florida Statutes, and one count of Driving While License Cancelled, Suspended, or Revoked, a second-degree misdemeanor in violation of section 322.34(2)(a), Florida Statutes; and

WHEREAS, Danielle Taylor failed to notify the Department of State of the above-stated changes to her criminal history record following her convictions for the above-stated felonies and misdemeanors during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, and February 6, 2014, this Office notified Danielle Taylor by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Danielle Taylor had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her contact information within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Danielle Taylor; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by Executive Order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Danielle Taylor be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Danielle Taylor is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Danielle Taylor is commissioned as a Florida notary public from July 12, 2010, through July 11, 2014.

C. Danielle Taylor was convicted of felonies in Clay, Duval, and St. Johns Counties in 2011 and 2012, while commissioned as a Florida notary public.

D. Danielle Taylor failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Clay, Duval, and St. Johns Counties in 2011 and 2012, as required by section 117.01(2), Florida Statutes.

E. Danielle Taylor failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Danielle Taylor refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Danielle Taylor is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Danielle Taylor is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR



ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 18, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
TAYLOR, Danielle
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Danielle Taylor.

By Executive Order Number 14-96 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Danielle Taylor as a Notary Public alleging that she had been convicted on or about February 2, 2011, of Obtaining or Attempting to Obtain a Controlled Substance by Fraud, a third degree felony pursuant to s. 893.13(7)(a)9., Florida Statutes, and one count of Possession of Drug Paraphernalia, a first degree misdemeanor pursuant to s. 893.147(1), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Ms. Taylor's commission as a notary expired on July 11, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-97
(Executive Order of Suspension)

WHEREAS, Amy L. Thompson, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about June 12, 2012, Amy L. Thompson was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2012CF001536, of one count of Grand Theft (value more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes, and one count of Providing False Information to a Property Dealer (value more than \$300), a second-degree felony in violation of section 538.04(4)(b), Florida Statutes; and

WHEREAS, Amy L. Thompson failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 10, 2014, January 22, 2014, and January 30, 2014, this Office notified Amy L. Thompson by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Amy L. Thompson had moved from the address on file and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Amy L. Thompson; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Amy L. Thompson be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Amy L. Thompson is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Amy L. Thompson is commissioned as a Florida notary public from October 6, 2010, through October 5, 2014.

C. Amy L. Thompson was convicted of two felonies in Orange County in 2012, while commissioned as a Florida notary public.

D. Amy L. Thompson failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Amy L. Thompson failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Amy L. Thompson refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Amy L. Thompson is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Amy L. Thompson is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 18, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
THOMPSON, Amy L.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Amy L. Thompson.

By Executive Order Number 14-97 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Amy L. Thompson as a Notary Public alleging that she had been convicted on or about June 12, 2012, of Grand Theft, a third degree felony pursuant to s. 812.014(2)(c)1., Florida Statutes, and Providing False Information to a Property Dealer, a second degree felony pursuant to s. 538.04(4)(b), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Ms. Thompson's commission as a notary expired on October 5, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,

Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-98
(Executive Order of Suspension)

WHEREAS, Arian Charlton, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 25, 2013, Arian Charlton was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2013CF055603, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)1., Florida Statutes; and

WHEREAS, Arian Charlton failed to notify the Department of State of the above-stated change to her criminal history record, as required by section 117.01(2), Florida Statutes, following her felony conviction while commissioned as a Florida notary public; and

WHEREAS, on January 9, 2014, and February 6, 2014, this Office notified Arian Charlton by certified mail, and required that she respond to the investigation by this Office of her felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Arian Charlton; and

WHEREAS, during the investigation by this Office, it was discovered that Arian Charlton had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Arian Charlton be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Arian Charlton is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Arian Charlton is commissioned as a Florida notary public from April 24, 2010, through April 23, 2014.

C. Arian Charlton was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Arian Charlton failed to notify the Department of State of the change to her criminal history record following her felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Arian Charlton failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Arian Charlton refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Arian Charlton is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Arian Charlton is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
March 18, 2014.]**

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
CHARLTON, Arian
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Arian Charlton.

By Executive Order Number 14-98 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Arian Charlton as a Notary Public alleging that she had been convicted on or about April 25, 2013, of Grand Theft, a third degree felony pursuant to s. 812.014(2)(c)1., Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Ms. Charlton's commission as a notary expired on April 23, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-99
(Executive Order of Suspension)

WHEREAS, Kelly LaMotte, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about June 17, 2011, Kelly LaMotte was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for Volusia County, in case number 2011CF030184, of one count of Uttering a Forgery, a third-degree felony in violation of section 831.02, Florida Statutes, and one count of Grand Theft (more than \$300, less than \$20,000), a third-degree felony in violation of section 810.014(2)(c), Florida Statutes; and

WHEREAS, Kelly LaMotte failed to notify the Department of State of the above-stated changes to her criminal history record, as required by section 117.01(2), Florida Statutes, following her felony convictions while commissioned as a Florida notary public; and

WHEREAS, on January 10, 2014, this Office notified Kelley LaMotte by certified mail, and required that she respond to the investigation by this Office regarding her felony convictions while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Kelly LaMotte; and

WHEREAS, during the investigation by this Office, it was discovered that Kelly LaMotte had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Kelly LaMotte be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Kelly LaMotte is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Kelly LaMotte is commissioned as a Florida notary public from April 4, 2010, through April 3, 2014.

C. Kelly LaMotte was convicted of two felonies in Volusia County in 2011, while commissioned as a Florida notary public.

D. Kelly LaMotte failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Volusia County in 2011, as required by section 117.01(2), Florida Statutes.

E. Kelly LaMotte failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Kelly LaMotte refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Kelly LaMotte is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Kelly LaMotte is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
March 18, 2014.]**

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
LAMOTTE, Kelly
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Kelly LaMotte.

By Executive Order Number 14-99 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Kelly LaMotte as a Notary Public alleging that she had been convicted on or about June 17, 2011, of Uttering a Forgery, a third degree felony pur-

suant to s. 831.02, Florida Statutes, and Grand Theft, a third degree felony pursuant to s. 810.014(2)(c), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Additionally, Ms. LaMotte's notary commission expired on April 3, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-100
(Executive Order of Suspension)

WHEREAS, Shelley L. Bushey, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about December 6, 2011, Shelley L. Bushey was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2011CF035560, of one count of Trafficking in Stolen Property, a second-degree felony in violation of section 812.019(1), Florida Statutes, and one count of Fraudulent Use of a Credit Card (more than two times within a six month period), a third-degree felony in violation of section 817.61, Florida Statutes, and one count of False Verification of Ownership to a Pawnbroker (less than \$300), a third-degree felony in violation of section 539.001(8)(b)8.a., Florida Statutes, and one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes; and

WHEREAS, on or about December 6, 2011, Shelley L. Bushey was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2011CF035561, of one count of Grand Theft (more than \$300, less than \$5,000), a third-degree felony in violation of section 812.014(2)(c)(1), Florida Statutes; and

WHEREAS, Shelley L. Bushey failed to notify the Department of State of the above-stated changes to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 29, 2014, this Office notified Shelley L. Bushey by certified mail, and required that she respond to the investigation by this Office of her felony convictions while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Shelley L. Bushey; and

WHEREAS, during the investigation by this Office, it was discovered that Shelley L. Bushey had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Shelley L. Bushey be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Shelley L. Bushey is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Shelley L. Bushey is commissioned as a Florida notary public from May 31, 2010, through May 30, 2014.

C. Shelley L. Bushey was convicted of five separate felonies in Brevard County in 2011, while commissioned as a Florida notary public.

D. Shelley L. Bushey failed to notify the Department of State of the changes to her criminal history record following the felony convictions in

Brevard County in 2011, as required by section 117.01(2), Florida Statutes.

E. Shelley L. Bushey failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Shelley L. Bushey refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Shelley L. Bushey is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Shelley L. Bushey is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
March 18, 2014.]**

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
BUSHEY, Shelley L.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Shelley L. Bushey.

By Executive Order Number 14-100 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Shelley L. Bushey as a Notary Public alleging that she had been convicted on or about December 6, 2011, of the following charges:

- Trafficking in Stolen Property (2nd degree felony pursuant to s. 812.019(1), Florida Statutes);
- Fraudulent Use of a Credit Card (3rd degree felony pursuant to s. 817.61, Florida Statutes);
- False Verification of Ownership to a Pawnbroker (3rd degree felony pursuant to s. 539.001(8)(b)8.a., Florida Statutes); and
- Two counts of Grand Theft (3rd degree felony pursuant to s. 810.014(2)(c)1., Florida Statutes).

The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Ms. Bushey's notary commission expired on May 30, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-101

(Executive Order of Suspension)

WHEREAS, Michelle R. Davis-Hypes, is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about March 18, 2013, Michelle R. Davis-Hypes was convicted in the Circuit Court of the Fifth Judicial Circuit, in and for Lake County, in case number 2012CF002061, of one count of Driving Under the Influence, a misdemeanor in violation of section 316.193(1), Florida Statutes; and

WHEREAS, Michelle R. Davis-Hypes failed to notify the Department of State of the above-stated change to her criminal history record during her commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 17, 2014, this Office notified Michelle R. Davis-Hypes by certified mail, and required that she respond to the investigation conducted by this Office regarding her conviction while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Michelle R. Davis-Hypes, in violation of section 117.01(4)(c), Florida Statutes; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Michelle R. Davis-Hypes be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Michelle R. Davis-Hypes is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Michelle R. Davis-Hypes is commissioned as a Florida notary public from May 25, 2010, through May 24, 2014.

C. Michelle R. Davis-Hypes was convicted of Driving Under the Influence in Lake County in 2013, while commissioned as a Florida notary public.

D. Michelle R. Davis-Hypes failed to notify the Department of State of the change to her criminal history record following her conviction in Lake County in 2012, as required by section 117.01(2), Florida Statutes.

E. Michelle R. Davis-Hypes refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Michelle R. Davis-Hypes is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Michelle R. Davis-Hypes is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 18, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
DAVIS-HYPES, Michelle R.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Michelle R. Davis-Hypes.

By Executive Order Number 14-101 filed with the Secretary of State on March 18, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Michelle R. Davis-Hypes as a Notary Public alleging that she had been convicted on or about March 18, 2013, of Driving Under the Influence, a first degree misdemeanor pursuant to s. 316.193(1), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the convictions as required by s. 117.01(2), Florida Statutes. Ms. Davis-Hypes' commission as a notary expired on May 24, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-118
(Executive Order of Suspension)

WHEREAS, Eric Azerzer is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about October 20, 2011, Eric Azerzer was convicted in the circuit court of the Ninth Judicial Circuit, in and for Orange County, in case number 2010CF011596, of one count of False Imprisonment, a third-degree felony in violation of section 787.02(2), Florida Statutes, and one count of Battery, a first-degree misdemeanor in violation of section 784.03(1)(a)1., Florida Statutes; and

WHEREAS, Eric Azerzer failed to notify the Department of State of the above-stated changes to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 22, 2014, this Office notified Eric Azerzer by certified mail, and required that he respond to the investigation by this Office of the above-stated changes to his criminal history record that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Eric Azerzer; and

WHEREAS, during the investigation by this Office, it was discovered that Eric Azerzer had moved from the address under which he was commissioned and had failed to notify the Department of State of his change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Eric Azerzer be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Eric Azerzer is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Eric Azerzer is commissioned as a Florida notary public from May 11, 2010, through May 10, 2014.

C. Eric Azerzer failed to notify the Department of State of the changes to his criminal history record following his convictions in Orange County in 2011, as required by section 117.01(2), Florida Statutes.

D. Eric Azerzer was convicted of a felony in Orange County in 2011, while commissioned as a Florida notary public.

E. Eric Azerzer failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Eric Azerzer refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Eric Azerzer is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Eric Azerzer is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 26, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
AZERZER, Eric
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Eric Azerzer.

By Executive Order Number 14-118 filed with the Secretary of State on March 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Eric Azerzer as a Notary Public alleging that he had been convicted on or about October 20, 2011, of False Imprisonment, a third degree felony pursuant to s. 787.02(2), Florida Statutes. The Executive Order also alleges that he was convicted that same day of a single count of Battery, a first degree misdemeanor in violation of 784.03(1)(a)1., Florida Statutes. The Executive Order also alleges that he failed to notify the Department of State of the conviction and an address change as required by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that he refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Mr. Azerzer's notary commission expired on May 10, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-119
(Executive Order of Suspension)

WHEREAS, Jean Aleandre is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about February 23, 2012, Jean Aleandre was convicted in the Circuit Court of the Ninth Judicial Circuit, in and for Orange County, in case number 2011CF006895, of one count of Aggravated Child Abuse, a third-degree felony in violation of section 827.03(2)(c), Florida Statutes; and

WHEREAS, Jean Aleandre failed to notify the Department of State of the above-stated change to his criminal history record during his commission as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 30, 2014, this Office notified Jean Aleandre by certified mail, and required that he respond to the investigation by this Office of his felony conviction that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Jean Aleandre; and

WHEREAS, during the investigation by this Office, it was discovered that Jean Aleandre had moved from the address under which he was commissioned and had failed to notify the Department of State of his change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Jean Aleandre be immediately suspended from the public office, which he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Jean Aleandre is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Jean Aleandre is commissioned as a Florida notary public from April 20, 2010, through April 19, 2014.

C. Jean Aleandre was convicted of a felony in Orange County in 2012, while commissioned as a Florida notary public.

D. Jean Aleandre failed to notify the Department of State of the change to his criminal history record following his felony conviction in Orange County in 2012, as required by section 117.01(2), Florida Statutes.

E. Jean Aleandre failed to notify the Department of State within 60 days of his change of address, in violation of section 117.01(2), Florida Statutes.

F. Jean Aleandre refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Jean Aleandre is suspended from the public office which he now holds: Notary Public of the State of Florida.

Section 2. Jean Aleandre is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
 SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
 March 26, 2014.]**

The Honorable Andy Gardiner
 President of the Senate

March 3, 2015

RE: Suspension of:
 ALEANDRE, Jean
 Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jean Aleandre.

By Executive Order Number 14-119 filed with the Secretary of State on March 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Jean Aleandre as a Notary Public alleging that he had been convicted on or about February 23, 2012, of Aggravated Child Abuse, a third degree felony pursuant to s. 827.03(2)(c), Florida Statutes. The Executive Order also alleges that he failed to notify the Department of State of the conviction and an address change as required by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that he refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Additionally, Mr. Aleandre's notary commission expired on April 19, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-120
 (Executive Order of Suspension)

WHEREAS, Teresa L. Lampp is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 12, 2012, Teresa L. Lampp was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns County, in case number 2011CF001600, of two counts of Uttering a Forged Instrument, a third-degree felony in violation of section 831.02, Florida Statutes; and

WHEREAS, on or about April 12, 2012, Teresa L. Lampp was convicted in the Circuit Court of the Seventh Judicial Circuit, in and for St. Johns, in case number 2012CF000164, of one count of Grand Theft (more than \$300, less than \$20,000), a third-degree felony in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, Teresa L. Lampp failed to notify the Department of State of the above-referenced changes to her criminal history record following her felony convictions while commissioned as a Florida notary public, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on January 10, 2014, and January 29, 2014, this Office notified Teresa L. Lampp by certified mail, and required that she respond to the investigation by this Office of her felony convictions that occurred while commissioned as a Florida notary public; and

WHEREAS, to date, this Office has not received the required response from Teresa L. Lampp; and

WHEREAS, during the investigation by this Office, it was discovered that Teresa L. Lampp had moved from the address under which she was commissioned and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Teresa L. Lampp be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Teresa L. Lampp is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Teresa L. Lampp is commissioned as a Florida notary public from February 4, 2011, through February 3, 2015.

C. Teresa L. Lampp was convicted of three felonies in St. Johns County in 2012, while commissioned as a Florida notary public.

D. Teresa L. Lampp failed to notify the Department of State of the change to her criminal history record following her felony convictions in St. Johns County in 2012, as required by section 117.01(2), Florida Statutes.

E. Teresa L. Lampp failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Teresa L. Lampp refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Teresa L. Lampp is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Teresa L. Lampp is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
 GOVERNOR

ATTEST:
Ken Detzner
 SECRETARY OF STATE

**[Previously referred to the Committee on Ethics and Elections
 March 26, 2014.]**

The Honorable Andy Gardiner
 President of the Senate

March 3, 2015

RE: Suspension of:
 LAMPP, Teresa L.
 Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Teresa L. Lampp.

By Executive Order Number 14-120 filed with the Secretary of State on March 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Teresa L. Lampp as a Notary Public alleging that she had been convicted on or about April 12, 2012, of two counts of Uttering a Forged Instrument, a third degree felony pursuant to s. 831.02, Florida Statutes, and Grand Theft, a third degree felony pursuant to s. 812.014(2)(c), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the conviction and an address change as required

by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that she refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Ms. Lamp's notary commission expired on February 3, 2015.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-121
(Executive Order of Suspension)

WHEREAS, Caroline J. Bonds is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about May 17, 2013, Caroline J. Bonds was convicted in the Circuit Court of the Tenth Judicial Circuit, in and for Polk County, in case number 2012CF010788, of one count of Grand Theft (value more than \$20,000, less than \$100,000), a second-degree felony in violation of section 812.014(2)(b)1., Florida Statutes, and three counts of Money Laundering (value more than \$300, less than \$20,000), a third-degree felony in violation of section 896.101(5)(a), Florida Statutes; and

WHEREAS, Caroline J. Bonds failed to notify the Department of State of the above-stated changes to her criminal history record following her felony convictions while commissioned as a Florida notary public, as required by section 117.01(2), Florida Statutes; and

WHEREAS, on January 10, 2014, and January 22, 2014, this Office notified Caroline J. Bonds by certified mail, and required that she respond to the investigation by this Office of her felony convictions while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Caroline J. Bonds had moved from the address under which she was commissioned and had failed to notify the Department of State of her change of address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Caroline J. Bonds; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Caroline J. Bonds be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Caroline J. Bonds is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Caroline J. Bonds is commissioned as a Florida notary public from February 7, 2011, through February 6, 2015.

C. Caroline J. Bonds was convicted of four felonies in Polk County in 2013, while commissioned as a Florida notary public.

D. Caroline J. Bonds failed to notify the Department of State of the changes to her criminal history record following her felony convictions in Polk County in 2013, as required by section 117.01(2), Florida Statutes.

E. Caroline J. Bonds failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

F. Caroline J. Bonds refused to cooperate or respond to an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Caroline J. Bonds is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Caroline J. Bonds is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections
March 26, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
BONDS, Caroline J.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Caroline J. Bonds.

By Executive Order Number 14-121 filed with the Secretary of State on March 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Caroline J. Bonds as a Notary Public alleging that she had been convicted on or about May 17, 2013, of Grand Theft of more than \$20,000 but less than \$100,000, a second degree felony pursuant to s. 812.014(2)(b)1., Florida Statutes, and three counts of Money Laundering, a third degree felony pursuant to s. 896.101(5)(a), Florida Statutes. The Executive Order also alleges that she failed to notify the Department of State of the conviction and an address change as required by s. 117.01(2), Florida Statutes. Finally, the Executive Order alleges that she refused to cooperate with an investigation by the Executive Office of the Governor as required by s. 117.01(4)(c), Florida Statutes. Ms. Bonds' notary commission expired on February 6, 2015.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 14-153
(Executive Order of Suspension)

WHEREAS, Patricia A. Cloughsey is presently serving as a Notary Public of the State of Florida; and

WHEREAS, this Office received a complaint reporting Patricia A. Cloughsey for notary misconduct, and thereafter initiated an investigation of alleged violations of the laws governing Florida notaries public defined within Chapter 117, Florida Statutes; and

WHEREAS, the complainant, Paul J. Vasho, stated his signature on a non-disclosure agreement was notarized by Patricia A. Cloughsey, but he did not sign the document in her presence or acknowledge his signature to her at a later time; and

WHEREAS, in response to the investigation by this Office, Patricia A. Cloughsey submitted a sworn written statement on January 9, 2014, admitting that she notarized the challenged document without the

signing party in her presence, in violation of section 117.107(9), Florida Statutes; and

WHEREAS, in notarizing the challenged document, Patricia A. Cloughsey also failed to include a complete jurat or notarial certificate with all of the required information, in violation of section 117.05(4), Florida Statutes, and failed to obtain satisfactory evidence that the person whose signature she notarized was the individual named in and executing the instrument, in violation of section 117.05(5), Florida Statutes; and

WHEREAS, on February 3, 2014, this Office notified Patricia A. Cloughsey by certified mail of the above-stated violations, and required that she undertake remedial action to address her neglect of duty by completing a free-of-charge three-hour notary education course offered on the Florida Department of State website, and thereafter provide proof of completion to this Office; and

WHEREAS, to date, Patricia A. Cloughsey has refused to cooperate with, or respond to, the remedial action required by this Office as part of the investigation of notary misconduct; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Patricia A. Cloughsey, be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Patricia A. Cloughsey is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Patricia A. Cloughsey is commissioned as a Florida notary public from October 22, 2010, through October 21, 2014.

C. Patricia A. Cloughsey notarized an instrument when the signing party was not in her presence at the time of the notarization, in violation of section 117.107(9), Florida Statutes.

D. Patricia A. Cloughsey failed to include a complete jurat or notarial certificate on the notarized document, in violation of section 117.05(4), Florida Statutes.

E. Patricia A. Cloughsey failed to obtain satisfactory evidence that the person whose signature was notarized was the individual described in and executing the instrument, in violation of section 117.05(5), Florida Statutes.

F. Patricia A. Cloughsey refused to cooperate with an investigation by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Patricia A. Cloughsey is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Patricia A. Cloughsey is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 2nd day of May, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections May 2, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 3, 2015

RE: Suspension of:
CLOUGHSEY, Patricia A.
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Patricia A. Cloughsey.

By Executive Order Number 14-153 filed with the Secretary of State on May 2, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Patricia A. Cloughsey as a Notary Public alleging that a complaint was received alleging that Ms. Cloughsey committed notarial misconduct. The Complainant alleges that Ms. Cloughsey notarized a document that was not signed in her presence and failed to include a complete jurat or notarial certificate as required by s. 117.05(4), Florida Statutes. Ms. Cloughsey alleged admitted the allegation. Ms. Cloughsey's notary commission expired on October 21, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

VETOED BILLS 2014 REGULAR SESSION

The Honorable Kenneth W. Detzner
Secretary of State

June 2, 2014

Dear Secretary Detzner:

By the authority vested in me as Governor of the State of Florida, under the provisions of Article III, Section 8, of the Constitution of Florida, I do hereby veto and transmit my objections to Senate Bill 392, enacted during the 116th Session of the Legislature of Florida, during the Regular Session of 2014 and entitled:

An act relating to state speed zones....

This legislation authorizes the Florida Department of Transportation to increase speed limits on Florida's roadways under specific conditions. Although the bill does not mandate higher speed limits, allowing for the possibility of faster driving on Florida's roads and highways could ultimately and unacceptably increase the risk of serious accidents for Florida citizens and visitors. I strongly respect the opinion of state and local law enforcement officers who have contacted me to warn about the possible serious negative consequences should this bill become law. While the evidence suggests that increased driving speeds are not the sole cause of traffic accidents, they clearly contribute to the increased severity of vehicle crash outcomes in the form of needless injuries and deaths. Maintaining our current speed limits will allow the Department of Transportation and our law enforcement officials to continue the state's focus on maintaining a safe traffic environment for every driver on Florida's roads.

For the reasons stated above, I withhold my approval of Senate Bill 392 and do hereby veto the same.

Sincerely,
Rick Scott, Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

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>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy	Appointees: Dennis, David L., Longwood	10/31/2018	Board of Trustees of North Florida Community College	05/31/2017
	Fennema, Martin G., Tallahassee	10/31/2018		05/31/2017
	Keegan, Tracy L., Naples	10/31/2017	Board of Trustees of Palm Beach State College	05/31/2017
	Vogel, Harold S., Key Biscayne	10/31/2018		05/31/2017
Florida Board of Auctioneers	Appointee: Hartman, Ransom Reed, Jensen Beach	10/31/2016	Board of Trustees of Pasco-Hernando State College	05/31/2017
				05/31/2018
Greater Orlando Aviation Authority	Appointee: Fouché, Julian E., Windermere	04/16/2018	Board of Trustees of St. Johns River State College	05/31/2018
				05/31/2018
Barbers' Board	Appointees: Smith, Monica Schuloff, Palmetto Bay	10/31/2017	Board of Trustees of Tallahassee Community College	05/31/2017
	Stewart, Edwin A., Jr., Milton	10/31/2017		05/31/2017
			Construction Industry Licensing Board	10/31/2017
Florida Building Code Administrators and Inspectors Board	Appointees: Barthlow, Frederick A., Middleburg	10/31/2016		10/31/2017
	Valentin, Edwin, Orlando	10/31/2015	Board of Cosmetology	10/31/2015
				10/31/2017
Board of Chiropractic Medicine	Appointee: Colter, David C., Palm Coast	10/31/2017		10/31/2017
			Board of Trustees for the Florida School for the Deaf and the Blind	11/13/2017
Florida Citrus Commission	Appointees: Casper, Danny K., Ft. Myers	05/31/2017		02/07/2015
	Hunt, G. Ellis, Jr., Babson Park	05/31/2017		
	McKenna, Martin J., Sebring	05/31/2017	Board of Dentistry	10/31/2017
Hillsborough County Civil Service Board	Appointee: Strepina, Scott D., Tampa	07/02/2017		10/31/2017
			Education Practices Commission	09/30/2015
Board of Clinical Laboratory Personnel	Appointees: Montoya, Beatriz Elena, Hollywood	10/31/2015		09/30/2017
	Shelfer, Steven G., Cape Coral	10/31/2016		09/30/2016
Regulatory Council of Community Association Managers	Appointee: Sibley, Robert E., Winter Springs	10/31/2015	Electrical Contractors' Licensing Board	09/30/2018
				09/30/2016
Florida Commission on Community Service	Appointees: Demko, Todd D., Safety Harbor	09/14/2016		09/30/2016
	Martinez, Natalia, Pembroke Pines	09/14/2015		09/30/2018
Board of Trustees of Eastern Florida State College	Appointees: Haley, Myra I., Merritt Island	05/31/2018	Board of Hearing Aid Specialists	10/31/2017
	Harris, Dewey L., Merritt Island	05/31/2018		10/31/2016
Board of Trustees of Chipola College	Appointees: Causseaux, Hannah Sumner, Bristol	05/31/2018		10/31/2017
	Hudson, Kyle, Westville	05/31/2017	Citrus County Hospital Board	07/08/2018
	Ryals, Daniel E., III, Altha	05/31/2017		
Board of Trustees of Daytona State College	Appointees: Lubi, Garry R., Palm Coast	05/31/2018		
	Patterson, Anne Coggeshall, DeLand	05/31/2018	Commission for Independent Education	06/30/2017
Board of Trustees of Florida Keys Community College	Appointees: Madok, Kevin, Big Pine Key	05/31/2016		06/30/2016
	Maxwell, Michelle Sylvia, Confidential pursuant to s. 119.071(4), F.S.	05/31/2016		06/30/2017
Board of Trustees of Indian River State College	Appointee: George, Anthony, Jr., Stuart	05/31/2015	Southeast Interstate Low-Level Radioactive Waste Management Commission	06/30/2016
Board of Trustees of Florida Gateway College	Appointees: Allen, Carolyn Renae, Lake Butler	05/31/2015	Appointee: Williamson, John A., Altamonte Springs	06/30/2016
	Davis, Leonard, Macclenny	05/31/2017		

<i>Office and Appointment</i>		<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Landscape Architecture	Appointee: Donovan, Brian T., Crystal River	10/31/2017	Appointee: Carroll, Mike, Safety Harbor	Pleasure of Governor
Governor's Mansion Commission	Appointee: Smith, Carole C., Tallahassee	09/30/2017	Director, Agency for Persons with Disabilities	Pleasure of Governor
Gulf States Marine Fisheries Commission	Appointee: Hansen, Michael P., Crawfordville	01/05/2016	Appointee: Palmer, Barbara Jo, Tallahassee	Pleasure of Governor
Board of Nursing	Appointees: Forst, Diana Orantes, Palm City	10/31/2014	Secretary of Elderly Affairs	Pleasure of Governor
	Katz, Todd, Port Charlotte	10/31/2015	Appointee: Verghese, Samuel P., Tallahassee	Pleasure of Governor
	McKeen, Deborah, Greenwood	10/31/2017	Referred to the Committees on Children, Families, and Elder Affairs; and Ethics and Elections.	
Board of Opticianry	Appointees: Slattery, Margaret E., O'Brien	10/31/2017	<i>Office and Appointment</i>	
	Williams, Richard E., Panama City	10/31/2015	Board of Directors, Enterprise Florida, Inc.	<i>For Term Ending</i>
Board of Pharmacy	Appointees: Adams, Winfield S., Fern Park	10/31/2014	Appointee: Biter, Jesse, Sarasota	09/30/2018
	Alvarez, Goar, Davie	10/31/2017	Referred to the Committees on Commerce and Tourism; and Ethics and Elections.	
Board of Physical Therapy Practice	Appointee: Chenoweth, Steven T., Amelia Island	10/31/2017	<i>Office and Appointment</i>	
Board of Pilot Commissioners	Appointees: Burke, Thomas A., North Miami	10/31/2015	Florida Public Service Commission	<i>For Term Ending</i>
	Miguez, Enrique, Coral Gables	10/31/2017	Appointees: Brown, Julie I., Tampa	01/01/2019
	Ramos, Brian, Tallahassee	10/31/2016	Patronis, Jimmy T., Jr., Panama City	01/01/2019
Florida Real Estate Appraisal Board	Appointees: Bush, Benjamin B., Tallahassee	10/31/2016	Referred to the Committees on Communications, Energy, and Public Utilities; and Ethics and Elections.	
	Ketcham, Clayton "Clay" Blane, Tallahassee	10/31/2018	<i>Office and Appointment</i>	
	Roy, Michael C., Jacksonville	10/31/2018	Secretary of Juvenile Justice	<i>For Term Ending</i>
Northeast Florida Regional Planning Council, Region 4	Appointees: Bell, Aaron, Fernandina	10/01/2015	Appointee: Daly, Christina K., Tallahassee	Pleasure of Governor
	Brown, Elaine, Neptune Beach	10/01/2016	<i>Office and Appointment</i>	
	Mason, Lane Harlan, St. Augustine	10/01/2016	Executive Director of Department of Law Enforcement	Pleasure of Governor and Cabinet
	Sgroi, Robert E., Palm Coast	10/01/2015	Appointee: Swearingen, Richard L., Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor and Cabinet
Tampa Bay Regional Planning Council, Region 8	Appointees: Neal, John A., Bradenton	10/01/2016	Florida Commission on Offender Review	<i>For Term Ending</i>
	Schock, Timothy E., Tampa	10/01/2016	Appointee: Davison, Richard D., Confidential pursuant to s. 119.071(4), F.S.	06/30/2020
	Todd, Barbara Sheen, St. Petersburg	10/01/2016	Referred to the Committees on Criminal Justice; and Ethics and Elections.	
Treasure Coast Regional Planning Council, Region 10	Appointees: Bournique, Douglas C., Vero Beach	10/01/2016	<i>Office and Appointment</i>	
	Sachs, Peter S., Boca Raton	10/01/2016	State Board of Education	<i>For Term Ending</i>
	Smallridge, Kelly, Wellington	10/01/2015	Appointee: Olenick, Michael H., Palm City	12/31/2016
Board of Speech-Language Pathology and Audiology	Appointees: Guerreiro, Sergio M., Wellington	10/31/2014	Referred to the Committees on Education Pre-K - 12; and Ethics and Elections.	
	Johnson, Peter R., Largo	10/31/2016	<i>Office and Appointment</i>	
	Rahe, Frederick A., Margate	10/31/2017	Environmental Regulation Commission	<i>For Term Ending</i>
	Rutland, Kristen, Palm Harbor	10/31/2014	Appointee: Walton, Sarah St. John, Pensacola	07/01/2017
Board of Professional Surveyors and Mappers	Appointees: Campanile, Nicholas, Tallahassee	10/31/2018	Secretary of Environmental Protection	Pleasure of Governor
	Petzold, Robin B., Citra	10/31/2018	Appointee: Stevenson, Jonathan Paul, Tallahassee	Pleasure of Governor
Referred to the Committee on Ethics and Elections.		<i>For Term Ending</i>	Fish and Wildlife Conservation Commission	08/01/2017
<i>Office and Appointment</i>			Appointee: Hanas, Richard L., Oviedo	08/01/2017
Secretary of Corrections	Appointee: Jones, Julie, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor	Governing Board of the South Florida Water Management District	03/01/2018
Referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Criminal Justice; and Ethics and Elections.		<i>For Term Ending</i>	Appointee: Peterson, Melanie, Wellington	03/01/2018
<i>Office and Appointment</i>			Governing Board of the Southwest Florida Water Management District	03/01/2018
Secretary of Children and Families			Appointees: Adams, Jeffrey M., St. Petersburg	03/01/2018
			Armstrong, Elijah D., III, Dunedin	03/01/2018

Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.

Office and Appointment

*For Term
Ending*

Secretary of Management Services

Appointee: Poppell, Patterson Chad, Confidential pursuant to s. 119.071(4), F.S. Pleasure of Governor

Secretary of State

Appointee: Detzner, Kenneth W., Tallahassee Pleasure of Governor

Executive Director, Agency for State Technology

Appointee: Allison, Jason M., Tallahassee Pleasure of Governor

Interim State Chief Information Officer

Appointee: Allison, Jason M., Tallahassee Pleasure of Governor

Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.

Office and Appointment

*For Term
Ending*

Secretary of Health Care Administration

Appointee: Dudek, Elizabeth, Tallahassee Pleasure of Governor

State Surgeon General

Appointee: Armstrong, John H., Ocala Pleasure of Governor

Referred to the Committees on Health Policy; and Ethics and Elections.

Office and Appointment

*For Term
Ending*

Board of Trustees, Florida A & M University

Appointee: Boyce, Lucas Daniel, Orlando 01/06/2018

Board of Trustees, Florida Gulf Coast University

Appointee: Grady, Thomas R., Naples 01/06/2016

Board of Trustees, Florida Polytechnic University

Appointee: O'Malley, Thomas D., Sr., Palm Beach 06/30/2015

Board of Trustees, University of Florida

Appointee: Brandon, David Lee, Palm Harbor 01/06/2015

Referred to the Committees on Higher Education; and Ethics and Elections.

Office and Appointment

*For Term
Ending*

Secretary of Business and Professional Regulation

Appointee: Lawson, Kenneth E., Tallahassee Pleasure of Governor

Secretary of the Department of the Lottery

Appointee: O'Connell, Cynthia F., Tallahassee Pleasure of Governor

Referred to the Committees on Regulated Industries; and Ethics and Elections.

Office and Appointment

*For Term
Ending*

Tampa-Hillsborough County Expressway Authority

Appointee: Garcia, John C., Tampa 07/01/2018

Secretary of Transportation

Appointee: Boxold, James C., Confidential pursuant to s. 119.071(4), F.S. Pleasure of Governor

Referred to the Committees on Transportation; and Ethics and Elections.

SUPREME COURT OF FLORIDA

The following certificate was received:

No. SC14-2350

IN RE: CERTIFICATION OF NEED

FOR ADDITIONAL JUDGES.

[December 22, 2014]

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State's need for additional judges in Fiscal Year 2015/2016 and to certify our "findings and recommendations concerning such need" to the Legislature.¹ Certification is "the sole mechanism established by our constitution for a systematic and uniform assessment of this need." In re Certification of Need for Additional Judges, 889 So. 2d 734, 735 (Fla. 2004). In this opinion we are certifying a need for thirty-five trial court judges and none in the district courts of appeal as further elaborated below.

TRIAL COURTS

The Florida Supreme Court continues to use a weighted caseload system as a primary basis for assessing judicial need for the trial courts.² Using objective standards, this Court has examined case filing and disposition data, analyzed various judicial workload indicators, applied a three-year average net need, and considered judgeship requests submitted by the lower courts. Applying this methodology, this Court certifies the need for thirty-five judgeships statewide, three of which are in circuit court and thirty-two in county court as detailed in the attached appendix.

As the state economy continues to steadily improve, we recognize that in a post-recessionary period competing demands for state funding persist across state government. We also note that, due in large part to the recession, the judicial branch has had no increase in trial court judges since 2007, despite a documented need. Nonetheless, our judges and court staff continue to work diligently to administer justice, promptly resolve disputes, and ensure that children, families, and businesses receive the proper amount of judicial attention to their cases.

Our most recent analysis of circuit court statistics from Fiscal Year 2012/2013 to preliminary Fiscal Year 2013/2014 indicates a six percent increase in probate filings, a nine percent increase in dependency filings, and a circuit civil filing (excluding real property/mortgage foreclosures) increase of one percent. Conversely, domestic relations filings declined by three percent, while felony and juvenile delinquency filings experienced a seven percent decline. Similar downward filing trends are occurring nationally, and we continue to closely monitor and analyze filing trends throughout the state as filings and case type filing trends relate to judicial case weights and influence workload analysis. We also continue to control for the foreclosure crisis in our judicial workload forecasts and certification requests, which currently suggest that this crisis will taper off with possible pre-recessionary filing normalization occurring in the summer of 2015, barring any unforeseen circumstances.

Notwithstanding decreased filings in some filing categories, our three-year average net need analysis continues to indicate that additional judgeships are necessary in the First (one judge) and Fifth (two judges) judicial circuits. This three-year average net need reflects sustained workload over a multi-year period.

The First Judicial Circuit continues to experience a heavy criminal workload as well as a steady number of tobacco cases, which frequently go to trial and thus require significant judicial labor. The Fifth Judicial Circuit continues to be one of the fastest growing areas of the state with a corresponding workload increase. Within the Fifth Judicial Circuit, Sumter and Lake counties are experiencing significant increases in Hispanic and Asian demographics. These demographics, in turn, have created a surge in court interpreting events which results in additional judicial workload. The circuit is also geographically large requiring circuit judges to spend time traveling between counties, which impacts their availability.

Several chief judges reference high jury trial rates, increases in motions and hearings, and the emergence of more complex civil cases as factors that continue to increase trial court workload. In addition, several chief judges throughout the state continue to advise the Court that statutory requirements for additional hearings for certain case types contribute to case complexity and judicial workload. Two recent examples of requirements that add to case complexity are the Timely Justice Act of 2013, Ch. 2013-216, Laws of Florida, and changes to Jimmy Ryce Act proceedings, Ch. 2014-2 and 2014-3, Laws of Florida. The Timely Justice Act legislation requires additional judicial resources to timely handle post-conviction proceedings for persons sentenced to death. Often, post-conviction motions are complex, involving multiple issues and requiring lengthy evidentiary hearings. The 2014 changes to the Jimmy Ryce Act created a number of procedures, referral processes, and notice requirements that may result in more people being evaluated for commitment and more petitions being filed.

Many of our chief judges express concern about delay associated with obtaining hearing times. In some circuits, dockets are so full that it takes several weeks to schedule a hearing. Similarly, lengthy hearings and jury trials must be scheduled months in advance. Judges continue to report to their chief judges that they are increasingly challenged to devote adequate time to hearings due to increased volume. Case complexity, more and lengthier hearings, and crowded dockets all contribute to court delay.

Our judges also continue to absorb the work previously performed by case managers, law clerks, magistrates, and other supplemental support staff lost in the budget reductions of recent years.³ Most of these positions provided direct case management, legal research, and adjudicatory support to our judges. The consensus among chief judges is that loss of support staff translates into slower case processing times, congested dockets, and long waits to access judicial calendars.

Despite these identified workload challenges, our trial courts continue to make significant headway towards reducing the overall backlog of foreclosure cases associated with the mortgage foreclosure crisis. For example, from Fiscal Year 2012/2013 to Fiscal Year 2013/2014, the foreclosure backlog was reduced by over fifty percent. In recognition of this protracted crisis the Legislature, using monies from the national mortgage foreclosure settlement,⁴ provided dedicated funding for Fiscal Year 2013/2014 and Fiscal Year 2014/2015 that has enabled the court system to secure the services of additional senior judges, magistrates, and case managers. This Court is grateful for that funding. The case managers, magistrates, and senior judges made available through this appropriation are making a difference in reducing the foreclosure backlog throughout the state. We continue to monitor the progress of this backlog for each circuit and regularly communicate with the chief judges to identify issues that might be increasing disposition times.

As with circuit court work, county court workload remains high with unmet judicial need holding steady. In some counties, chief judges report that misdemeanor, domestic, and stalking violence cases are increasing county court workload. Additionally, the passage of new laws each year contributes to the increased workload. For example, in October 2013, the texting while driving law went into effect. This law creates a new infraction that, although a secondary offense, is nonetheless likely to increase judicial caseloads. The loss of civil traffic infraction hearing officers in county court, coupled with added workload associated with new legislation, continues to increase county judge workload. These factors, among others, contribute to such a high county court judicial need.

Additionally, self-represented litigants who are frequently unprepared for the rigors of presenting evidence, following rules of procedure, and generally representing themselves in court also create additional work for trial judges. Increased judicial involvement in these cases where one or more parties represent themselves, entails lengthier hearings, rescheduled hearings, and court delay. The impact of self-represented litigants occurs in both circuit and county courts.

JUDICIAL WORKLOAD STUDY

We are now seven years removed from updating the case weights used by this Court to evaluate judicial workload in the trial courts.⁵ Consistent with the original recommendations of the 1999 Workload Study, judicial case weights should ideally be updated every five years. Ac-

cordingly, the Office of the State Courts Administrator will be updating all of the trial court case weights beginning in early 2015.

As with previous studies, the assessment of workload will be comprehensive and carefully validated and we will keep the Legislature fully apprised through its Office of Program Policy and Government Accountability. Oversight of this initiative will be conducted by the Court Statistics and Workload Committee of the Commission on Trial Court Performance and Accountability. The entire multi-phase study will take approximately sixteen months, with completion expected in the summer of 2016.

DISTRICT COURTS OF APPEAL

We are not certifying a need for district court judges during this certification cycle. As part of our five-year review cycle for the district courts, all district court judges are providing direct feedback on the relative case weights used by this Court to evaluate district court judicial need. Once approved, we anticipate using the revised weights during next year's judicial certification process. The Court thanks the Legislature for funding the three district court judges certified in last year's opinion and for its continued support to upgrade district court facilities across the state.

CONCLUSION

We have conducted both a quantitative and qualitative assessment of judicial workload. Using the case-weighted methodology and the application of other factors identified in Florida Rule of Judicial Administration 2.240, we certify the need for thirty-five additional trial court judgeships in Florida, consisting of three circuit court judgeships and thirty-two county court judgeships, as set forth in the appendix to this opinion. This certification request is conservative in that we are requesting the minimum number of trial judges necessary to address sustained documented workload.

We continue to closely monitor the downward filing trends for multiple trial court divisions. These factors and others will be carefully documented in the upcoming Judicial Workload Study. We appreciate the legislative appropriation to address the backlog of foreclosure cases throughout the state. The monies provided for senior judges, magistrates, case management, and technology have made a tremendous difference in the court system's ability to reduce the overall backlog of pending foreclosure cases.

Although constitutionally required to certify judicial need, we are mindful of competing funding needs both elsewhere in state government and within the judicial branch. On balance, we have determined that highest priority should go to those critical issues included in the Judicial Branch's Fiscal Year 2015/2016 Legislative Budget Request.

It is so ordered.

LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON, and PERRY, JJ., concur.

Original Proceeding – Certification of Need for Additional Judges

APPENDIX

Circuit	Trial Court Need		County Court Certified Judges
	Circuit Court Certified Judges	County	
1	1	N/A	0
2	0	N/A	0
3	0	N/A	0
4	0	Duval	3
5	2	Citrus	1
		Lake	1
6	0	N/A	0
7	0	N/A	0
8	0	N/A	0
9	0	Orange	1
		Osceola	1
10	0	N/A	0
11	0	Miami-Dade	8
12	0	N/A	0

Circuit	Circuit Court Certified Judges	County	County Court Certified Judges
13	0	Hillsborough	8
14	0	N/A	0
15	0	Palm Beach	5
16	0	N/A	0
17	0	Broward	1
18	0	Seminole	1
19	0	N/A	0
20	0	Lee	2
TOTAL	3	TOTAL	32

1. Article V, section 9, of the Florida Constitution provides in pertinent part:

Determination of number of judges.—The supreme court shall establish by rule uniform criteria for the determination of the need for additional judges except supreme court justices, the necessity for decreasing the number of judges and for increasing, decreasing or redefining appellate districts and judicial circuits. If the supreme court finds that a need exists for increasing or decreasing the number of judges or increasing, decreasing or redefining appellate districts and judicial circuits, it shall, prior to the next regular session of the legislature, certify to the legislature its findings and recommendations concerning such need.

2. Our certification methodology relies primarily on case weights and calculations of available judge time to determine the need for additional trial court judges. See Fla. R. Jud. Admin. 2.240.

3. When the case weights were originally developed in 1999 and updated in 2007, they incorporated the availability of supplemental resources to assist judges with case processing matters. It is reasonable to conclude that the loss of these supplemental positions (i.e., case managers, law clerks, and magistrates) may increase the case weights if not restored prior to the next case-weight update.

4. This program is commonly known as the Foreclosure Backlog Reduction Initiative.

5. See Judicial Resource Study conducted in Fiscal Year 2006/2007, available at http://www.flcourts.org/core/fileparse.php/260/urlt/JRSReport_final.pdf.

COMMITTEES OF THE SENATE

(With Revisions)

Agriculture

Senator Montford, Chair; Senator Dean, Vice Chair; Senators Bullard, Galvano, Garcia, Grimsley and Sobel

Appropriations

Senator Lee, Chair; Senator Benacquisto, Vice Chair; Senators Altman, Flores, Gaetz, Galvano, Garcia, Grimsley, Hays, Hukill, Joyner, Latvala, Margolis, Montford, Negron, Richter, Ring, Simmons and Smith

Appropriations Subcommittee on Criminal and Civil Justice

Senator Negron, Chair; Senator Joyner, Vice Chair; Senators Bradley, Evers, Flores and Soto

Appropriations Subcommittee on Education

Senator Gaetz, Chair; Senator Montford, Vice Chair; Senators Bullard, Galvano, Legg, Ring, Simmons and Stargel

Appropriations Subcommittee on General Government

Senator Hays, Chair; Senator Braynon, Vice Chair; Senators Altman, Dean, Lee, Margolis and Simpson

Appropriations Subcommittee on Health and Human Services

Senator Garcia, Chair; Senator Smith, Vice Chair; Senators Abruzzo, Bean, Benacquisto, Grimsley, Richter and Sobel

Appropriations Subcommittee on Transportation, Tourism, and Economic Development

Senator Latvala, Chair; Senator Clemens, Vice Chair; Senators Brandes, Detert, Diaz de la Portilla, Gibson, Hukill, Sachs and Thompson

Banking and Insurance

Senator Benacquisto, Chair; Senator Richter, Vice Chair; Senators Clemens, Detert, Hukill, Lee, Margolis, Montford, Negron, Simmons and Smith

Children, Families, and Elder Affairs

Senator Sobel, Chair; Senator Altman, Vice Chair; Senators Dean, Detert, Garcia and Ring

Commerce and Tourism

Senator Detert, Chair; Senator Thompson, Vice Chair; Senators Bean, Latvala, Richter and Ring

Communications, Energy, and Public Utilities

Senator Grimsley, Chair; Senator Hukill, Vice Chair; Senators Abruzzo, Bradley, Dean, Evers, Garcia, Gibson and Sachs

Community Affairs

Senator Simpson, Chair; Senator Brandes, Vice Chair; Senators Abruzzo, Bradley, Dean, Diaz de la Portilla and Thompson

Criminal Justice

Senator Evers, Chair; Senator Gibson, Vice Chair; Senators Bradley, Brandes and Clemens

Education Pre-K - 12

Senator Legg, Chair; Senator Detert, Vice Chair; Senators Benacquisto, Brandes, Bullard, Clemens, Gaetz, Galvano, Garcia, Montford and Sobel

Environmental Preservation and Conservation

Senator Dean, Chair; Senator Simpson, Vice Chair; Senators Altman, Evers, Hays, Simmons, Smith and Soto

Ethics and Elections

Senator Richter, Chair; Senator Legg, Vice Chair; Senators Braynon, Clemens, Flores, Gaetz, Hays, Negron, Smith and Thompson

Finance and Tax

Senator Hukill, Chair; Senator Abruzzo, Vice Chair; Senators Altman, Diaz de la Portilla, Flores, Margolis, Simpson and Soto

Fiscal Policy

Senator Flores, Chair; Senator Bradley, Vice Chair; Senators Abruzzo, Bean, Clemens, Hays, Hukill, Legg, Margolis, Sachs and Stargel

Governmental Oversight and Accountability

Senator Ring, Chair; Senator Hays, Vice Chair; Senators Bullard, Latvala and Legg

Health Policy

Senator Bean, Chair; Senator Sobel, Vice Chair; Senators Braynon, Flores, Gaetz, Galvano, Garcia, Grimsley and Joyner

Higher Education

Senator Stargel, Chair; Senator Sachs, Vice Chair; Senators Benacquisto, Braynon, Gaetz, Joyner, Legg, Negron and Simmons

Judiciary

Senator Diaz de la Portilla, Chair; Senator Ring, Vice Chair; Senators Bean, Benacquisto, Brandes, Joyner, Simmons, Simpson, Soto and Stargel

Military and Veterans Affairs, Space, and Domestic Security

Senator Altman, Chair; Senator Gibson, Vice Chair; Senators Evers, Sachs and Stargel

Regulated Industries

Senator Bradley, Chair; Senator Margolis, Vice Chair; Senators Abruzzo, Bean, Braynon, Diaz de la Portilla, Flores, Latvala, Negron, Richter, Sachs and Stargel

Rules

Senator Simmons, Chair; Senator Soto, Vice Chair; Senators Benacquisto, Diaz de la Portilla, Gaetz, Galvano, Gibson, Joyner, Latvala, Lee, Montford, Negron and Richter

Transportation

Senator Brandes, Chair; Senator Bullard, Vice Chair; Senators Braynon, Evers, Grimsley, Simpson and Thompson

Joint Legislative Committees:

Joint Administrative Procedures Committee

Senator Grimsley, Alternating Chair; Senators Bean, Bullard, Detert and Thompson

Joint Committee on Public Counsel Oversight

Senator Smith, Alternating Chair; Senators Brandes, Hukill, Soto and Stargel

Joint Legislative Auditing Committee

Senator Abruzzo, Alternating Chair; Senators Benacquisto, Bradley, Gibson and Simpson

Joint Subcommittee on Auditor General Selection

Senators Abruzzo and Simpson

Joint Select Committee on Collective Bargaining

Senator Hays, Alternating Chair; Senators Benacquisto, Bradley, Bullard and Ring

Other Legislative Entity:

Joint Legislative Budget Commission

Senator Lee, Alternating Chair; Senators Braynon, Galvano, Garcia, Grimsley, Joyner and Simmons

CORRECTION AND APPROVAL OF JOURNAL

The Journals of August 11, 2014, Special Session A; and November 18, 2014, Organization Session were corrected and approved.

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 2:27 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, March 18 or upon call of the President.

SENATE PAGES

March 2-6, 2015

Nicklaus “Nick” Bowyer, Destin; Emilee Cato, Cape Coral; Bethany Chandler, Tallahassee; Kennedy Davis, Tallahassee; Victoria Dougherty, Clermont; Wendyvette Edwards, South Bay; Thomas “Bert” Fletcher IV, Quincy; Francesca Gendreau, Jensen Beach; Jacob Hall, Navarre; Larija Henry, Tallahassee; Andrew Reiss, Davie; LaRawnda Washington, Quincy



Journal of the Senate

Number 2—Regular Session

Tuesday, March 17, 2015

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REPORTS OF COMMITTEES

The Committee on Agriculture recommends the following pass: CS for SB 226

The Committee on Banking and Insurance recommends the following pass: SB 7026

The Committee on Community Affairs recommends the following pass: CS for SB 60

The Committee on Finance and Tax recommends the following pass: SB 266; SB 398

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 216; CS for SB 646

The Committee on Judiciary recommends the following pass: CS for SB 604

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

The Committee on Commerce and Tourism recommends the following pass: SB 684

The Committee on Judiciary recommends the following pass: SB 1170; SB 1362

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education Pre-K - 12 recommends the following pass: SB 518; SB 818; SB 954; SB 1116

The Committee on Higher Education recommends the following pass: SB 622; SB 802; SB 960; SB 1140

The Committee on Judiciary recommends the following pass: SB 72

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

The Committee on Agriculture recommends the following pass: SB 1050; SB 1220

The Committee on Banking and Insurance recommends the following pass: SB 1148

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 508; SB 694

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 876

The Committee on Regulated Industries recommends the following pass: SB 558

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 514; SB 682

The Committee on Health Policy recommends the following pass: SB 482; SB 634; SB 996

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1046; SB 1214

The Committee on Community Affairs recommends the following pass: SB 956

The Committee on Education Pre-K - 12 recommends the following pass: SB 346

The Committee on Transportation recommends the following pass: SB 676

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends the following pass: SB 630

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Judiciary recommends the following pass: SB 368

The bill was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 556

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 238

The Committee on Ethics and Elections recommends the following pass: SB 386

The Committee on Regulated Industries recommends the following pass: SB 662

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

The Committee on Judiciary recommends the following pass: SB 672

The Committee on Transportation recommends the following pass: SB 534

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

The Committee on Ethics and Elections recommends the following pass: SB 1202

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 946

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

The Committee on Banking and Insurance recommends the following pass: SB 404

The Committee on Community Affairs recommends the following pass: SB 140; SB 650; SJR 652; SB 780; SB 972

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 686; SJR 910

The Committee on Transportation recommends the following pass: SB 722

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

The Committee on Banking and Insurance recommends the following pass: SB 522

The Committee on Commerce and Tourism recommends the following pass: CS for SB 186

The Committee on Community Affairs recommends the following pass: SB 408

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 590

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 184

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 552

The Committee on Commerce and Tourism recommends the following pass: SB 1446

The Committee on Community Affairs recommends the following pass: SB 826

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 620

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

The Committee on Banking and Insurance recommends the following pass: SB 728

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 760

The Committee on Regulated Industries recommends the following pass: SB 548

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1226

The Committee on Community Affairs recommends the following pass: SB 168; SB 766

The Committee on Criminal Justice recommends the following pass: SB 664; SB 1078

The Committee on Higher Education recommends the following pass: SB 176

The Committee on Regulated Industries recommends the following pass: SB 932

The Special Master on Claim Bills recommends the following pass: SB 26; SB 36 with 1 amendment; SB 38 with 1 amendment; SB 70 with 1 amendment; SB 84

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

The Committee on Ethics and Elections recommends the following pass: SB 184

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Transportation recommends the following pass: SB 786

The bill was referred to the Committee on Regulated Industries under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 456

The Committee on Commerce and Tourism recommends the following pass: CS for SB 678

The Committee on Community Affairs recommends the following pass: CS for SB 290; CS for SB 466

The Committee on Criminal Justice recommends the following pass: CS for SB 526; SB 672

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 7008; SB 7010; SB 7012; SB 7016; SB 7032

The Committee on Judiciary recommends the following pass: SB 462

The Committee on Transportation recommends the following pass: SB 570

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

The Committee on Community Affairs recommends the following pass: SB 562

The Committee on Judiciary recommends the following pass: SB 570

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

The Committee on Fiscal Policy recommends the following pass: CS for SB 22; SB 52; SB 446

The Committee on Judiciary recommends the following pass: SB 158

The Committee on Rules recommends the following pass: CS for SB 200; CS for SB 234; SB 462; CS for SB 594; SM 866; SB 7004; SB 7008; SB 7010; SB 7036

The bills were placed on the Calendar.

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 136; SB 242

The Committee on Finance and Tax recommends a committee substitute for the following: CS for SB 110

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 496

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 746; SB 1286

The Committee on Judiciary recommends committee substitutes for the following: SB 318; SB 838

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 154

The Committee on Education Pre-K - 12 recommends committee substitutes for the following: SB 616; SB 688

The Committee on Finance and Tax recommends a committee substitute for the following: SB 118

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 574

The Committee on Regulated Industries recommends a committee substitute for the following: SB 490

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 836; SB 1126

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 726; SB 1444

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 314

The Committee on Regulated Industries recommends committee substitutes for the following: SB 338; SB 608; SB 612

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 210; SB 940

The Committee on Criminal Justice recommends a committee substitute for the following: SB 764

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 296

The Committee on Health Policy recommends committee substitutes for the following: SB 606; SB 640; SB 758; SB 792; SB 950

The Committee on Judiciary recommends a committee substitute for the following: SB 58

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1246

The Committee on Community Affairs recommends a committee substitute for the following: SB 484

The Committee on Transportation recommends committee substitutes for the following: SB 240; SB 988; SB 1024; SB 1072; SB 1184

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 872

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 378

The Committee on Health Policy recommends a committee substitute for the following: SB 768

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 678; SB 916

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 848

The Committee on Regulated Industries recommends a committee substitute for the following: SB 596

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 842; SB 1094; SB 1130

The Committee on Communications, Energy, and Public Utilities recommends committee substitutes for the following: SJR 400; SB 402

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1058

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 934; SB 1054

The Committee on Judiciary recommends a committee substitute for the following: SB 36

The Committee on Regulated Industries recommends a committee substitute for the following: SB 466

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 878

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 980

The Committee on Community Affairs recommends committee substitutes for the following: SB 668; SB 924

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1060

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 600

The Committee on Finance and Tax recommends a committee substitute for the following: SB 260

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 620

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 224

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 778

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 674

The Committee on Transportation recommends a committee substitute for the following: SB 220

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Govern-

mental Oversight and Accountability under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 784

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 252; SB 568

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: CS for SB 222

The Committee on Health Policy recommends a committee substitute for the following: SB 1146

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

The Committee on Judiciary recommends a committee substitute for the following: SB 656

The Committee on Transportation recommends a committee substitute for the following: SB 1186

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 594

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 342

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 182

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 234; SB 1312

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

The Committee on Fiscal Policy recommends committee substitutes for the following: SB 264; SB 320

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: CS for SB 394

The Committee on Rules recommends a committee substitute for the following: CS for SB 290

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

The Committee on Community Affairs recommends the following not pass: SJR 810

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 540

Appropriations Subcommittee on Education recommends the following pass: CS for CS for SB 154; CS for SB 642; CS for SB 644; SB 7028; SB 7030

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 396; SB 576; SB 578; SB 580; SB 582; SB 7024

Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 294; SB 340; SB 450

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 434

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

Appropriations Subcommittee on Education recommends the following pass: CS for SB 152

Appropriations Subcommittee on General Government recommends the following pass: SB 230

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for CS for SB 296

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 160; SB 346

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

Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: SB 7020

Appropriations Subcommittee on Education recommends a committee substitute for the following: SB 602

Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 258; SB 584; CS for SB 586

Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 34; CS for SB 326; SB 380; SB 7018

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 292

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

Appropriations Subcommittee on General Government recommends a committee substitute for the following: SB 7022

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Communications, Energy, and Public Utilities recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

Florida Public Service Commission

Appointees: Brown, Julie I.
Patronis, Jimmy T., Jr.

For Term
Ending

01/01/2019
01/01/2019

The appointments were referred to the Committee on Ethics and Elections under the original reference.

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 10-222 (Executive Order of Suspension)

WHEREAS, Stephanie Kraft is presently serving as a member of the School Board of Broward County; and

WHEREAS, on October 4, 2010, the State Attorney's Office for the Seventeenth Judicial Circuit, Broward County, Florida, issued an Information charging Stephanie Kraft with one count of unlawful compensation, in violation of sections 838.016(1), (2), and 777.011, Florida Statutes; one count of bribery, in violation of sections 838.015(1) and 777.011, Florida Statutes; one count of official misconduct, in violation of section 838.022, Florida Statutes; and one count of conspiracy to commit unlawful compensation, bribery and/or official misconduct, in violation of sections 838.016, 838.015, 777.011, and 777.04(3), Florida Statutes; and

WHEREAS, article IV, section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for "malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform official duties, or commission of a felony [.]"

WHEREAS, these violations of sections 777.04(3), 838.013, 838.016, and 838.022 constitute felonies, and, individually or collectively, constitute malfeasance and/or misfeasance; and

WHEREAS, it is in the best interest of the residents of Broward County, and the citizens of the State of Florida, that Stephanie Kraft be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, CHARLIE CRIST, Governor of Florida, pursuant to article IV, section 7, Florida Constitution, do find as follows:

A. Stephanie Kraft is, and at all times material was, a member of the School Board of Broward County.

B. The office of School Board of Broward County is within the purview of the suspension powers of the Governor, pursuant to article IV, section 7, Florida Constitution.

C. The attached Information alleges that Stephanie Kraft committed acts in violation of the laws of Florida. This suspension is predicated upon the attached Information which alleges the commission of felonies, and which alleged conduct constitutes malfeasance and/or misfeasance, and is incorporated as if fully set forth in this Executive Order.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective today:

Section 1. Stephanie Kraft is suspended from the public office which she now holds, to wit: member of the School Board of Broward County.

Section 2. Stephanie Kraft is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 4th day of October, 2010.

Charlie Crist
GOVERNOR

ATTEST:
Dawn K. Roberts
INTERIM SECRETARY OF STATE

[Previously referred to the Rules Subcommittee on Ethics and Elections November 16, 2010.]

The Honorable Andy Gardiner
President of the Senate

March 16, 2015

RE: Suspension of:
KRAFT, Stephanie
Broward County School Board

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Stephanie Kraft.

By Executive Order Number 10-222 filed with the Secretary of State on October 4, 2010, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Charlie Crist, Governor, suspended Stephanie Kraft as a member of the Broward County School Board alleging that Ms. Kraft committed four felonies: Unlawful Compensation or Reward for Official Behavior, a second degree felony pursuant to s. 838.016, F.S.; Bribery of a Public Servant, a second degree felony pursuant to s. 838.015, F.S.; Corruption by Threat, a third degree felony pursuant to s. 838.021, F.S.; and Criminal Conspiracy, a third degree felony pursuant to s. 777.04(4)(d), Florida Statutes. Additionally, it was alleged that Ms. Kraft's conduct constitutes misfeasance and/or malfeasance. Pursuant to Senate Rule 12.9, this matter was held in abeyance until completion of the criminal case.

On December 19, 2014, Ms. Kraft was acquitted of all charges except Corruption by Threat. Ms. Kraft was sentenced to 5 years of probation and adjudication of guilt was withheld. Ms. Kraft was elected to a four year term on the School Board in 2006. Her term ended in 2010. Ms. Kraft's successor was elected to her seat on August 24, 2010.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 11-215
(Executive Order of Suspension)

WHEREAS, Abra Hill Johnson aka Tina Johnson, is currently serving as a member of the School Board of Madison County, District I; and

WHEREAS, on November 1, 2011, the Florida Department of Law Enforcement arrested Abra Hill Johnson on ten counts of fraud in connection with casting vote, a violation of section 104.041, Florida Statutes, and two counts of absentee ballot and voting violation, in violation of section 104.047(2), Florida Statutes; and

WHEREAS, a violation of section 104.041, Florida Statutes, and a violation and 104.047(2), Florida Statutes, constitute the commission of a felony; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, it is in the best interest of the residents of Madison County, and the citizens of the State of Florida that Abra Hill Johnson be immediately suspended from the public office that she now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. Abra Hill Johnson is a member of the School Board of Madison County, District I.

B. The office of School Board of Madison County is within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached probable cause affidavit alleges that Abra Hill Johnson committed offenses in violation of the laws of the State of Florida, which acts constitute felonies.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby issued, effective today:

Section 1. Abra Hill Johnson is suspended from the public office that she now holds, to wit: Member of the School Board of Madison County, District I.

Section 2. Abra Hill Johnson is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 1st day of November, 2011.

Rick Scott
GOVERNOR

ATTEST:
Kurt S. Browning
SECRETARY OF STATE

[Previously referred to the Rules Subcommittee on Ethics and Elections January 10, 2012.]

The Honorable Andy Gardiner
President of the Senate

March 16, 2015

RE: Suspension of:
JOHNSON, Abra Hill
District 1 Member, Madison County School Board

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Abra Hill Johnson.

By Executive Order Number 11-215 filed with the Secretary of State on November 1, 2011, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Abra Hill Johnson as a member of the Madison County School Board alleging that Ms. Johnson committed twelve felonies. Specifically, it is alleged that she committed eleven counts of Fraud in Connection with Casting a Vote, a third degree felony pursuant to s. 104.041, F.S.; and two counts of Absentee Ballot and Voting Violations, a third degree felony pursuant to s. 104.047, F.S. Pursuant to Senate Rule 12.9, this matter was held in abeyance until completion of the criminal case.

On December 16, 2014, the State of Florida entered a Nolle Prosequi thereby dismissing all twelve charges. Ms. Johnson was elected to a four year term on the School Board in 2010. Her term ended in 2014. Ms. Johnson's successor was elected to her seat on November 4, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 11-216
(Executive Order of Suspension)

WHEREAS, Jada Woods Williams is currently serving as the Madison County Supervisor of Elections; and

WHEREAS, on November 1, 2011, the Florida Department of Law Enforcement arrested Jada Woods Williams on seventeen counts of neglect of duty, a violation of section 104.051(2), Florida Statutes; and

WHEREAS, a violaton of section 104.051(2), Florida Statutes, constitutes malfeasance, misfeasance, or neglect of duty; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for "malfeasance, misfeasance, [or] neglect of duty . . ."; and

WHEREAS, it is in the best interest of the residents of Madison County, and the citizens of the State of Florida, that Jada Woods Williams be immediately suspended from the public office that she now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. Jada Woods Williams is the Supervisor of Elections of Madison County.

B. The office of Supervisor of Elections of Madison County is within the purview of the suspension power of the Governor, pursuant to Article IV, Section 7, Florida Constitution.

C. The attached probable cause affidavit alleges that Jada Woods Williams committed offenses in violation of the laws of the State of Florida, which acts constitute malfeasance, misfeasance, or neglect of duty.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is hereby issued, effective today:

Section 1. Jada Woods Williams is suspended from the public office that she now holds, to wit: Supervisor of Elections of Madison County.

Section 2. Jada Woods Williams is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 1st day of November, 2011.

Rick Scott
GOVERNOR

ATTEST:
Kurt S. Browning
SECRETARY OF STATE

[Previously referred to the Rules Subcommittee on Ethics and Elections January 10, 2012.]

The Honorable Andy Gardiner
President of the Senate

March 16, 2015

RE: Suspension of:
WILLIAMS, Jada Woods
Supervisor of Elections, Madison County

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Jada Woods Williams.

By Executive Order Number 11-216 filed with the Secretary of State on November 1, 2011, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Jada Woods Williams as the Madison County Supervisor of Elections alleging that Ms. Williams committed seventeen counts of Neglect of Duty, a third degree felony pursuant to s. 104.051(2), F.S. It is also alleged that her conduct constitutes misfeasance, malfeasance, or neglect of duty. Pursuant to Senate Rule 12.9, this matter was held in abeyance until completion of the criminal case.

On April 16, 2013, the court granted Ms. Williams' motion to dismiss thereby dismissing all criminal charges against her. Ms. Williams was elected to a four year term from 2008 to 2012. Ms. Williams' successor was elected on November 6, 2012.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 12-180
(Executive Order of Suspension)

WHEREAS, Alfred Junior Martin is currently serving as the Vice Chair of the Madison County Board of County Commissioners and Commissioner for District 4; and

WHEREAS, on August 8, 2012, Alfred Junior Martin was arrested on two counts of official misconduct, in violation of section 838.022, Florida Statutes, and two counts of grand theft, in violation of section 812.014(2)(c), Florida Statutes; and

WHEREAS, violations of sections 838.022 and 812.014(2)(c), Florida Statutes, constitute third-degree felonies; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, it is in the best interests of the residents of Madison County, and the citizens of the State of Florida, that Alfred Junior Martin be immediately suspended from the public office he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7, Florida Constitution, Florida Statutes, find as follows:

A. Alfred Junior Martin is, and was at all relevant times, currently serving as the Vice Chair of the Madison County Board of County Commissioners and Commissioner for District 4.

B. The office of Commissioner of the Madison County Board of County Commissioners is within the purview of the suspension power of the Governor, pursuant to Article IV, section 7, Florida Constitution.

C. The attached arrest warrant and affidavit, alleges that Alfred Junior Martin committed a felony in violation of the laws of the State of Florida.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Alfred Junior Martin is suspended from the public office that he now holds, to wit: Commissioner of the Madison County Board of County Commissioners.

Section 2. Alfred Junior Martin is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 9th day of August, 2012.

Rick Scott
GOVERNOR

ATTEST:
Kenneth W. Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections
March 5, 2013.]

The Honorable Andy Gardiner
President of the Senate

March 16, 2015

RE: Suspension of:
MARTIN, Alfred Junior
Madison County Commissioner, District 4

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Alfred Junior Martin.

By Executive Order Number 12-180 filed with the Secretary of State on August 9, 2012, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Alfred Junior Martin as a member of the Madison County Commission alleging that Mr. Martin committed two counts of Official Misconduct, a third degree felony pursuant to s. 838.022, F.S.; and two counts of Grand Theft, a third degree felony pursuant to s. 812.041(2)(c)1., F.S. Pursuant to Senate Rule 12.9, this matter was held in abeyance until completion of the criminal case.

On February 10, 2014, the State of Florida entered a Nolle Prosequi thereby dismissing all four charges. Mr. Martin was elected to a four year term on the County Commission in 2010. He was re-elected to his seat on August 26, 2014.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

EXECUTIVE ORDER NUMBER 13-195
(Executive Order of Suspension)

WHEREAS, Gloria Uzzell is currently serving as Superintendent of Schools in Liberty County, Florida; and

WHEREAS, on July 17, 2013, Gloria Uzzell was arrested on count of grand theft, in violation of section 812.014(2)(c)1., Florida Statutes, and one count of official misconduct, in violation of section 838.022, Florida Statutes; and

WHEREAS, violations of section 812.014(2)(c)1., and section 838.022, Florida Statutes, constitute the commission of felonies; and

WHEREAS, it is in the best interests of the residents of Liberty County, and the citizens of the State of Florida, that Gloria Uzzell be immediately suspended from the public office that she now holds, upon the grounds set forth in this Executive Order.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 112.52, Florida Statutes, find as follows:

A. Gloria Uzzell is a Superintendent of Schools in Liberty County, Florida.

B. The office of Superintendent of Schools in Liberty County is within the purview of the suspension power of the Governor, pursuant to section 112.52, Florida Statutes.

C. The attached probable cause affidavit states that Gloria Uzzell committed offenses in violation of the laws of the State of Florida, which acts constitute felonies.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective today:

Section 1. Gloria Uzzell is suspended from the public office that she now holds, the Superintendent of Schools in Liberty County, Florida.

Section 2. Gloria Uzzell is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allow-

ance; and from being entitled to any of the emoluments or privileges of public office during the period of suspension, which shall be from today until a further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 17th day of July, 2013.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections
March 4, 2014.]

The Honorable Andy Gardiner
President of the Senate

March 16, 2015

RE: Suspension of:
UZZELL, Gloria
Superintendent of Schools, Liberty County

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Gloria Uzzell.

By Executive Order Number 13-195 filed with the Secretary of State on July 17, 2013, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Gloria Uzzell as the Liberty County Superintendent of Schools alleging that Ms. Uzzell committed one count of Grand Theft, a third degree felony pursuant to s. 812.014(2)(c)1., F.S.; and one count of Official Misconduct, a third degree felony pursuant to s. 838.022, F.S. Pursuant to Senate Rule 12.9, this matter was held in abeyance until completion of the criminal case.

On November 4, 2013, Ms. Uzzell entered a deferred prosecution agreement with the State of Florida. As a condition of the deferred prosecution agreement, Ms. Uzzell resigned from office and agreed not to seek or accept re-election to the position. Also, she agreed that she will not be employed in any capacity with any school in Liberty County. On November 5, 2014, the charges were dismissed when the State of Florida filed a Nolle Prosequi.

Based on the foregoing, I advise and recommend that the Senate take no action on the above-named suspension during the 2015 Regular Session of the Florida Legislature, and consider the matter closed.

Sincerely,
Garrett Richter, Chair

**INTRODUCTION AND
REFERENCE OF BILLS**

FIRST READING

Senate Resolutions 1562-1580—Not introduced.

By Senator Richter—

SB 1582—A bill to be entitled An act relating to public records; amending s. 377.45, F.S.; providing an exemption from public records requirements for proprietary business information relating to high pressure well stimulations obtained by the Department of Environmental Protection in connection with the department's online high pressure well stimulation chemical disclosure registry; providing procedures and requirements with respect to the granting of confidential and exempt status; providing for disclosure under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Governmental Oversight and Accountability; and Appropriations.

Senate Bills 7000-7012—Previously introduced.

By the Committee on Finance and Tax—

SB 7014—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2015 version of the Internal Revenue Code; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term “adjusted federal income”; revising the treatment by this state of certain depreciation and expensing of assets that are allowed for federal income tax purposes; authorizing the Department of Revenue to adopt emergency rules; reenacting s. 1009.97(3)(1), F.S., relating to prepaid college board programs, to incorporate the amendment made to s. 220.03, F.S., in a reference thereto; providing for retroactive application; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Judiciary—

SB 7016—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 390.01116, F.S., relating to an exemption from public record requirements for certain information that could identify a minor petitioning a court to waive parental notice requirements before terminating a pregnancy; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

Senate Bills 7018-7032—Previously introduced.

By the Committee on Ethics and Elections—

SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 97.0585, F.S., which provides a public records exemption for specified personal identifying information of stalking victims held by the Attorney General or contained in voter registration and voting records held by the supervisor of elections or the Department of State; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

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

By the Committee on Ethics and Elections—

SB 7036—A bill to be entitled An act relating to the presidential preference primary; amending s. 103.101, F.S.; revising the date of the presidential preference primary; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Governmental Oversight and Accountability—

SB 7038—A bill to be entitled An act relating to employer contributions to fund retiree benefits; amending ss. 112.363, 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy; amending s. 121.71, F.S.; revising the required employer retirement contribution rates for members of each membership class and subclass of the Florida Retirement System; providing findings of an important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Transportation—

SB 7040—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for electronic mail addresses collected by the Department of Highway Safety and Motor Vehicles; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 7042—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; authorizing renewed membership in the retirement system for retirees who are reemployed in a position eligible for the Special Risk Class under certain circumstances; amending s. 121.053, F.S.; authorizing renewed membership in the retirement system for retirees who are reemployed in a position eligible for the Elected Officers’ Class under certain circumstances; amending s. 121.055, F.S.; providing for renewed membership in the retirement system for retirees of the Senior Management Service Optional Annuity Program who are employed on or after a specified date; amending s. 121.091, F.S.; conforming a provision to changes made by the act; amending s. 121.111, F.S.; requiring an employer to make employer and employee contributions towards credit for military service for service credit earned on or after a specified date; amending s. 121.122, F.S.; requiring that certain retirees who are employed on or after a specified date be renewed members in the investment plan; providing exceptions; specifying that creditable service does not accrue for a reemployed retiree during a specified period; prohibiting certain funds from being paid into a renewed member’s investment plan account for a specified period of employment; requiring the renewed member to satisfy vesting requirements; making a renewed member ineligible to receive disability benefits; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions to the renewed member’s investment plan account; providing for the transfer of contributions; prohibiting the purchase of past service in the investment plan; authorizing a renewed member to receive additional credit towards the health insurance subsidy under certain circumstances; providing that a retiree employed on or after a specified date in a regularly established position eligible for the State University System Optional Retirement Program or State Community College System Optional Retirement Program is a renewed member of that program; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions; prohibiting the purchase of past service in the program; providing for renewed membership in the optional retirement program for certain retirees initially reemployed on or after a specified date; making the renewed member ineligible to receive disability benefits; specifying limitations and requirements; requiring the employer and the retiree to make applicable contributions; providing for the transfer of contributions; prohibiting the purchase of past service in the optional retirement program; authorizing a renewed member to receive additional credit towards the health insurance subsidy under certain circumstances; amending s. 121.4501, F.S.; revising the definition of the term “eligible employee”; conforming a provision to changes made by the act; providing for employer contribution rate increases to fund changes made by the act; providing a directive to the Division of Law Revision and Information; declaring that the act fulfills an important state interest; providing an effective date.

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

By the Committee on Health Policy—

SB 7044—A bill to be entitled An act relating to a health insurance affordability exchange; creating s. 409.720, F.S.; providing a short title; creating s. 409.721, F.S.; creating the Florida Health Insurance Affordability Exchange Program or FHIX in the Agency for Health Care Administration; providing program authority and principles; creating s. 409.722, F.S.; defining terms; creating s. 409.723, F.S.; providing elig-

ibility and enrollment criteria; providing patient rights and responsibilities; providing premium levels; creating s. 409.724, F.S.; providing for premium credits and choice counseling; establishing an education campaign; providing for customer support and disenrollment; creating s. 409.725, F.S.; providing for available products and services; creating s. 409.726, F.S.; providing for program accountability; creating s. 409.727, F.S.; providing an implementation schedule; creating s. 409.728, F.S.; providing program operation and management duties; creating s. 409.729, F.S.; providing for the development of a long-term reorganization plan and the formation of the FHIX Workgroup; creating s. 409.730, F.S.; authorizing the agency to seek federal approval; creating s. 409.731, F.S.; providing for program expiration; repealing s. 408.70, F.S., relating to legislative findings regarding access to affordable health care; amending s. 408.910, F.S.; revising legislative intent; redefining terms; revising the scope of the Florida Health Choices Program and the pricing of services under the program; providing requirements for operation of the marketplace; providing additional duties for the corporation to perform; requiring an annual report to the Governor and the Legislature; amending s. 409.904, F.S.; removing certain Medicaid-eligible persons from those for whom the agency may make payments for medical assistance and related services; amending s. 624.91, F.S.; revising eligibility requirements for state-funded assistance; revising the duties and powers of the Florida Healthy Kids Corporation; revising provisions for the appointment of members of the board of the Florida Healthy Kids Corporation; requiring transition plans; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

By the Committee on Education Pre-K - 12—

SB 7046—A bill to be entitled An act relating to education; amending s. 1001.7065, F.S.; requiring a state research university to enter into and maintain a formal agreement with a specified organization to offer college-sponsored merit scholarship awards as a condition of designation as a preeminent state research university; specifying that continuation of a state research university's institute for online learning is contingent on the university entering into and maintaining such an agreement; amending s. 1011.62, F.S.; authorizing a low-performing elementary school to administer the required additional hours of instruction in a summer program; requiring a school to continue to provide the additional instruction to certain students in the subsequent year that the school is no longer classified as one of the 300 lowest-performing elementary schools; revising the types and amounts of bonuses that a teacher may receive in any given school year; deleting obsolete language; requiring the Board of Governors and the State Board of Education to base state performance funds for the State University System and the Florida College System, respectively, on specified metrics adopted by each board; specifying allocation of the funds; requiring the Chancellor of the State University System and the Commissioner of Education to withhold disbursement of certain funds; requiring the boards to submit reports by a specified time to the Governor and the Legislature; requiring the boards to adopt rules; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Education; and Appropriations.

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

SB 7048—A bill to be entitled An act relating to developmental disabilities; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to revise the priority order for the waiver services for specified children which are otherwise not available to them; establishing requirements for children and certain young adults with a category 2 priority; removing an obsolete provision; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

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

CS for SB 36—A bill to be entitled An act for the relief of the Estate of Victor Guerrero by Pasco County; providing for an appropriation to compensate the Guerrero family for Officer Guerrero's death, which was the result of negligence by an employee of Pasco County; providing that the appropriation settles all present and future claims relating to the death of Officer Guerrero; providing a limitation on fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Simpson—

CS for SB 58—A bill to be entitled An act for the relief of C.M.H.; providing an appropriation to compensate C.M.H. for injuries and damages sustained as a result of the negligence of the Department of Children and Families, formerly known as the Department of Children and Family Services; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committees on Finance and Tax; and Communications, Energy, and Public Utilities; and Senator Hukill—

CS for CS for SB 110—A bill to be entitled An act relating to taxes; amending s. 202.12, F.S.; reducing the tax rate applied to the sale of communications services; reducing the tax rate applied to the retail sale of direct-to-home satellite services; amending s. 202.12001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 202.18, F.S.; revising the allocation of tax revenue received from the communications services tax; amending s. 202.27, F.S.; authorizing dealers to use a period other than a calendar month for the purpose of determining the communications services taxes to be remitted; amending s. 202.28, F.S.; limiting the disallowance of collection allowance under certain circumstances; amending s. 203.001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 212.20, F.S.; revising the distributions of tax revenue received from the sales and use tax, communications services tax, and gross receipts tax; providing applicability; providing effective dates.

By the Committee on Finance and Tax; and Senators Hays and Gaetz—

CS for SB 118—A bill to be entitled An act relating to voluntary contributions for public education facilities; creating s. 215.165, F.S.; authorizing a participating business that registers with the Department of Revenue to solicit and collect contributions from its customers for the construction and maintenance of public education facilities; providing registration requirements; requiring the department to issue a certificate and taxpayer identification number to a participating business; requiring a participating business to file a return and remit contributions to the department within a specified timeframe; requiring the department to deposit contributions into the Public Education Capital Outlay and Debt Service Trust Fund; authorizing the department to adopt rules establishing forms and procedures; providing that voluntary contributions are not subject to audit by the department; amending s. 1013.65, F.S.; including voluntary contributions as a source of funding for the Public Education Capital Outlay and Debt Service Trust Fund; authorizing the executive director of the department to adopt emergency rules; providing that such rules are effective for a specified period; providing for expiration; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senators Hays, Latvala, and Soto—

CS for CS for SB 136—A bill to be entitled An act relating to public officers and employees; amending ss. 112.19 and 112.191, F.S.; specifying eligibility of a death benefit payment to the surviving spouse, child, or joint annuitant of a law enforcement officer, correctional officer, correctional probation officer, or firefighter employed by a state agency; providing that benefits are paid by the State Risk Management Trust

Fund; specifying the method of charging the costs of benefit payments against the state agency or state university; specifying the timeframe and frequency of benefit payments; requiring the Department of Management Services and the employing state agency or state university to coordinate with and provide necessary information to the Division of Risk Management of the Department of Financial Services; authorizing the Department of Financial Services to adopt certain rules; specifying applicability; providing for construction; authorizing specified political subdivisions to offer a death benefit; reenacting s. 185.21, F.S., relating to municipal police pensions, to incorporate the amendment made to s. 112.19, F.S.; reenacting s. 175.201, F.S., relating to firefighter pensions, to incorporate the amendment made to s. 112.191, F.S.; providing an effective date.

By the Committees on Community Affairs; and Education Pre-K - 12; and Senator Hays—

CS for CS for SB 154—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; requiring a district school board to correct hazardous walking conditions and provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its transportation work program; revising procedures for inspection and identification of hazardous walking conditions; requiring a district school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; authorizing a district school board to initiate a declaratory judgment proceeding under certain circumstances and providing requirements therefor; deleting the requirement that the district school superintendent and specified governmental entities make a final determination that is mutually agreed upon regarding hazardous walking conditions; revising criteria that determine a hazardous walking condition for public school students; providing requirements relating to a civil action for damages; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Higher Education; and Senator Hays—

CS for CS for SB 182—A bill to be entitled An act relating to public records and meetings; creating s. 1004.097, F.S.; providing an exemption from public records requirements for identifying information of an applicant for president, provost, or dean of a state university or Florida College System institution; providing an exemption from public meeting requirements for any portion of a meeting which is held for the purpose of identifying or vetting, or which would otherwise disclose identifying information of, potential applicants for president, provost, or dean; requiring that closed meetings be reasonably noticed and be recorded; providing that the recordings of closed portions of a meeting are exempt from public records requirements; specifying that any portion of a meeting held for the purpose of establishing the qualifications of, or any compensation framework to be offered to, potential applicants are subject to public meetings requirements; specifying that the identifying information of final applicants is no longer exempt from public records and public meetings requirements for a minimum period before a final decision or vote; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

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

CS for SB 210—A bill to be entitled An act relating to the licensing of facilities that offer health and human services; amending s. 402.302, F.S.; defining the term “advertise”; redefining the term “family day care home” to include homes that advertise the availability of services whether or not they receive a payment, fee, or grant for any of the children receiving care and whether or not they are operated for profit; amending s. 402.313, F.S.; requiring a family day care home to conspicuously display its license or registration in the common area of the home, to provide proof of a written plan that identifies a designated substitute for the operator, and to provide proof of screening and background checks for certain individuals; amending s. 402.3131, F.S.; requiring a large family child care home to permanently post its license in a conspicuous location

that is visible by all parents and guardians and the Department of Children and Families; amending s. 402.318, F.S.; prohibiting certain persons from advertising a child care facility, a family day care home, or a large family child care home without including the facility’s or home’s license number, registration number, or exemption number in such advertisement; providing penalties; amending ss. 402.317 and 1002.88, F.S.; conforming cross-references; providing an effective date.

By the Committee on Transportation; and Senator Simpson—

CS for SB 220—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; deleting a provision authorizing any officer of the Florida Highway Patrol to require that a vehicle be driven to the nearest weigh station or public scales under certain circumstances; deleting a provision requiring the officer to weigh the vehicle at fixed scales rather than by portable scales upon a request by the vehicle driver under certain circumstances; authorizing a driver to request to proceed to the nearest fixed scale at an official weigh station or a certified public scale when he or she is issued a citation for exceeding weight limits; requiring the officer issuing the citation to escort the driver and attend the reweighing; voiding the citation if the vehicle or combination of vehicles is found to be in compliance with certain weight requirements; revising the membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing qualifications for such members; providing for terms of the additional members; providing for removal of members by the Governor under certain circumstances; requiring each member to take an oath subject to certain requirements; providing for action by a quorum of the board; requiring the Department of Transportation to provide space and video conference capability at each district office to enable a person requesting a hearing to appear remotely before the board; requiring that the additional appointments be made by a specified date; providing effective dates.

By the Committees on Communications, Energy, and Public Utilities; and Commerce and Tourism; and Senator Hukill—

CS for CS for SB 222—A bill to be entitled An act relating to electronic commerce; providing a directive to the Division of Law Revision and Information; creating the “Computer Abuse and Data Recovery Act”; creating s. 668.801, F.S.; providing a statement of purpose; creating s. 668.802, F.S.; defining terms; creating s. 668.803, F.S.; prohibiting a person from intentionally committing specified acts without authorization with respect to a protected computer; providing penalties for a violation; creating s. 668.804, F.S.; specifying remedies for civil actions brought by persons affected by a violation; providing that specified criminal judgments or decrees against a defendant act as estoppel as to certain matters in specified civil actions; providing that specified civil actions must be filed within certain periods of time; creating s. 668.805, F.S.; providing that the act does not prohibit specified activity by certain state, federal, and foreign law enforcement agencies, regulatory agencies, and political subdivisions; providing that the act does not impose liability on specified providers in certain circumstances; providing an effective date.

By the Committees on Judiciary; and Governmental Oversight and Accountability; and Senators Simpson, Margolis, Gibson, Hays, Latvala, and Lee—

CS for CS for SB 224—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring that a public agency contract for services include a statement providing the contact information of the public agency’s custodian of records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor’s compliance with public records laws; requiring that a public records request relating to records for a public agency’s contract for services be made directly to the public agency; requiring a contractor to provide requested records to the public agency or allow inspection or copying of requested records under specified circumstances; specifying applicable penalties for a contractor who fails to provide requested records; specifying circumstances under which a court may assess and award reasonable costs of enforcement against a public agency or contractor; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Montford—

CS for CS for SB 234—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.041, F.S.; revising the definition of the term “motor vehicle insurance” to include a policy that insures more than four automobiles; amending s. 627.728, F.S.; revising the definition of the term “policy” to include a policy that insures more than four automobiles; providing an effective date.

By the Committee on Transportation; and Senators Brandes and Gaetz—

CS for SB 240—A bill to be entitled An act relating to driver licenses and identification cards; amending ss. 322.051 and 322.08, F.S.; providing for the Department of Highway Safety and Motor Vehicles to accept a military identification card to meet certain requirements for issuance of an identification card or a driver license, respectively; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 242—A bill to be entitled An act relating to publicly funded retirement plans; amending s. 112.63, F.S.; requiring that actuarial reports for certain retirement plans include mortality tables; specifying requirements; amending s. 112.664, F.S.; revising information to be included in a defined benefit system or plan’s annual report to the Department of Management Services; providing a declaration of important state interest; providing an effective date.

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

CS for SB 252—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract of insurance; amending s. 626.916, F.S.; requiring the statement of diligent effort from a retail or producing agent be in a specified form; amending s. 626.931, F.S.; deleting provisions that require surplus lines agents to file a quarterly affidavit with the Florida Surplus Lines Office; amending ss. 626.932, 626.935, and 626.936, F.S.; conforming provisions to changes made by act; providing an effective date.

By the Committee on Finance and Tax; and Senator Bradley—

CS for SB 260—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple tangible personal property accounts to file a single joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in an evidence list for a value adjustment board hearing under certain circumstances; amending s. 194.013, F.S.; providing that only a single filing fee may be charged for specified petitions to the value adjustment board with respect to real property or tangible personal property accounts; reenacting s. 196.011(6)(a) and (8), F.S., relating to applications for certain tax exemptions, to incorporate the amendment made to s. 194.011, F.S., in references thereto; providing an effective date.

By the Committee on Fiscal Policy; and Senators Bradley and Brandes—

CS for SB 264—A bill to be entitled An act relating to traffic enforcement agencies and traffic citations; amending s. 316.640, F.S.; designating counties and municipalities as traffic enforcement agencies for purposes of the section and prohibiting them from establishing traffic citation quotas; amending s. 316.660, F.S.; requiring a county or municipality to submit a report of its traffic citation revenue and its expenses for operating a law enforcement agency during a fiscal year to the Legislative Auditing Committee under certain circumstances; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senators Brandes, Bradley, Evers, and Negron—

CS for CS for SB 290—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; defining the term “in the act of evacuating”; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Health Policy; and Senators Garcia and Joyner—

CS for CS for SB 296—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and Legislature; specifying the contents of the report; adjusting the representation of certain areas of specialization or institutions in the membership of the council; adding an organization from which a representative may be selected to serve as a council member; providing an effective date.

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

CS for SB 314—A bill to be entitled An act relating to the Petroleum Restoration Program; amending s. 376.305, F.S.; removing the requirement that applications for the Abandoned Tank Restoration Program must have been submitted to the Department of Environmental Protection by a certain time; deleting provisions relieving certain persons from liability; amending s. 376.3071, F.S.; prohibiting the department from incorporating risk-based corrective actions principles not approved by the property owner; prohibiting site rehabilitation from being implemented on certain sites without the approval of the property owner; requiring the department to establish a procedure by rule for the processing of certain invoices and the direct assignment of tasks by a certain date; authorizing site owners and operators to select agency term contractors from which the department must select from under certain circumstances; requiring the property owner or responsible party selecting the agency term contractor and the selected agency term contractor to execute a sworn affidavit testifying to certain terms; requiring agency term contractors to disclose any conflict of interest to the department; revising the conditions for eligibility and methods for payment of costs for the low-scored site initiative; clarifying that a change in ownership does not preclude a site from entering into the program; revising the eligibility requirements for receiving rehabilitation funding assistance; increasing the amount of funding assistance available; amending s. 376.30713, F.S.; revising the number of sites for certain advanced cleanup applications; increasing the total amount for which the department may contract for advanced cleanup work in a fiscal year; authorizing property owners and responsible parties to enter into voluntary cost-share agreements under certain circumstances; providing an effective date.

By the Committee on Judiciary; and Senators Diaz de la Portilla and Detert—

CS for SB 318—A bill to be entitled An act relating to guardianship proceedings; amending s. 709.2109, F.S.; revising the conditions under which an agent’s power of attorney is terminated or suspended or continues; amending s. 709.2119, F.S.; revising the contents of an affidavit by an agent to a third person; creating s. 744.1065, F.S.; authorizing a court to refer guardianship matters to mediation or alternative dispute resolution under certain circumstances; amending ss. 744.107 and 744.1075, F.S.; authorizing a court to appoint the office of criminal conflict and civil regional counsel as a court monitor in guardianship proceedings under certain circumstances; amending s. 744.108, F.S.; providing that fees and costs incurred by specified attorneys in compensation proceedings are payable from the assets of the guardianship estate; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; providing that expert witness fees are payable from the assets of the guardianship estate under certain circumstances; amending s. 744.3025, F.S.; clarifying

the circumstances under which a court may appoint a guardian ad litem to represent a minor; clarifying the circumstances under which a court must appoint a guardian ad litem; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.3031, F.S.; requiring that a duly noticed hearing be held before the appointment of an emergency temporary guardian; requiring a notice of filing of a petition for appointment of an emergency temporary guardian and a notice for any hearing on the petition to be served on certain persons before a hearing on the petition commences; revising the period for which an emergency temporary guardian may be appointed; prohibiting the final payment of the emergency temporary guardian fees and his or her attorney fees until the final report is filed; requiring a court to issue an order to show cause to an emergency temporary guardian who fails to timely file his or her final report; authorizing a court to take certain actions to protect the ward before a hearing on an order to show cause; requiring a copy of such order to be transmitted to certain parties; authorizing the court to impose sanctions on the emergency temporary guardian or take certain other actions after a show cause hearing; amending s. 744.309, F.S.; providing that certain corporations not for profit may act as guardians of a ward; amending s. 744.3115, F.S.; requiring the court to specify authority for health care decisions with respect to a ward's advance directive; requiring a court order revoking or modifying the authority of a health care surrogate to be supported by written findings of fact; amending s. 744.312, F.S.; requiring a court, in determining whom to appoint as a guardian, to consider the wishes of the close relatives of the incapacitated person under certain circumstances; limiting the authority of a court to appoint guardians under certain circumstances; authorizing the court to waive the limitations under certain circumstances; prohibiting the court from appointing a professional guardian as a permanent guardian under certain circumstances; creating s. 744.3203, F.S.; providing for the suspension of a power of attorney during guardianship proceedings under certain circumstances; requiring an expedited hearing on the motion to suspend a power of attorney under certain circumstances; authorizing a court to award reasonable attorney fees and costs to an agent who challenges the suspension of the power of attorney under certain circumstances; amending s. 744.345, F.S.; revising the circumstances under which letters of guardianship must describe the extent to which a guardian is authorized to act on behalf of the ward with regard to an advance directive; creating s. 744.359, F.S.; prohibiting abuse, neglect, or exploitation of a ward by a guardian; requiring the report of abuse, neglect, or exploitation to the Department of Children and Families central abuse hotline; amending s. 744.361, F.S.; revising the powers and duties of a guardian; amending s. 744.367, F.S.; revising the period during which a guardian must file an annual guardianship plan with the court; amending s. 744.369, F.S.; providing for the continuance of a guardian's authority to act under a last approved annual report under certain circumstances; amending s. 744.3715, F.S.; providing an additional circumstance under which an interested person may petition the court regarding a guardian's failure to comply with the duties of a guardian; amending s. 744.464, F.S.; establishing the burden of proof for determining restoration of capacity of a ward in pending guardianship cases; requiring the court to make findings of fact in its determination to restore or deny capacity; providing that the ward has the burden of proving by a preponderance of the evidence; requiring a court to advance such cases on the calendar; providing applicability; providing an effective date.

By the Committee on Fiscal Policy; and Senators Gaetz, Clemens, and Sobel—

CS for SB 320—A bill to be entitled An act relating to adoption and foster care; amending s. 39.0016, F.S.; revising what the Department of Children and Families must do when required to enter into agreements with specified entities; amending s. 39.812, F.S.; requiring the community-based care lead agency to visit in person or contact by telephone the child and the child's adoptive family 1 year after the date the adoption is finalized; requiring the agency to document specified information; requiring the agency to submit a report annually to the department; amending s. 409.145, F.S.; revising caregiver roles and responsibilities; revising the roles and responsibilities of the department, the community-based care lead agency, and other agency staff; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontractors; requiring that the department conduct a comprehensive baseline assessment of lead

agencies and provider performance and compile annual data for the most recent 5 years of available data; requiring the department to update the assessment annually; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate outcome-based agreements; requiring that several factors be included in the agreements; requiring the department to allocate incentive payments; requiring the department to report annually by a certain date specified information to the Governor and the Legislature; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances, subject to applicable taxes; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing that the rights offered by this act do not preclude a qualifying adoptive employee who adopts a special needs child from receiving any other assistance or incentive; requiring that parental leave for qualifying adoptive employees be provided; requiring the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; amending s. 409.175, F.S.; requiring licensed child-placing agencies providing adoption services for intercountry adoptions to meet specified requirements; requiring an adoption agency in this state which provides certain services to maintain records with specified information; providing appropriations; providing an effective date.

By the Committee on Regulated Industries; and Senator Altman—

CS for SB 338—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s. 471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural engineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting under certain conditions a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; revising continuing education requirements for reactivation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

By the Committees on Criminal Justice; and Judiciary; and Senator Simmons—

CS for CS for SB 342—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; requiring that the defendant receive a copy of the order of no contact prior to release; specifying acts prohibited by a no contact order; reenacting ss. 741.29(6), 784.046(13) and (15), and 901.15(13), F.S., relating to domestic violence, repeat, sexual, or dating violence, and arrest without a

warrant, respectively, to incorporate the amendment made to s. 903.047, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senators Garcia, Gibson, Bullard, Smith, and Detert—

CS for SB 378—A bill to be entitled An act relating to juvenile justice; amending s. 985.12, F.S.; authorizing a law enforcement officer to issue a warning to a juvenile who admits having committed a misdemeanor or to inform the child's parent or guardian of the child's infraction; allowing a law enforcement officer who does not exercise one of these options to issue a civil citation or require participation in a similar diversion program; requiring a law enforcement officer to provide written documentation in certain circumstances; providing that repeat misdemeanor offenders may participate in the civil citation program or a similar diversion program under certain circumstances; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., relating to the issuance of a civil citation, and the issuance of a civil citation or similar diversion program, respectively, to incorporate the amendments made to s. 985.12, F.S., in references thereto; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Regulated Industries; and Senator Brandes—

CS for CS for SB 394—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals who are currently on active duty who present a valid military identification card; prohibiting duplication of military identification cards; providing an effective date.

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

CS for SJR 400—A joint resolution proposing amendments to Sections 3 and 4 of Article VII and the creation of Section 34 of Article XII of the State Constitution to require the Legislature, by general law, to exempt the assessed value of a renewable energy source device or a component thereof from the tangible personal property tax, to allow the Legislature, by general law, to prohibit the consideration of the installation of such device or component in determining the assessed value of residential and nonresidential real property for the purpose of ad valorem taxation, and to provide effective and expiration dates.

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

CS for SB 402—A bill to be entitled An act relating to renewable energy source devices; amending s. 193.624, F.S.; revising the term “renewable energy source device” to include certain devices that store or use solar energy, wind energy, or energy from geothermal deposits to generate specified forms of energy; specifying a period during which a property appraiser is prohibited from considering an increase in the just value of real property used for residential purposes which is attributable to the installation of a renewable energy source device; prohibiting consideration by a property appraiser of an increase in the just value of real property used for any purpose which is attributable to the installation of a renewable energy source device or of a component of such device on or after a specified date; creating s. 196.182, F.S.; exempting a renewable energy source device, or a component of such device, which is installed upon real property on or after a specified date from the tangible personal property tax; reenacting ss. 193.155(4)(a) and 193.155(6)(a), F.S., relating to homestead assessments and nonhomestead residential property assessments, respectively, to incorporate the amendment made to s. 193.624, F.S., in references thereto; providing that specified provisions of the act expire on a certain date; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Flores—

CS for SB 466—A bill to be entitled An act relating to low-voltage alarm systems; amending s. 553.793, F.S.; revising the definition of the term “low-voltage alarm system project” and adding the definition of the

term “wireless alarm system”; providing that a permit is not required to install, maintain, inspect, replace, or service a wireless alarm system and its ancillary components; reducing the maximum price for permit labels for alarm systems; prohibiting a local enforcement agency from requiring the payment of any additional fees, charges, or expenses associated with the installation or replacement of a new or existing alarm system; authorizing a local enforcement agency to coordinate the inspection of certain alarm system projects; providing an effective date.

By the Committee on Community Affairs; and Senator Simpson—

CS for SB 484—A bill to be entitled An act relating to regional planning councils; amending s. 163.3175, F.S.; deleting obsolete provisions; amending s. 163.3246, F.S.; removing restrictions on certain exemptions; amending s. 163.3248, F.S.; removing the requirement that regional planning councils provide assistance in developing a plan for a rural land stewardship area; amending s. 186.505, F.S.; removing the power of regional planning councils to establish and conduct cross-acceptance negotiation processes; amending s. 186.506, F.S.; removing the Governor's authority to revise regional planning council district boundaries; creating s. 186.512, F.S.; subdividing the state into specified geographic regions for the purpose of regional comprehensive planning; amending s. 186.513, F.S.; deleting the requirement that regional planning councils make joint reports and recommendations; amending s. 253.7828, F.S.; conforming provisions to changes made by the act; amending s. 339.135, F.S.; deleting obsolete provisions; amending s. 339.155, F.S.; removing certain duties of regional planning councils; amending s. 380.06, F.S.; removing the requirement that certain developers submit biennial reports to regional planning agencies; amending s. 403.50663, F.S.; removing requirements relating to certain informational public meetings; amending s. 403.507, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed electrical power plants; amending s. 403.508, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending s. 403.5115, F.S.; conforming provisions to changes made by the act; amending s. 403.526, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed transmission lines or corridors; amending s. 403.527, F.S.; removing the requirement that regional planning councils parties participate in certain proceedings; amending s. 403.5272, F.S.; conforming provisions to changes made by the act; amending s. 403.7264, F.S.; removing the requirement that regional planning councils assist with amnesty days for purging small quantities of hazardous wastes; amending s. 403.941, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed natural gas transmission lines or corridors; amending s. 403.9411, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending ss. 419.001 and 985.682, F.S.; removing provisions relating to the use of a certain dispute resolution process; repealing s. 186.0201, F.S., relating to electric substation planning; repealing s. 260.018, F.S., relating to agency recognition of certain publicly owned lands and waters; providing an appropriation; providing an effective date.

By the Committee on Regulated Industries; and Senator Thompson—

CS for SB 490—A bill to be entitled An act relating to state lotteries; amending s. 24.121, F.S.; requiring the Department of the Lottery to split evenly the net revenue between certain universities located in this state and direct service providers for breast cancer research and the provision of services for certain individuals who have breast cancer; restricting certain uses of the funds; requiring that direct service providers be reimbursed on the basis of specified fee schedules for services, equipment, or supplies; requiring a direct service provider to provide a continuum of care; defining terms; creating s. 24.132, F.S.; offering a special instant lottery game called “Ticket for the Cure” by the department for a limited time; prohibiting the department from unreasonably diminishing the efforts devoted to marketing other instant lottery games; requiring the department to allocate net revenue to be used for funding breast cancer research and providing services for certain individuals who have breast cancer; restricting the use of funds; providing that the funds generated may not supplant those funds otherwise appropriated for breast cancer research by this state; defining terms; authorizing the department to adopt rules; amending s. 381.93, F.S.; requiring the Mary Brogan Breast and Cervical Cancer Early Detection

Program be funded through specified federal and state funds; requiring the state to appropriate funds from the General Appropriations Act to match federal funds provided for screening and early detection purposes; providing an effective date.

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

CS for CS for SB 496—A bill to be entitled An act relating to guardians; amending s. 39.6251, F.S.; requiring the court at the permanency review hearing to review the necessity of the guardianship and whether restoration of guardianship proceedings are needed when the young adult reaches a certain age under certain circumstances; amending s. 39.701, F.S.; requiring that, for a child meeting certain requirements, the updated case plan be developed in a face-to-face conference with specified persons present; requiring the Department of Children and Families to take specified actions at the judicial review hearing if the court makes certain determinations; requiring the department to provide documentation and information to a petitioner under certain circumstances; requiring certain proceedings to be conducted separately; expanding the circumstances under which a court, after making certain findings, may issue an order directing the department to show cause; amending s. 393.12, F.S.; providing that the guardianship court has jurisdiction over proceedings for appointment of a guardian advocate if petitions are filed for certain minors who are subject to ch. 39, F.S., proceedings if such minors have attained a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order appointing a guardian advocate must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted in separate proceedings; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under ch. 39, F.S., the parents may act as natural guardians unless the dependency or probate court finds that it is not in the child's best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the guardianship court to initiate proceedings for appointment of guardians for certain minors who are subject to ch. 39, F.S., proceedings if petitions are filed and if such minors have reached a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order of adjudication and letters of limited or plenary guardianship must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted in separate proceedings; providing an effective date.

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

CS for SB 568—A bill to be entitled An act relating to family trust companies; amending s. 662.102, F.S.; revising the purposes of the Family Trust Company Act; providing legislative findings; amending s. 662.111, F.S.; redefining the term "officer"; creating s. 662.113, F.S.; specifying the applicability of other chapters of the financial institutions codes to family trust companies; providing that the section does not limit the authority of the Office of Financial Regulation to investigate any entity to ensure that it is not in violation of ch. 662, F.S., or applicable provisions of the financial institutions codes; amending s. 662.120, F.S.; revising the ancestry requirements for designated relatives of a licensed family trust company; amending s. 662.1215, F.S.; revising the requirements for investigations of license applicants by the Office of Financial Regulation; amending s. 662.122, F.S.; revising the requirements for registration of a family trust company and a foreign licensed family trust company; amending s. 662.1225, F.S.; requiring a foreign licensed family trust company to be in compliance with the family trust laws and regulations in its jurisdiction; specifying the date upon which family trust companies must be registered or licensed or, if not registered or licensed, cease doing business in this state; amending s. 662.123, F.S.; revising the types of amendments to organizational documents which must have prior approval by the office; amending s. 662.128, F.S.; extending the deadline for the filing of, and revising the requirements for, specified license and registration renewal applications; amending s. 662.132, F.S.; revising the authority of specified family trust companies while acting as fiduciaries to purchase certain bonds and securities; revising the prohibition against the purchase of certain bonds or securities by specified family trust companies; amending s. 662.141, F.S.; revising the purposes for which the office may examine or investigate a family trust company that is not licensed and a

foreign licensed family trust company; deleting the requirement that the office examine a family trust company that is not licensed and a foreign licensed family trust company; providing that the office may rely upon specified documentation that identifies the qualifications of beneficiaries as permissible recipients of family trust company services; deleting a provision that authorizes the office to accept an audit by a certified public accountant in lieu of an examination by the office; authorizing the Financial Services Commission to adopt rules establishing specified requirements for family trust companies; amending s. 662.142, F.S.; deleting a provision that authorizes the office to immediately revoke the license of a licensed family trust company under certain circumstances; revising the circumstances under which the office may enter an order revoking the license of a licensed family trust company; amending s. 662.143, F.S.; revising the acts that may result in the entry of a cease and desist order against specified family trust companies and affiliated parties; amending s. 662.144, F.S.; authorizing a family trust company to have its terminated registration or revoked license reinstated under certain circumstances; revising the timeframe for a family trust company to wind up its affairs under certain circumstances; requiring the deposit of certain fees and fines in the Financial Institutions' Regulatory Trust Fund; amending s. 662.145, F.S.; revising the office's authority to suspend a family trust company-affiliated party who is charged with a specified felony or to restrict or prohibit the participation of such party in certain financial institutions; s. 662.150, F.S.; making a technical change; amending s. 662.151, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

CS for SB 574—A bill to be entitled An act relating to electronic auction services; amending s. 1001.42, F.S.; revising the powers and duties of the district school board to authorize the adoption of rules regarding procurement practices; defining the term "electronic auction services"; amending s. 1006.27, F.S.; authorizing a district school board's use of electronic auction services in conjunction with bid pooling for school buses and related purchases; providing an effective date.

By the Committee on Community Affairs; and Senator Stargel—

CS for SB 594—A bill to be entitled An act relating to agritourism; amending s. 570.85, F.S.; prohibiting a local government from enforcing any local ordinance, regulation, rule, or policy that prohibits, restricts, regulates, or otherwise limits an agritourism activity on land classified as agricultural land; providing an effective date.

By the Committee on Regulated Industries; and Senator Hays—

CS for SB 596—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; defining the term "branded product"; revising the current limitation on the number of containers that may be sold to consumers by craft distilleries; applying such limitation to individual containers for each branded product; prohibiting a craft distillery from shipping or arranging to ship any of its distilled spirits to consumers; providing an exception; providing an effective date.

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

CS for CS for SB 600—A bill to be entitled An act relating to insurance guaranty associations; amending s. 625.012, F.S.; revising the definition of the term "asset" to include Florida Insurance Guaranty Association assessments, under certain conditions, for purposes of determining the financial condition of an insurer; amending ss. 631.717 and 631.737, F.S.; transferring a provision relating to the obligation of the Florida Life and Health Insurance Guaranty Association to pay valid claims under certain circumstances; providing an effective date.

By the Committee on Health Policy; and Senators Gaetz, Montford, and Sobel—

CS for SB 606—A bill to be entitled An act relating to dental care; creating s. 381.4019, F.S.; establishing a joint local and state dental care

access account initiative, subject to the availability of funding; authorizing the creation of dental care access accounts; specifying the purpose of the initiative; defining terms; providing criteria for the selection of dentists for participation in the initiative; providing for the establishment of accounts; requiring the Department of Health to implement an electronic benefit transfer system; providing for the use of funds deposited in the accounts; authorizing the department to distribute state funds to accounts subject to legislative appropriations; authorizing the department to accept contributions from local sources for deposit in designated accounts; limiting the number of years that an account may remain open; providing for the immediate closure of accounts under certain circumstances; authorizing the department to transfer state funds remaining in a closed account at a specified time and to return unspent funds from local sources; requiring a dentist to repay funds in certain circumstances; authorizing the department to pursue disciplinary enforcement actions and to use other legal means to recover funds; requiring the department to establish by rule application procedures and a process to verify the use of funds withdrawn from a dental care access account; requiring the department to give priority to applications from dentists practicing in certain areas; requiring the Department of Economic Opportunity to rank shortage areas and medically underserved areas; requiring the Department of Health to develop a marketing plan in cooperation with certain dental colleges and the Florida Dental Association; providing an effective date.

By the Committee on Regulated Industries; and Senator Stargel—

CS for SB 608—A bill to be entitled An act relating to real estate brokers and appraisers; amending s. 475.15, F.S.; requiring the Florida Real Estate Commission to adopt certain rules pertaining to broker registration on a temporary, emergency basis; amending s. 475.17, F.S.; clarifying education requirements that apply for postlicensure and initial real estate licensure; amending s. 475.183, F.S.; providing that the commission may reinstate the license of an individual in certain circumstances; amending s. 475.611, F.S.; revising the supervision requirements for registered trainee appraisers; amending s. 475.612, F.S.; revising the supervision requirements for select graduate students; amending s. 475.621, F.S.; providing that the department shall collect annual fees set by and transmitted to the appraisal subcommittee; amending s. 475.629, F.S.; requiring an appraiser to prepare and retain a work file in certain circumstances; requiring the work file to be retained for a specified period; requiring the work file to contain certain documents; requiring appraisal management companies to retain certain items; removing the prohibition that the Department of Business and Professional Regulation may not inspect or copy the records except in certain circumstances; amending s. 475.6295, F.S.; providing that duly authorized agents and employees of the department may inspect an appraisal management company at all reasonable hours; amending s. 475.631, F.S.; removing the board's authority to enter into written agreements with similar licensing or certification authorities; providing an effective date.

By the Committee on Regulated Industries; and Senator Brandes—

CS for SB 612—A bill to be entitled An act relating to cosmetic product registration; amending s. 499.015, F.S.; removing the requirement that a person who manufactures, packages, repackages, labels, or re-labels a cosmetic in this state must register such cosmetic biennially with the Department of Business and Professional Regulation; amending ss. 499.003, 499.041, and 499.051 F.S.; conforming provisions to changes made by this act; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Legg—

CS for SB 616—A bill to be entitled An act relating to education accountability; amending s. 1001.03, F.S.; revising the powers of the State Board of Education to require adoption of rules regarding notification forms for grade 3 retention and midyear promotion, and high school graduation requirements and options; amending s. 1008.22, F.S.; removing the requirement that English Language Arts statewide assessments be administered to students in grade 11; prohibiting a school district from administering a local assessment on a subject measured under a statewide assessment; requiring a school district to provide a student's performance results on local assessments within a specified timeframe; revising requirements for the administration of local as-

essments; transferring provisions relating to district school board policies regarding assessments; restricting the amount of school hours that a school district may dedicate to administer specified assessments; providing exceptions; requiring a school district to secure consent of a student's parent if school hours dedicated to the administration of local assessments exceed the threshold amount; authorizing a student to take an examination or assessment adopted pursuant to State Board of Education rule; revising requirements regarding the school district's adoption and publication of testing schedules; amending s. 1008.25, F.S.; revising requirements for a district school board's comprehensive student progression plan; removing references regarding local assessments; revising requirements regarding instruction and reassessment of students who exhibit a reading deficiency; amending s. 1008.30, F.S.; specifying alternative assessments that may be accepted by public postsecondary educational institutions in lieu of the common placement test; revising requirements for state board rules regarding common placement testing; authorizing, rather than requiring, high schools to perform specified college readiness evaluations; amending s. 1008.34, F.S.; adding references to school improvement ratings; amending s. 1012.34, F.S.; revising the percentage thresholds for performance evaluation criteria for instructional personnel and school administrators; authorizing use of peer reviews under the professional and job responsibilities component of the evaluation; specifying standards for the content and the administration of local assessments; specifying requirements for eligibility of salary adjustments for instructional personnel or school administrators; requiring the state board to adopt rules by a certain date; amending s. 1012.3401, F.S.; revising the formula for a classroom teacher's or school administrator's performance evaluation; authorizing a school district to request approval from the state board to use student performance results on new statewide assessments for diagnostic and baseline purposes; requiring a district school superintendent to submit the waiver request to the Commissioner of Education; specifying required content of a waiver request; requiring the commissioner to review and make recommendations to the state board regarding each waiver request; specifying conditions and requirements for a school that is granted a waiver for the 2014-2015 school year; providing for expiration; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to complete a study regarding the leasing of examination questions; requiring OPPAGA to submit a report summarizing the study findings to the Legislature by a specified date; amending ss. 1003.4282, 1003.4285, and 1012.22, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 620—A bill to be entitled An act relating to emergency management; amending s. 252.921, F.S.; revising a short title provision; creating s. 252.9335, F.S.; exempting certain employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact under certain circumstances; providing an effective date.

By the Committee on Health Policy; and Senator Detert—

CS for SB 640—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; authorizing the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; requiring a funeral director to provide burial-transit permits to certain persons; assigning responsibility for manually filed paper death records to the subregistrar; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar on a prescribed form; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a death or a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; retaining a funeral director's responsibility to file a death or fetal death certificate with the department, rather than with the local registrar; amending s. 382.0135,

F.S.; requiring the department to electronically notify the United States Social Security Administration of deaths in the state; providing an effective date.

By the Committee on Judiciary; and Senator Latvala—

CS for SB 656—A bill to be entitled An act relating to unlawful detention by a transient occupant; creating s. 82.045, F.S.; defining the term “transient occupant”; providing factors that establish a transient occupancy; providing for removal of a transient occupant by a law enforcement officer; providing a cause of action for wrongful removal; limiting actions for wrongful removal; providing a civil action for removal of a transient occupant; providing an effective date.

By the Committee on Community Affairs; and Senator Latvala—

CS for SB 668—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

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

CS for SB 674—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain personal identifying information of current or former servicemembers of a military special operations unit and the spouses and children of such servicemembers; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Banking and Insurance; and Senator Diaz de la Portilla—

CS for SB 678—A bill to be entitled An act relating to reciprocal insurers; amending s. 629.271, F.S.; authorizing domestic reciprocal insurers to return a portion of unassigned funds to their subscribers; providing limitations; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Montford—

CS for SB 688—A bill to be entitled An act relating to the opening and closing of public schools; amending s. 1001.42, F.S.; revising a requirement for the uniform opening date of public schools; amending s. 1003.621, F.S.; providing that academically high-performing school districts must comply with provisions relating to the uniform opening date of public schools; providing an exception for certain school districts for a certain timeframe; providing an effective date.

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

CS for SB 726—A bill to be entitled An act relating to consumer protection; amending s. 501.142, F.S.; requiring retail sales establishments that sell goods to the public to grant a refund within a specified period of time for goods costing more than a specified amount if returned by a consumer who has been adjudicated incapacitated, is subject to a certain type of guardianship, or has a certain medical condition, if specified requirements are satisfied; providing penalties for a violation of the requirements; making technical changes; amending s. 501.95, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Criminal Justice; and Senators Lee, Thompson, Soto, and Latvala—

CS for SB 746—A bill to be entitled An act relating to diabetes awareness training for law enforcement officers; providing a short title; creating s. 943.1726, F.S.; requiring the Department of Law Enforcement to establish an online continued employment training component relating to diabetic emergencies; specifying topics to be included in the instruction; providing that completion of the training may count towards continued employment instruction requirements; providing an effective date.

By the Committee on Health Policy; and Senator Evers—

CS for SB 758—A bill to be entitled An act relating to the prescription and use of opioid antagonists for emergency treatment of opioid overdoses; providing a short title; creating s. 381.887, F.S.; defining terms; providing the purposes of the act; providing for the prescribing of opioid antagonists to, and the use of them by, patients and caregivers who have received emergency overdose treatment information; providing for the prescribing of opioid antagonists to, and the use of them by, first responders; providing immunities from liability; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Evers—

CS for SB 764—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; scheduling Mitragynine and 7-Hydroxymitragynine, constituents of Kratom, in a schedule of controlled substances; scheduling isomers, esters, ethers, salts, and salts of isomers, esters, and ethers of Mitragynine and 7-Hydroxymitragynine in a schedule of controlled substances; providing an exception from scheduling for any drug product approved by the United States Food and Drug Administration which contains Mitragynine or 7-Hydroxymitragynine; amending s. 893.13, F.S.; providing a criminal penalty for; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(11)(b), 458.3265(1)(e), 459.0137(1)(e), 782.04(1)(a) and (4), 787.06(2)(a), 817.563, 831.31(1)(a) and (2), 856.015(1)(c), 893.02(4), 893.035(2), (7)(a), and (8)(a), 893.0356(2)(a) and (5), 893.05(1), 893.12(2)(b), (c), and (d), 893.13(1)(a), (c) through (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), 921.0022(3)(b), (c), and (e), F.S., to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

By the Committee on Health Policy; and Senator Gaetz—

CS for SB 768—A bill to be entitled An act relating to patient observation status notification; amending s. 395.301, F.S.; requiring a licensed facility to document observation services in a patient’s discharge papers when the facility places the patient on observation status; requiring a licensed facility to notify a patient or patient’s proxy of observation status through discharge papers; authorizing a licensed facility to notify a patient or patient’s proxy of observation status through other forms of communication; providing an effective date.

By the Committee on Community Affairs; and Senator Hays—

CS for SB 778—A bill to be entitled An act relating to local government construction preferences; amending s. 287.084, F.S.; specifying that funds appropriated by the state for certain competitively solicited projects do not include federal aid funds; prohibiting local ordinances and regulations from restricting a certified contractor’s competition for award of a contract for construction services based upon certain conditions; requiring a state college, school district, or other political subdivision to make specified disclosures in competitive solicitation documents; providing construction; providing an effective date.

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

CS for SB 784—A bill to be entitled An act relating to health care; providing that this act shall be known as the “Right Medicine, Right Time Act”; creating s. 402.90, F.S.; creating the Clinical Practices Review Commission; housing the commission, for administrative purposes,

within the Division of Medical Quality Assurance of the Department of Health; specifying the composition of, qualifications for appointment to, and standards imposed on commission members; designating the members as public officers; requiring the executive director to submit to the Commission on Ethics a list of certain people subject to public disclosure requirements; providing penalties for failure to comply with such standards; specifying the duties and responsibilities of the commission; amending s. 409.967, F.S.; requiring a managed care plan that establishes a prescribed drug formulary or preferred drug list to provide a broad range of therapeutic options to the patient; requiring coverage limitations to be supported by clinical evidence; setting coverage limitation approval standards; creating s. 627.6051, F.S.; requiring sufficient clinical evidence to support a proposed coverage limitation at the point of service; defining the terms “a coverage limitation imposed at the point of service” and “sufficient clinical evidence”; requiring the commission to determine whether sufficient clinical evidence exists and the Office of Insurance Regulation to approve coverage limitations if the commission determines that such evidence exists; providing for the liability of a health insurer and its chief medical officer for injuries and damages resulting from restricted access to services if the insurer has imposed coverage limitations without the approval of the office; requiring insurers to establish reserves to pay for such damages; amending ss. 627.642 and 627.6699, F.S.; requiring an outline of coverage and certain plans offered by a small employer carrier to include summary statements identifying specific prescription drugs and procedures that are subject to specified restrictions and limitations; requiring insurers and small employer carriers to post the summaries on the Internet; amending s. 627.6471, F.S.; requiring an insurer to post a link to the list of preferred providers on its website and to update the list within 10 business days after a change; amending s. 627.651, F.S.; conforming a cross-reference; amending s. 627.662, F.S.; specifying that specified provisions relating to coverage limitations on prescription drugs and diagnostic or therapeutic procedures apply to group health insurance, blanket health insurance, and franchise health insurance; amending s. 641.31, F.S.; requiring a health maintenance contract summary statement to include a statement of any limitations on benefits, the identification of specific prescription drugs, and certain procedures that are subject to specified restrictions and limitations; requiring a health maintenance organization to post the summaries on the Internet; prohibiting a health maintenance organization from establishing certain procedures and requirements that restrict access to covered services; requiring a coverage limitation to be supported, as determined by the commission, by clinical evidence demonstrating that the limitation does not inhibit the diagnosis or treatment of the patient; defining the term “a coverage limitation imposed by a health maintenance organization at the point of service”; amending s. 641.3155, F.S.; prohibiting the retroactive denial of a claim because of subscriber ineligibility at any time if the health maintenance organization verified the eligibility of such subscriber at the time of treatment and provided an authorization number; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 792—A bill to be entitled An act relating to pharmacy; amending s. 465.189, F.S.; authorizing a registered intern under the supervision of a pharmacist to administer specified vaccines to an adult; revising which vaccines may be administered by a pharmacist or a registered intern under the supervision of a pharmacist; requiring a one-to-one ratio for such supervision; requiring a registered intern seeking to administer vaccines to be certified to administer such vaccines and to complete a minimum amount of coursework; providing an effective date.

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

CS for SB 836—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; revising provisions relating to assessments that are premium and not subject to the premium tax; limiting an insurer’s liability for uncollectible emergency assessments; deleting the requirement to file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges

or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

CS for SB 838—A bill to be entitled An act relating to justices and judges; amending s. 121.021, F.S.; revising the applicability of the term “termination”; amending s. 121.091, F.S.; providing that a retired justice or retired judge is not subject to certain restrictions on employment after retirement otherwise applicable to retired employees; amending s. 121.591, F.S.; providing that a retired justice or retired judge who returns to temporary employment as a senior judge in any court may continue to receive a distribution of his or her retirement account after providing proof of termination from his or her regularly established position; adjusting employer contribution rates in order to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing findings of an important state interest; providing an effective date.

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

CS for SB 842—A bill to be entitled An act relating to Citizens Property Insurance Corporation eligibility for coverage; amending s. 627.351, F.S.; deleting a provision prohibiting certain improvements to major structures from being eligible for coverage by the Citizens Property Insurance Corporation; prohibiting coverage for major structures rebuilt, repaired, restored, or remodeled to increase the total square footage of finished area by a specified amount; reenacting s. 627.712(1), F.S., relating to residential windstorm coverage, to incorporate the amendment made by this act to s. 627.351, F.S.; providing an effective date.

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

CS for SB 848—A bill to be entitled An act relating to the employment of individuals with disabilities; providing a short title; providing legislative intent; providing a purpose; requiring specified state agencies and organizations to develop and implement an interagency cooperative agreement; requiring the interagency cooperative agreement to provide the roles, responsibilities, and objectives of state agencies and organizations; providing an effective date.

By the Committee on Judiciary; and Senator Hukill—

CS for SB 872—A bill to be entitled An act relating to estates; amending s. 733.106, F.S.; authorizing the court, if costs and attorney fees are to be paid from the estate under specified sections of law, to direct payment from a certain part of the estate or, under specified circumstances, to direct payment from a trust; authorizing costs and fees to be assessed against one or more persons’ part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs and fees; authorizing a court to assess costs and fees without finding that the person engaged in specified wrongful acts; amending s. 733.212, F.S.; revising the required content for a notice of administration; revising provisions that require an interested person, who has been served a notice of administration, to file specified objections in an estate matter within 3 months after service of such notice; providing that the 3-month period may only be extended for certain estoppel; providing that objections that are not barred by the 3-month period must be filed no later than a specified date; deleting references to objections based upon the qualifications of a personal representative; amending s. 733.2123, F.S.; conforming provisions to changes made by the act; amending s. 733.3101, F.S.; requiring a personal representative to resign immediately if he or she knows that he or she was not qualified to act at the time of appointment; requiring a personal representative who was qualified to act at such appointment to file a notice if no longer qualified; authorizing an interested person within a specified period to request the removal of a personal representative who files such notice; providing that a personal representative is liable for costs and attorney fees in-

curréd in a removal proceeding if he or she is removed and should have known of the facts supporting the removal; defining the term “qualified”; amending s. 733.504, F.S.; requiring a personal representative to be removed and the letters of administration revoked if he or she was not qualified to act at the time of appointment; amending s. 733.617, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a personal representative if the attorney prepared or supervised execution of the will unless the attorney or person is related to the testator or the testator acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying when a person is “related” to another individual; specifying when an attorney or person related to the attorney is deemed to be nominated as personal representative; providing that the provisions do not limit an interested person’s rights or remedies at law or equity except for compensation payable to a personal representative; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a personal representative from serving or affect the validity of a will; providing a form for the written acknowledgment; providing applicability; amending s. 733.817, F.S.; defining and redefining terms; deleting a provision that exempts an interest in protected homestead from the apportionment of taxes; providing for the payment of taxes on protected homestead family allowance and exempt property by certain other property to the extent such other property is sufficient; revising the allocation of taxes; revising the apportionment of the net tax attributable to specified interests; authorizing a court to assess liability in an equitable manner under certain circumstances; providing that a governing instrument may not direct that taxes be paid from property other than property passing under the governing instrument, except under specified conditions; requiring that direction in a governing instrument be express to apportion taxes under certain circumstances; requiring that the right of recovery provided in the Internal Revenue Code for certain taxes be expressly waived in the decedent’s will or revocable trust with certain specificity; specifying the property upon which certain tax is imposed for allocation and apportionment of certain tax; providing that a general statement in the decedent’s will or revocable trust waiving all rights of reimbursement or recovery under the Internal Revenue Code is not an express waiver of certain rights of recovery; requiring direction to specifically reference the generation-skipping transfer tax imposed by the Internal Revenue Code to direct its apportionment; authorizing, under certain circumstances, the decedent to direct by will the amount of net tax attributable to property over which the decedent held a general power of appointment under certain circumstances; providing that an express direction in a revocable trust is deemed to be a direction contained in the decedent’s will as well as the revocable trust under certain circumstances; providing that an express direction in the decedent’s will to pay tax from the decedent’s revocable trust by specific reference to the revocable trust is effective unless a contrary express direction is contained in the revocable trust; revising the resolution of conflicting directions in governing instruments with regard to payment of taxes; providing that the later express direction in the will or other governing instrument controls; providing that the date of an amendment to a will or other governing instrument is the date of the will or trust for conflict resolution only if the codicil or amendment contains an express tax apportionment provision or an express modification of the tax apportionment provision; providing that a will is deemed executed after another governing instrument if the decedent’s will and another governing instrument were executed on the same date; providing that an earlier conflicting governing instrument controls as to any tax remaining unpaid after the application of the later conflicting governing instrument; providing that a grant of permission or authority in a governing instrument to request payment of tax from property passing under another governing instrument is not a direction apportioning the tax to the property passing under the other governing instrument; providing a grant of permission or authority in a governing instrument to pay tax attributable to property not passing under the governing instrument is not a direction apportioning the tax to property passing under the governing instrument; providing application; prohibiting the requiring of a personal representative or fiduciary to transfer to a recipient property that may be used for payment of taxes; amending s. 736.0708, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a trustee if the attorney prepared or supervised execution of the trust instrument unless the attorney or person is related to the settlor or the settlor acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a

trust instrument; specifying when a person is “related” to another individual; specifying when an attorney or person related to the attorney is deemed to be appointed as trustee; providing that the provisions do not limit an interested person’s rights or remedies at law or equity except for compensation payable to a trustee; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a trustee from serving or affect the validity of a trust instrument; providing a form for the written acknowledgment; providing applicability; amending s. 736.1005, F.S.; authorizing the court, if attorney fees are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that fees may be assessed against one or more persons’ part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such fees; providing that a court may assess fees without finding that a person engaged specified wrongful acts; amending s. 736.1006, F.S.; authorizing the court, if costs are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that costs may be assessed against one or more persons’ part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs; providing that specified sections of the act are remedial and intended to clarify existing law; providing for retroactive and prospective application of specified portions of the act; providing effective dates.

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

CS for SB 878—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; revising the membership of the cabinet; providing an effective date.

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

CS for SB 916—A bill to be entitled An act relating to commercial insurer rate filing procedures; amending s. 627.062, F.S.; restricting to certain property rate filings a requirement that the chief executive officer or chief financial officer and chief actuary of a property insurer certify the information contained in a rate filing; amending s. 627.0645, F.S.; exempting commercial nonresidential multiperil insurance from annual base rate filing; providing an effective date.

By the Committee on Community Affairs; and Senator Hays—

CS for SB 924—A bill to be entitled An act relating to property prepared for a tax-exempt use; creating s. 196.1955, F.S.; consolidating and revising provisions relating to obtaining an ad valorem exemption for property owned by an exempt organization, including the requirement that the owner of an exempt organization take affirmative steps to demonstrate an exempt use; authorizing the property appraiser to serve a notice of tax lien on exempt property that is not in actual exempt use after a certain time; providing that the lien attaches to any property owned by the organization identified in the notice of lien; providing that the provisions authorizing the tax lien do not apply to a house of public worship; defining the term “public worship”; amending s. 196.196, F.S.; deleting provisions relating to the exemption as it applies to public worship and affordable housing and provisions that have been moved to s. 196.1955, F.S.; amending s. 196.198, F.S.; deleting provisions relating to property owned by an educational institution and used for an educational purpose that is included in s. 196.1955, F.S.; providing an effective date.

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

CS for SB 934—A bill to be entitled An act relating to public works projects; providing definitions; prohibiting the state and political subdivisions that contract for the construction, maintenance, repair, or improvement of public works from imposing certain conditions on certain contractors, subcontractors, or material suppliers or carriers; providing an exception; prohibiting the state and political subdivisions from imposing certain restrictions on qualified bidders; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Detert and Sachs—

CS for SB 940—A bill to be entitled An act relating to continuum of care for children; amending s. 39.523, F.S.; removing a requirement that the Department of Children and Families submit a report annually to the Legislature on the placement of children in licensed residential group care; removing a provision requiring the department to provide a detailed account of certain expenditures; removing provisions regarding implementation and specified annual funding; creating s. 409.144, F.S.; providing legislative findings and intent; requiring the department to collect and compile specified data and information; creating the Continuum of Care Advisory Council within the department for specified purposes; providing duties of the council; requiring the members of the advisory council to be appointed in specified manners; authorizing the advisory council to work with certain individuals and providing limitations on the involvement of those individuals; providing per diem and travel expenses for certain members; requiring the advisory council to submit specified information to the Governor and the Legislature by a certain date; requiring the department to provide administrative support to the advisory council; requiring that the advisory council have access to specified information; prohibiting certain data from including information that would identify specific individuals; providing an effective date.

By the Committee on Health Policy; and Senator Hukill—

CS for SB 950—A bill to be entitled An act relating to public health emergencies; amending s. 381.0012, F.S.; requiring certain state and local officers to assist in enforcing rules and orders issued by the Department of Health under ch. 381, F.S.; amending s. 381.00315, F.S.; authorizing the State Health Officer to issue orders to isolate individuals; defining terms; clarifying the responsibilities of the department for isolation and quarantine; specifying that any order the department issues is immediately enforceable by a law enforcement officer; requiring the department to adopt rules for the imposing and lifting of isolation orders; providing a penalty for violating an isolation order; providing a legislative finding of important state interest; providing an effective date.

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

CS for SB 980—A bill to be entitled An act relating to defense contracting; creating s. 288.1046, F.S.; establishing the Defense Works in Florida Incentive; providing definitions; authorizing a Florida prime contractor to apply to the Department of Economic Opportunity to certify that it may reduce its computation of adjusted federal income by a specified amount; providing application requirements and procedures; providing caps for the aggregate amount of qualified subcontract awards that may be certified per calendar year; authorizing the Department of Economic Opportunity and the Department of Revenue to adopt rules; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to provide for a reduction in taxable income equal to a specified amount of qualified subcontract awards certified by the Department of Economic Opportunity; providing an effective date.

By the Committee on Transportation; and Senator Margolis—

CS for SB 988—A bill to be entitled An act relating to anatomical gifts; amending s. 765.521, F.S.; requiring an applicant for a driver license, driver license renewal, or identification card to provide a statement of whether he or she agrees to have his or her name included in the donor registry; specifying the options that may be selected by an applicant in his or her statement; providing an effective date.

By the Committee on Transportation; and Senator Simmons—

CS for SB 1024—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; requiring the chairs of the boards of specified county commissions each to appoint one member from their respective counties who is a commission member or chair or a county mayor to serve on the governing body of the authority; specifying that the terms of members appointed by the Governor end on a specified date; removing the requirement that the authority elect one

of its members as secretary; amending s. 348.757, F.S.; removing the requirement that title in fee simple absolute to the former Orlando-Orange County Expressway System be transferred to the state upon the completion of the faithful performance and termination of a specified lease-purchase agreement; providing an effective date.

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

CS for SB 1054—A bill to be entitled An act relating to retirement; amending s. 121.055, F.S.; authorizing local agency employers to reassess designation of positions for inclusion in the Senior Management Service Class; providing for removal of certain positions; providing an effective date.

By the Committee on Ethics and Elections; and Senator Smith—

CS for SB 1058—A bill to be entitled An act relating to canvassing of absentee ballots; amending s. 101.68, F.S.; authorizing the county canvassing board to begin the canvassing of absentee ballots after successfully completing testing of the electronic tabulating equipment; removing obsolete language; amending ss. 101.65 and 101.6923, F.S.; revising absentee ballot instructions for absent electors and certain first-time voters, respectively, to conform to changes made by the act; providing an effective date.

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

CS for SB 1060—A bill to be entitled An act relating to legislative ratification; amending s. 120.80, F.S.; providing that the maximum reimbursement allowances and manuals approved by a three-member panel for purposes of the Workers' Compensation Law are exempt from legislative ratification under the Administrative Procedure Act if the adverse impact or regulatory costs of such allowances or manuals exceed specified criteria; providing an effective date.

By the Committee on Transportation; and Senator Evers—

CS for SB 1072—A bill to be entitled An act relating to registration of melon hauling vehicles; amending s. 320.08, F.S.; providing a fee for registration of a melon hauling vehicle; defining the term “melon hauling vehicle”; amending s. 322.53, F.S.; exempting drivers of melon hauling vehicles from the requirement to obtain a commercial driver license; requiring such drivers to comply with specified regulations; providing an effective date.

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

CS for SB 1094—A bill to be entitled An act relating to the peril of flood; amending s. 163.3178, F.S.; specifying components that must be contained in the coastal management element required for a local government comprehensive plan; creating s. 472.0366, F.S.; defining terms; requiring a surveyor and mapper to complete an elevation certificate in accordance with a checklist developed by the Division of Emergency Management and to submit a copy of the elevation certificate to the division within a certain time after its completion; authorizing the redaction of certain personal information from the copy; amending s. 627.715, F.S.; authorizing flexible flood insurance; specifying coverage requirements; requiring such insurance to be acceptable to the mortgage lender if intended to satisfy a mortgage requirement; deleting a provision that prohibits supplemental flood insurance from including excess coverage over any other insurance covering the peril of flood; revising the information that must be prominently noted on a certain page of a flood insurance policy; requiring the Office of Insurance Regulation to require an insurer to provide appropriate credit to affected insureds if the office determines that a rate of the insurer is excessive or unfairly discriminatory; revising the notice that must be provided to and acknowledged by an applicant for flood coverage from an authorized or surplus lines insurer if the applicant's property is receiving flood insurance under the National Flood Insurance Program; allowing an authorized insurer to request a certification from the office which indicates that a policy, contract, or endorsement issued by the insurer provides coverage

for the peril of flood which equals or exceeds the flood coverage offered by the National Flood Insurance Program; specifying requirements for such certification; authorizing such insurer or its agent to reference or include the certification in specified advertising, communications, and documentation; providing that misrepresenting that a flood policy, contract, or endorsement is certified is an unfair or deceptive act; providing an effective date.

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

CS for SB 1126—A bill to be entitled An act relating to continuing care communities; amending s. 651.055, F.S.; revising requirements for continuing care contracts; amending s. 651.028, F.S.; revising authority of the Office of Insurance Regulation to waive requirements for accredited facilities; amending s. 651.071, F.S.; providing that continuing care and continuing care at-home contracts are preferred claims in the event of bankruptcy proceedings against a provider; revising subordination of claims; amending s. 651.105, F.S.; revising notice requirements; revising duties of the office; requiring an agent of a provider to provide a copy of an examination report and corrective action plan under certain conditions; amending s. 651.081, F.S.; requiring a residents' council to provide a forum for certain purposes; requiring a residents' council to adopt its own bylaws and governance documents; amending s. 651.085, F.S.; revising provisions relating to quarterly meetings between residents and the governing body of the provider; revising powers of the residents' council; amending s. 651.091, F.S.; revising continuing care facility reporting requirements; providing an effective date.

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

CS for SB 1130—A bill to be entitled An act relating to windstorm premium discounts; amending s. 627.711, F.S.; providing that an insurer issuing a policy to a new policyholder may accept as valid only specified uniform mitigation verification inspection forms; providing that such requirement does not apply to certain new policies removed from Citizens Property Insurance Corporation; providing an effective date.

By the Committee on Health Policy; and Senator Simmons—

CS for SB 1146—A bill to be entitled An act relating to agency relationships with governmental health care contractors; amending s. 766.1115, F.S.; redefining terms; deleting an obsolete date; extending sovereign immunity to employees or agents of a health care provider that executes a contract with a governmental contractor; authorizing such health care provider to collect from a patient, or the parent or guardian of a patient, a nominal fee for administrative costs under certain circumstances; limiting the nominal fee; clarifying that a receipt of specified notice must be acknowledged by a patient or the patient's representative at the initial visit; requiring the posting of notice that a specified health care provider is an agent of a governmental contractor; amending s. 768.28, F.S.; redefining the term "officer, employee, or agent" to include employees or agents of a health care provider; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 1184—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 112.19, F.S.; providing that an employer may pay up to a certain amount directly toward the venue expenses associated with the funeral and burial services of a law enforcement, correctional, or correctional probation officer killed in the line of duty; amending s. 316.0083, F.S.; requiring the department to provide notice of noncompliance with specified reporting requirements to the county or municipality and the Department of Revenue annually on a certain date under certain circumstances; requiring the portion of revenues collected and otherwise retained by the county or municipality to be remitted to the Department of Revenue in cases of such noncompliance; requiring the Department of Revenue to maintain records of such remissions subject to certain requirements; requiring the Department of Revenue to return those revenues under certain circumstances; revising the date when certain counties or municipalities are required to submit a report; specifying information to be included in the report submitted by the counties and municipalities;

amending s. 316.0776, F.S.; prohibiting a notice of violation or uniform traffic citation to be issued through the use of a traffic infraction detector that is not in compliance with all specifications; requiring the department to identify engineering countermeasures that are intended to reduce specified violations and which may be considered and applied, where appropriate, before the installation of a traffic infraction detector on any roadway; requiring the decision to place a traffic infraction detector on any roadway to be based on the results of a traffic engineering study subject to certain requirements; amending s. 316.228, F.S.; requiring a vehicle with a load that extends beyond its sides or a certain amount beyond its rear to display red flags not less than 18 inches square under certain circumstances; amending s. 316.515, F.S.; authorizing the Department of Transportation to permit truck tractor-semitrailer combinations where the total number of overwidth deliveries of manufactured buildings may be reduced by the transport of multiple sections or single units on an overlength trailer of no more than a specified length under certain circumstances; amending s. 320.086, F.S.; requiring the department to issue a special license plate to the owner of a motor vehicle manufactured in the model year 1945 or earlier for such motor vehicle, subject to certain requirements; requiring the department to issue a special license plate to the owner of a motor vehicle manufactured in the model year after 1945 and of the age of 30 years or more after the model year for such motor vehicle, subject to certain requirements; amending s. 324.242, F.S.; requiring the department to release the policy number of a policy covering a vehicle involved in a motor vehicle accident to certain persons upon receipt of a request and proof of a crash report created pursuant to the laws of another state; requiring the department to provide personal injury protection and property damage liability insurance policy numbers to department-approved third parties that provide data collection services to certain insurers; requiring an insurer's representative, a contracted third party, or an attorney for a person involved in an accident to provide the department with documentation confirming proof of representation prior to the release of certain policy numbers; authorizing the department to disclose certain confidential and exempt information to another governmental entity under certain circumstances; defining the term "governmental entity"; reenacting s. 319.23(3)(c), F.S., relating to application for, and issuance of, certificate of title, to incorporate the amendment made to s. 320.086, F.S., in a reference thereto; reenacting s. 320.08(2)(a) and (3)(e), F.S., relating to license taxes, to incorporate the amendment made to s. 320.086, F.S., in a reference thereto; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 1186—A bill to be entitled An act relating to transportation; amending s. 260.0144, F.S.; providing that certain commercial sponsorship may be displayed on state greenway and trail facilities not included within the Shared-Use Nonmotorized Trail Network; deleting provisions relating to the authorization of sponsored state greenways and trails at specified facilities or property; amending s. 316.003, F.S.; making technical changes; amending s. 316.303, F.S.; providing exceptions to the prohibition of certain television-type receiving equipment and certain electronic displays in vehicles; amending s. 316.515, F.S.; authorizing the Department of Transportation to permit truck tractor-semitrailer combinations where the total number of overwidth deliveries of manufactured buildings may be reduced by the transport of multiple sections or single units on an overlength trailer of no more than a specified length under certain circumstances; amending s. 335.065, F.S.; deleting provisions relating to certain commercial sponsorship displays on multiuse trails and related facilities; deleting provisions relating to funding a statewide system of interconnected multiuse trails; creating s. 335.21, F.S.; requiring the governing body of any independent special district created to regulate the operation of public vehicles on public highways to consist of a certain number of members; providing appointment requirements for such members; amending s. 338.231, F.S.; deleting provisions relating to using the revenues from the turnpike system to pay the principal and interest of a specified series of bonds and certain expenses of the Sawgrass Expressway; amending s. 339.175, F.S.; requiring certain long-range transportation plans to include assessment of capital investment and other measures necessary to make the most efficient use of existing transportation facilities to improve safety; requiring the assessments to include consideration of infrastructure and technological improvements necessary to accommodate advances in vehicle technology; amending s. 339.64, F.S.; requiring the Department of Transportation to coordinate with certain partners and industry representatives to consider infrastructure and technological

improvements necessary to accommodate advances in vehicle technology in Strategic Intermodal System facilities; requiring the Strategic Intermodal System Plan to include a needs assessment regarding such infrastructure and technological improvements; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; specifying the composition, purpose, and requirements of the network; authorizing the department certain powers related to planning, development, operation, and maintenance of the network; creating s. 339.82, F.S.; requiring the department to develop a Shared-Use Nonmotorized Trail Network Plan; creating s. 339.83, F.S.; creating a trail sponsorship program, subject to certain requirements and restrictions; repealing s. 341.0532, F.S., relating to statewide transportation corridors; creating s. 341.025, F.S.; authorizing a public transit provider to enter into agreements with a transportation network company for the provision of certain transit services; defining the term “transportation network company”; providing a directive to the Division of Law Revision and Information; creating s. 345.0001, F.S.; providing a short title; creating s. 345.0002, F.S.; defining terms; creating s. 345.0003, F.S.; authorizing certain counties to form the Northwest Florida Regional Transportation Finance Authority to construct, maintain, or operate transportation projects in a given region of the state; specifying procedural requirements; creating s. 345.0004, F.S.; specifying the powers and duties of the authority, subject to certain restrictions; requiring that the authority comply with certain reporting and documentation requirements; creating s. 345.0005, F.S.; authorizing the issuing of bonds on behalf of the authority under the State Bond Act and by the authority itself; specifying requirements and restrictions for such bonds under certain circumstances; creating s. 345.0006, F.S.; providing rights and remedies of bondholders; creating s. 345.0007, F.S.; designating the Department of Transportation as the agent of the authority for specified purposes; authorizing the administration and management of projects by the department; limiting the powers of the department as an agent; establishing the fiscal responsibilities of the authority; creating s. 345.0008, F.S.; authorizing the department to provide for or commit its resources for the authority project or system, if approved by the Legislature, subject to legislative budget request procedures and prohibitions and appropriation procedures; authorizing the payment of expenses incurred by the department on behalf of the authority; requiring the department to receive a share of the revenue from the authority; providing calculations for disbursement of revenues; creating s. 345.0009, F.S.; authorizing the authority to acquire private or public property and property rights for a project or plan; establishing the rights and liabilities and remedial actions relating to property acquired for a transportation project or corridor; creating s. 345.001, F.S.; authorizing contracts between governmental entities and the authority; creating s. 345.0011, F.S.; pledging that the state will not limit or alter the vested rights of the authority or the department with regard to any issued bonds or other rights relating to the bonds if they affect the rights of bondholders; creating s. 345.0012, F.S.; exempting the authority from certain taxes and assessments; providing exceptions; creating s. 345.0013, F.S.; providing that bonds or obligations issued under this chapter are legal investments for specified entities; creating s. 345.0014, F.S.; providing applicability; directing the Commission for the Transportation Disadvantaged, in cooperation with the Center for Urban Transportation Research, to develop and implement a pilot program with at least one community transportation coordinator relating to the use of a transportation network company as a transportation operator; defining the term “transportation network company”; specifying requirements and restrictions of the pilot program; requiring the commission to present a report to the chairs of the appropriate Senate and House committees by a certain date; providing legislative findings and intent relating to transportation funding; directing the Center for Urban Transportation Research to conduct a study on implementing a system in this state which charges drivers based on their vehicle miles traveled as an alternative to the present fuel tax structure to fund transportation projects; specifying requirements of the study; requiring that the findings of the study be presented to the Legislature by a certain date; directing the center in consultation with the Florida Transportation Commission to establish the framework for a pilot project that will evaluate the feasibility of implementing a system that charges drivers based on their vehicle miles traveled; specifying requirements for the design of the pilot project framework; authorizing the center to expend up to a certain amount for the study and pilot project design contingent upon legislative appropriation; requiring that the pilot project design be completed by a certain date and submitted in a report to the Legislature; providing an effective date.

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

CS for SB 1246—A bill to be entitled An act relating to individuals with disabilities; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining the term “individuals who have a disability”; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the department’s website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; requiring the department to provide a specified report to the Legislature by a specified date; requiring the department to adopt rules; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 1286—A bill to be entitled An act relating to electronic monitoring devices; creating s. 843.23, F.S.; providing a definition; prohibiting the removal, destruction, or circumvention of the operation of an electronic monitoring device being used by a person for specified purposes; prohibiting requesting or soliciting a person to perform such an act; providing criminal penalties; providing an effective date.

By the Committee on Judiciary; and Senator Simmons—

CS for SB 1312—A bill to be entitled An act relating to strategic lawsuits against public participation; amending s. 768.295, F.S.; removing a short title; providing that legislative intent includes the protection of specified forms of free speech; defining the phrase “free speech in connection with public issues”; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 1444—A bill to be entitled An act relating to consumer licensing; amending s. 472.015, F.S.; waiving the initial land surveying and mapping license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 493.6105, F.S.; requiring that the initial license application for private investigative, private security, and repossession services include payment of fingerprint processing and fingerprint retention fees; amending s. 493.6106, F.S.; deleting a requirement for additional documentation establishing state residency for private investigative, private security, and repossession service licenses; amending s. 493.6108, F.S.; directing the Department of Law Enforcement to retain fingerprints submitted for private investigative, private security, and repossession service licenses, to enter such fingerprints into the statewide automated biometric identification system and the national retained print arrest notification program, and to report any arrest record information to the Department of Agriculture and Consumer Services; directing the Department of Agriculture and Consumer Services to provide information about an arrest within the state to the agency that employs the licensee; amending s. 493.6113, F.S.; requiring a person holding a private investigative, private security, or repossession service license issued before a certain date to submit upon first renewal of the license a full set of fingerprints and a fingerprint processing fee to cover the cost of entering the fingerprints in the statewide automated biometric identification system; amending ss. 493.6115 and 493.6118, F.S.; conforming cross-references; amending s. 501.015, F.S.; waiving the initial health studio

registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 501.0581, F.S.; transferring enforcement authority of the Florida Commercial Weight-Loss Practices Act from the Department of Agriculture and Consumer Services to the Department of Health; amending s. 501.0583, F.S.; transferring enforcement authority of penalties for selling, delivering, bartering, furnishing, or giving weight-loss pills to persons under the age of 18 from the Department of Agriculture and Consumer Services to the Department of Health; amending s. 501.605, F.S.; prohibiting the use of a mail drop as a street address for the principal location of a commercial telephone seller; amending s. 501.607, F.S.; waiving the initial salesperson license fees for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 507.03, F.S.; waiving the initial registration fee for an intrastate movers license for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 527.02, F.S.; waiving the original liquefied petroleum gas dealer license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 539.001, F.S.; waiving the initial pawnbroker license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 559.904, F.S.; waiving the initial motor vehicle repair shop registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 559.928, F.S.; waiving the initial seller of travel registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 616.242, F.S.; deleting an obsolete provision allowing fair owners to post a bond rather than carry a certificate of insurance; exempting water-related amusement rides operated by lodging and food service establishments and membership campgrounds, amusement rides at private, membership-only facilities, and nonprofit permanent facilities from certain safety standards; authorizing owners or managers of amusement rides to use alternate forms to record employee training and ride inspections; amending s. 790.06, F.S.; requiring firearm course instructors to maintain records attesting to the use of live fire with specified firearms and ammunition by students in his or her physical presence; revising the initial and renewal fees for a concealed weapon or firearm license; requiring notice of the suspension or revocation of a concealed weapon or firearm license or the suspension of the processing of an application for such license to be given by personal delivery, first-class mail, or e-mail; requiring concealed weapon or firearm license renewals to include an affidavit submitted under oath and under penalty of perjury; amending s. 790.0625, F.S.; authorizing certain tax collector offices, upon approval and confirmation of license issuance by the Department of Agriculture and Consumer Services, to print and deliver concealed weapon or firearm licenses; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senators Diaz de la Portilla and Detert—

CS for SB 318—A bill to be entitled An act relating to guardianship proceedings; amending s. 709.2109, F.S.; revising the conditions under which an agent's power of attorney is terminated or suspended or continues; amending s. 709.2119, F.S.; revising the contents of an affidavit by an agent to a third person; creating s. 744.1065, F.S.; authorizing a court to refer guardianship matters to mediation or alternative dispute resolution under certain circumstances; amending ss. 744.107 and 744.1075, F.S.; authorizing a court to appoint the office of criminal conflict and civil regional counsel as a court monitor in guardianship proceedings under certain circumstances; amending s. 744.108, F.S.; providing that fees and costs incurred by specified attorneys in compensation proceedings are payable from the assets of the guardianship estate; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; providing that expert witness fees are payable from the assets of the guardianship estate under certain circumstances; amending s. 744.3025, F.S.; clarifying

the circumstances under which a court may appoint a guardian ad litem to represent a minor; clarifying the circumstances under which a court must appoint a guardian ad litem; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.3031, F.S.; requiring that a duly noticed hearing be held before the appointment of an emergency temporary guardian; requiring a notice of filing of a petition for appointment of an emergency temporary guardian and a notice for any hearing on the petition to be served on certain persons before a hearing on the petition commences; revising the period for which an emergency temporary guardian may be appointed; prohibiting the final payment of the emergency temporary guardian fees and his or her attorney fees until the final report is filed; requiring a court to issue an order to show cause to an emergency temporary guardian who fails to timely file his or her final report; authorizing a court to take certain actions to protect the ward before a hearing on an order to show cause; requiring a copy of such order to be transmitted to certain parties; authorizing the court to impose sanctions on the emergency temporary guardian or take certain other actions after a show cause hearing; amending s. 744.309, F.S.; providing that certain corporations not for profit may act as guardians of a ward; amending s. 744.3115, F.S.; requiring the court to specify authority for health care decisions with respect to a ward's advance directive; requiring a court order revoking or modifying the authority of a health care surrogate to be supported by written findings of fact; amending s. 744.312, F.S.; requiring a court, in determining whom to appoint as a guardian, to consider the wishes of the close relatives of the incapacitated person under certain circumstances; limiting the authority of a court to appoint guardians under certain circumstances; authorizing the court to waive the limitations under certain circumstances; prohibiting the court from appointing a professional guardian as a permanent guardian under certain circumstances; creating s. 744.3203, F.S.; providing for the suspension of a power of attorney during guardianship proceedings under certain circumstances; requiring an expedited hearing on the motion to suspend a power of attorney under certain circumstances; authorizing a court to award reasonable attorney fees and costs to an agent who challenges the suspension of the power of attorney under certain circumstances; amending s. 744.345, F.S.; revising the circumstances under which letters of guardianship must describe the extent to which a guardian is authorized to act on behalf of the ward with regard to an advance directive; creating s. 744.359, F.S.; prohibiting abuse, neglect, or exploitation of a ward by a guardian; requiring the report of abuse, neglect, or exploitation to the Department of Children and Families central abuse hotline; amending s. 744.361, F.S.; revising the powers and duties of a guardian; amending s. 744.367, F.S.; revising the period during which a guardian must file an annual guardianship plan with the court; amending s. 744.369, F.S.; providing for the continuance of a guardian's authority to act under a last approved annual report under certain circumstances; amending s. 744.3715, F.S.; providing an additional circumstance under which an interested person may petition the court regarding a guardian's failure to comply with the duties of a guardian; amending s. 744.464, F.S.; establishing the burden of proof for determining restoration of capacity of a ward in pending guardianship cases; requiring the court to make findings of fact in its determination to restore or deny capacity; providing that the ward has the burden of proving by a preponderance of the evidence; requiring a court to advance such cases on the calendar; providing applicability; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By the Committee on Regulated Industries; and Senator Thompson—

CS for SB 490—A bill to be entitled An act relating to state lotteries; amending s. 24.121, F.S.; requiring the Department of the Lottery to split evenly the net revenue between certain universities located in this state and direct service providers for breast cancer research and the provision of services for certain individuals who have breast cancer; restricting certain uses of the funds; requiring that direct service providers be reimbursed on the basis of specified fee schedules for services, equipment, or supplies; requiring a direct service provider to provide a continuum of care; defining terms; creating s. 24.132, F.S.; offering a special instant lottery game called "Ticket for the Cure" by the department for a limited time; prohibiting the department from unreasonably diminishing the efforts devoted to marketing other instant lottery games; requiring the department to allocate net revenue to be used for

funding breast cancer research and providing services for certain individuals who have breast cancer; restricting the use of funds; providing that the funds generated may not supplant those funds otherwise appropriated for breast cancer research by this state; defining terms; authorizing the department to adopt rules; amending s. 381.93, F.S.; requiring the Mary Brogan Breast and Cervical Cancer Early Detection Program be funded through specified federal and state funds; requiring the state to appropriate funds from the General Appropriations Act to match federal funds provided for screening and early detection purposes; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

By the Committee on Judiciary; and Senator Bradley—

CS for SB 838—A bill to be entitled An act relating to justices and judges; amending s. 121.021, F.S.; revising the applicability of the term “termination”; amending s. 121.091, F.S.; providing that a retired justice or retired judge is not subject to certain restrictions on employment after retirement otherwise applicable to retired employees; amending s. 121.591, F.S.; providing that a retired justice or retired judge who returns to temporary employment as a senior judge in any court may continue to receive a distribution of his or her retirement account after providing proof of termination from his or her regularly established position; adjusting employer contribution rates in order to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing findings of an important state interest; providing an effective date.

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE ORDER NUMBER 14-111 (Executive Order of Suspension)

WHEREAS, Shawn Leigh Rowland (a.k.a. Shawn Leigh Boyle) is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 8, 2013, Shawn Boyle was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2012CF060179, of one count of Acting as an Insurance Agent with a Suspended or Revoked License, a third-degree felony in violation of section 624.310(8), Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Shawn Boyle had changed her legal name to Shawn Leigh Rowland, and had failed to update her commission and notify the Department of State within 60 days, as required by section 117.05(9), Florida Statutes; and

WHEREAS, Shawn Boyle failed to notify the Department of State of the above-stated change to her criminal history record following her felony conviction while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 24, 2014, this Office notified Shawn Boyle by certified mail, and required that she respond to the investigation by this Office of her felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Shawn Boyle had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Shawn Boyle; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Shawn Boyle be immediately suspended from the public

office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Shawn Boyle is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Shawn Boyle is commissioned as a Florida notary public from October 25, 2011, through October 24, 2015.

C. Shawn Boyle was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Shawn Boyle failed to notify the Department of State of the change to her criminal history record following her felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Shawn Boyle failed to update her commission and notify the Department of State within 60 days of the change to her legal name, in violation of section 117.05(9), Florida Statutes.

F. Shawn Boyle failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

G. Shawn Boyle refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Shawn Boyle is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Shawn Boyle is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections
March 26, 2014.]

LETTER OF APPOINTMENT OF SPECIAL MASTER ON EXECUTIVE SUSPENSIONS

Mr. George Levesque
Senate General Counsel

March 12, 2015

RE: Shawn Leigh Rowland, Executive Order 2014-111

Dear Mr. Levesque:

Pursuant to Senate Rule 12.9, you are assigned as the Special Master in the above reference suspension case.

Please proceed as directed by Senate Rule 12.9, Ms. Rowland having submitted a letter on July 11, 2014, requesting reinstatement.

Regards,
Andy Gardiner
President

**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>
Florida Building Commission		
Appointee: Schock, James R., Confidential pursuant to s. 119.071(4), F.S.	01/12/2019	
Board of Chiropractic Medicine		
Appointee: Fogarty, Kevin G., Merritt Island	10/31/2018	
Board of Clinical Laboratory Personnel		
Appointee: Valdes, Linda, Orlando	10/31/2018	
Board of Trustees of Florida State College at Jacksonville		
Appointee: Shoemaker-Crump, Randle P., Jacksonville	05/31/2018	
Board of Trustees of Florida Keys Community College		
Appointees: Scuderi, Stephanie S., Tavernier	05/31/2017	
Stoky, Robert C., Key Largo	05/31/2018	
Board of Trustees of Gulf Coast State College		
Appointee: Tannehill, Joe K., Jr., Panama City	05/31/2018	
Board of Trustees of Hillsborough Community College		
Appointee: Cona, Steve P., III, Tampa	05/31/2018	
Board of Trustees of Indian River State College		
Appointees: Feurer, Mark A., Confidential pursuant to s. 119.071(4), F.S.	05/31/2018	
Luna, Christa C., Okeechobee	05/31/2018	
Raulerson, Phoebe H., Okeechobee	05/31/2018	
Board of Trustees of Lake-Sumter State College		
Appointees: Blankenship, R. Scott, Clermont	05/31/2018	
Lee, Emily A., Eustis	05/31/2018	
Board of Trustees of North Florida Community College		
Appointee: Haas, Sandra K., McAlpin	05/31/2018	
Board of Trustees of Pasco-Hernando State College		
Appointee: Zika, Ardian, Land O' Lakes	05/31/2018	
Board of Trustees of Pensacola State College		
Appointees: Simmons, Chip W., Confidential pursuant to s. 119.071(4), F.S.	05/31/2018	
White, Frank, Pensacola	05/31/2018	
Board of Trustees of Polk State College		
Appointee: Dorrell, Daniel F., Lakeland	05/31/2018	
Board of Trustees of Santa Fe College		
Appointee: Lee, Caridad E., Alachua	05/31/2018	
Board of Trustees of South Florida State College		
Appointees: Cullens, Tamela "Tami" C., Sebring	05/31/2018	
Lambert, Kenneth A., Wauchula	05/31/2018	
Rider, Kris Y., Lake Placid	05/31/2018	
Board of Professional Engineers		
Appointees: Fiorillo, Anthony Joseph, Winter Park	10/31/2018	
Varghese, Babu, Davie	10/31/2016	
Board of Hearing Aid Specialists		
Appointee: Dechmerowski, Pamela Garber, Orlando	10/31/2018	
Florida Housing Finance Corporation		
Appointees: Smith, Bernard E., Jacksonville	11/13/2018	
Wheeler, Howard L., Jr., Ft. Myers	11/13/2018	
<i>Office and Appointment</i>		<i>For Term Ending</i>
Juvenile Welfare Board of Pinellas County		
Appointees: Aungst, Brian J., Jr., Clearwater	08/07/2018	
Rolston, Susan, St. Petersburg	08/11/2018	
Sewell, James D., Confidential pursuant to s. 119.071(4), F.S.	08/11/2018	
Board of Nursing		
Appointee: Johnson, Lisa R., Ft. Myers	10/31/2015	
Board of Opticianry		
Appointee: Wilford, Paul M., Tallahassee	10/31/2017	
Board of Orthotists and Prosthetists		
Appointee: Saunders, Brett R., Orlando	10/31/2018	
Board of Podiatric Medicine		
Appointee: Sindone, Joseph, Jacksonville	10/31/2018	
Board of Psychology		
Appointees: Mackintosh, Randi Celia, Tallahassee	10/31/2018	
O'Brien, Mary Denise, North Palm Beach	10/31/2018	
Florida Real Estate Commission		
Appointees: Hornsleth, Poul, Gulfport	10/31/2018	
Luzier, Thomas B., Sarasota	10/31/2018	
Board of Speech-Language Pathology and Audiology		
Appointee: Guerreiro, Sergio M., Wellington	10/31/2018	
Board of Veterinary Medicine		
Appointee: Partridge, Harvey, Terra Ceia	10/31/2018	
Referred to the Committee on Ethics and Elections.		
<i>Office and Appointment</i>		<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity		
Appointee: Panuccio, Jesse, Tallahassee		Pleasure of Governor
Referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Commerce and Tourism; and Ethics and Elections.		
<i>Office and Appointment</i>		<i>For Term Ending</i>
State Board of Education		
Appointee: Chartrand, Gary, Ponte Vedra Beach	12/31/2018	
Referred to the Committees on Education Pre-K - 12; and Ethics and Elections.		
<i>Office and Appointment</i>		<i>For Term Ending</i>
Governing Board of the Northwest Florida Water Management District		
Appointee: Dunbar, Marc W., Tallahassee	03/01/2018	
Executive Director of Northwest Florida Water Management District		
Appointee: Cyphers, Brett J., Tallahassee		Pleasure of the Board
Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.		
<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Trustees, Florida Atlantic University		
Appointee: Feingold, Jeffrey P., Delray Beach	01/06/2020	
Board of Trustees, Florida Gulf Coast University		
Appointees: Price, Kevin J., Estero	01/06/2020	
Smith, Kenneth J., Ft. Myers	01/06/2020	

*Office and Appointment**For Term
Ending*

Board of Trustees, University of Florida		
Appointees:	Patel, Rahul, Atlanta	01/06/2020
	Stern, Robert Gary, Tampa	01/06/2020
Board of Trustees, University of South Florida		
Appointee:	Shinn, Byron E., Bradenton	01/06/2020

Referred to the Committees on Higher Education; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7003 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Appropriations Committee, State Affairs Committee and Representative(s) Caldwell—

CS for HB 7003—A bill to be entitled An act relating to water resources; amending s. 373.019, F.S.; revising the definition of “water resource development” to include self-suppliers; amending s. 373.0421, F.S.; directing the Department of Environmental Protection and water management district governing boards to implement certain recovery or prevention strategies concurrent with the adoption of minimum flows and levels; providing criteria for such recovery or prevention strategies; requiring revisions to regional water supply plans to be concurrent with relevant portions of the recovery or prevention strategy; directing water management districts to notify the department when water use permit applications are denied for a specified reason; providing for the review and update of regional water supply plans in such cases; creating s. 373.0465, F.S.; providing legislative intent; defining the term “Central Florida Water Initiative Area”; providing for an interagency agreement between the Department of Environmental Protection, the St. Johns River Water Management District, the South Florida Water Management District, the Southwest Florida Water Management District, and the Department of Agriculture and Consumer Services to develop and implement a multi-district regional water supply plan; providing plan criteria and requirements; providing applicability; amending s. 373.1501, F.S.; specifying authority of the South Florida Water Management District to allocate quantities of, and assign priorities for the use of, water within its jurisdiction; directing the district to provide recommendations to the United States Army Corps of Engineers when developing or implementing certain water control plans or regulation schedules; amending s. 373.2234, F.S.; directing water management district governing boards to give priority consideration to the identification of preferred water supply sources for certain water users; amending s. 373.233, F.S.; providing conditions under which the department and water management district governing boards are directed to give preference to certain applications; amending s. 373.4591, F.S.; providing priority consideration to certain public-private partnerships for water storage, groundwater recharge, and water quality improvements on private agricultural lands; amending s. 373.4595, F.S.; revising and providing definitions relating to the Northern Everglades and Estuaries Protection Program; clarifying provisions of the Lake Okeechobee Watershed Protection Program; directing the South Florida Water Management District to revise certain rules and provide for a water quality monitoring program; revising provisions for the Caloosahatchee River Watershed Protection Program and the St. Lucie River Watershed Protection Program; revising permitting and annual reporting requirements relating to the Northern Everglades and Estuaries Protection Program; amending s. 373.536, F.S.; requiring a water management district to include an annual funding plan in the water resource development work program; directing the department to post the work program on its website; amending s. 373.703, F.S.; authorizing water management districts to contract with private landowners for water production; amending s. 373.705, F.S.; providing first consideration for funding assistance to certain water supply development projects; re-

quiring governing boards to include certain information in their annual budget submittals; amending s. 373.707, F.S.; authorizing water management districts to provide technical and financial assistance to self-suppliers and to waive certain construction costs of alternative water supply development projects by certain water users; amending s. 373.709, F.S.; requiring water supply plans to include traditional and alternative water supply project options that are technically and financially feasible; directing the department to include certain funding analyses and project explanations in regional water supply planning reports; creating part VIII of chapter 373, F.S., relating to the Florida Springs and Aquifer Act; providing legislative findings and intent; defining terms; providing criteria and requirements for the development of recovery or prevention strategies for Priority Florida Springs; directing the department to perform water quality assessments, establish total maximum daily loads, and establish basin management action plans for Priority Florida Springs; providing criteria and requirements for agricultural best management practices within the geographic area encompassed by a basin management action plan that includes a Priority Florida Spring; requiring each person engaged in the occupation of agriculture within such geographic area to implement certain best management practices or conduct certain water quality monitoring; amending s. 403.061, F.S.; directing the department to adopt by rule a specific surface water classification to protect surface waters used for treated potable water supply; providing criteria for such rule; authorizing the reclassification of surface waters used for treated potable water supply notwithstanding such rule; amending s. 403.067, F.S.; directing the department to establish working groups in areas where sewage treatment and disposal systems represent sources of excess nitrate-nitrite in certain springs or spring systems; providing duties for the working groups; requiring the department to award funds, subject to appropriation, for projects relating to reducing nutrient impacts; authorizing the department to consider certain factors in awarding funds for capital outlay projects; amending s. 403.861, F.S.; directing the department to establish rules concerning the use of surface waters for public water supply; requiring permit applicants using surface water to provide potable public water supply to petition the department to reclassify the surface water or to certify that the potable public water supply will meet certain drinking water standards; directing the department to designate treated potable water supplies as a use of surface water; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7013, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Care Appropriations Subcommittee, Health & Human Services Committee and Representative(s) Brodeur—

CS for HB 7013—A bill to be entitled An act relating to adoption and foster care; amending s. 39.0016, F.S.; revising requirements for agreements between the Department of Children and Families and specified entities for the provision of educational services; amending s. 63.042, F.S.; deleting a prohibition against adoption by persons who are homosexual; specifying that a person may not be prohibited from adopting solely because he or she desires to educate the adopted child at home; amending s. 409.145, F.S.; revising roles and responsibilities of caregivers relating to educational settings; revising roles and responsibilities of the department, the community-based care lead agency, and other agency staff; amending s. 39.812, F.S.; requiring the community-based care lead agency to contact by telephone the child’s adoptive family within a specified period after the date that the adoption is finalized; defining the term “reasonable effort”; requiring the agency to document specified information; requiring the agency to submit a report annually to the department; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontracted providers; requiring that the department conduct a comprehensive baseline assessment of lead agencies’ and subcontracted providers’ performance and compile annual data for the

most recent 5 years of available data; requiring the department to update the assessment annually; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate outcome-based agreements; requiring that several factors be included in the agreements; requiring the department to allocate incentive payments; requiring the department to report annually by a certain date specified information to the Governor and the Legislature; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances subject to a specific appropriation to the department; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing requirements for the approval of monetary benefits by the department; providing that the act does not preclude a qualifying adoptive employee from receiving any other assistance or incentive; requiring that parental leave for qualifying adoptive employees be provided; authorizing the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; amending s. 409.175, F.S.; requiring licensed child-placing agencies that provide adoption services for intercountry adoptions to meet specified requirements; requiring an adoption agency in this state which provides certain services to maintain records containing specified information; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7035 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Rules, Calendar & Ethics Committee and Representative(s) Workman—

HB 7035—A bill to be entitled An act relating to the presidential preference primary; amending s. 103.101, F.S.; revising the date of the presidential preference primary; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 700.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 702.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 704.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 706.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

CO-INTRODUCERS

Senators Abruzzo—SB 94, CS for SB 132, SB 280; Braynon—SB 1032; Bullard—SB 300; Clemens—SB 320, SB 1038; Detert—SB 378; Diaz de la Portilla—SB 716, SB 1180; Evers—SB 304, SB 1220; Flores—SB 294, SB 670; Grimsley—SB 164; Hays—SB 544, CS for SB 606, SB 978; Joyner—CS for SB 296, SB 482; Latvala—CS for SB 224, SB 746; Lee—CS for SB 224; Margolis—SB 156, SB 854, SB 1428; Richter—SB 228; Sachs—CS for SB 326; Smith—SB 378, SB 754; Sobel—SB 206, CS for SB 226, SB 280, SB 294, CS for SB 320, SB 328, SB 606, SB 760; Soto—CS for SB 136, SB 250, SB 300, SB 512, SB 698, SB 716, SB 746, SB 966, SB 1046, SB 1082, SB 1180; Thompson—SB 746, SB 822

Senator Bullard withdrew as co-introducer of CS for SB 248.

SENATE PAGES

March 9-13, 2015

Andersen Brooks, Tampa; Rachel “Rae” Brown, Leesburg; Loohermine Claude, Miramar; Charles “Charlie” Dean III, Tampa; Lisa Detert, Venice; Ryan Detert, Venice; Owen Jackson, Boca Raton; Julius McAllister, Tallahassee; Courtney Nathe, San Antonio; Ryan Ohlin, Tallahassee; Peter Radulovic, Riverview; Elijah Ring, Parkland; Christopher Smith, Fort Lauderdale; Lindsey Snellgrove, Tampa; Elizabeth “Ellie” Wigen, Tallahassee

March 16-20, 2015

Sebastian Abisisiman, Surfside; Desmond “Desi” Auber, Tallahassee; Stephanie Bradley, Fleming Island; Calvin “CJ” Burns, Winter Park; Hunter Clary, St. Johns; Emily Correia, Fleming Island; Macey Fritsch, Royal Palm Beach; Michael Hirabayashi, Fleming Island; Patricia Luis, West Palm Beach; Nicolle Mauldin, Tallahassee; Timothy Only, Orlando; Austin Ragusa, Tampa; Christina Richardson, Orange Park; Minh Ton, West Palm Beach



Journal of the Senate

Number 3—Regular Session

Wednesday, March 18, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:00 a.m. A quorum present—39:

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

PRAYER

The following prayer was offered by Pastor Steven Kyle, Hiland Park Baptist Church, Panama City:

Dear Heavenly Father,

Today, we thank you for your love, we thank you for your grace, and we thank you for your mercy that sustain us. Father, we thank you for the gift of life and providing for our daily needs. Lord, we thank you for the freedom that you have given to this great country of ours, and we pray for the safety of our many military men and women around this world.

Today, God, we ask for wisdom and guidance for the men and women serving the people of the State of Florida in the Senate. Our prayer is for their safety and that you receive honor and glory through the decisions made. Father, we pray that you will continue to use this Senate to govern our state as they protect the innocent and sustain our God-given freedoms. May they sense your strength and resolve even during the most difficult of times. We ask you to bless and encourage their families.

Lord, even though we do not know tomorrow or even the next hour, we praise you for your omniscient sovereignty. May your hand be the hand that guides the United States of America. God, may your hand be the hand that guides the State of Florida. Please, Father, use these Senators as vessels of your perfect will and accomplish your divine plans through their work.

Father, we thank you for your salvation, peace, and purpose. We thank you, Father, for the power of prayer linking our temporary to your eternal.

I pray this prayer today in the name of my Savior, Jesus Christ. Amen.

PLEDGE

Senate Pages, CJ Burns of Winter Park; Desmond Auber of Tallahassee, son of Robin Auber with the Senate Appropriations Subcommittee on Health and Human Services; Patricia Luis of West Palm Beach; Nikki Mauldin of Tallahassee, daughter of Lisa Johnson with the Senate Committee on Banking and Insurance; and Emily Correia of Fleming Island, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

On motion by Senator Bean—

By Senator Bean—

SR 1068—A resolution recognizing March 2015 as “Brain Injury Awareness Month” in Florida.

WHEREAS, each year, about 136,000 Floridians suffer traumatic brain injuries, and

WHEREAS, more than 9,800 Floridians sustain permanent, lifelong disabilities from traumatic brain injury, resulting in a life-altering experience that may include serious physical, cognitive, and emotional impairments, and

WHEREAS, more than 214,000 Floridians currently live with permanent disabilities resulting from a traumatic brain injury, but the lack of public awareness is so pervasive that traumatic brain injury is known in the disability community as the “silent epidemic,” and

WHEREAS, traumatic brain injury attributable to roadside bombs and blasts is one of the signature wounds of the global War on Terror, and military personnel who return to this state with traumatic brain injuries require additional state and local resources, and

WHEREAS, most cases of traumatic brain injury are preventable, and enhanced public awareness of traumatic brain injury is essential in injury prevention, the development of effective treatment, and securing necessary resources, and

WHEREAS, founded in 1985, the Brain Injury Association of Florida, Inc., is the only statewide nonprofit corporation whose mission is to improve the quality of life for all persons with brain injury and their families by creating a better future through brain injury awareness, research, prevention, education, support services, and advocacy, NOW, THEREFORE,

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

That March 2015 is recognized as “Brain Injury Awareness Month” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Brain Injury Association of Florida, Inc., as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Bean, **SR 1068** was read the second time by title and adopted.

On motion by Senator Garcia—

By Senator Garcia—

SR 298—A resolution recognizing March 2015 as “A Safe Haven for Newborns Month” in Florida.

WHEREAS, tragic cases of infant abandonment have occurred in Florida and across the nation, and

WHEREAS, A Safe Haven for Newborns provides a safe and legal alternative to the parents of newborns who might otherwise be at risk of abandonment, and

WHEREAS, A Safe Haven for Newborns provides the opportunity for other Florida couples to fulfill their dream of being parents by opening the door to adoption, and

WHEREAS, in creating A Safe Haven for Newborns, the Gloria M. Silverio Foundation has provided invaluable services to Florida families and vital leadership in the effort to end the practice of newborn abandonment, NOW, THEREFORE,

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

That March 2015 is recognized as “A Safe Haven for Newborns Month” in Florida.

—was introduced out of order and read by title. On motion by Senator Garcia, **SR 298** was read the second time by title and adopted.

On motion by Senator Montford—

By Senator Montford—

SR 1586—A resolution recognizing and celebrating March 18, 2015, as “Florida Agriculture Day.”

WHEREAS, National Agriculture Day was established in 1973 to increase public awareness of the vital role of agriculture in the United States, and

WHEREAS, the world population is expected to reach 9.6 billion by 2040, and Florida farmers and ranchers play an increasingly important role in meeting global demands for healthy, wholesome, safe, and nutritious food, and

WHEREAS, the agriculture industry is part of the very fabric of this state, fostering ingenuity and preserving Florida’s rural character and values, and

WHEREAS, Florida’s 47,500 farms produce nearly 300 different commodities on more than 9 million acres of land, employing 2 million Floridians and contributing more than \$100 billion to Florida’s economy each year, and

WHEREAS, Florida is one of the national leaders in agriculture, ranking first in the nation in production of oranges, grapefruit, sweet corn, snap beans, cucumbers, squash, sugarcane, and watermelons, and

WHEREAS, Florida farmers and ranchers are responsible stewards of the land, maintaining 9.25 million acres of greenspace and conserving more than 11 billion gallons of fresh water each year, NOW, THEREFORE,

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

That March 18, 2015, is recognized as “Florida Agriculture Day” as part of the larger celebration of “National Agriculture Day,” in which we honor Florida farmers and ranchers, who produce the safest and most abundant food supply in the world, as well as the researchers, entrepreneurs, businesses, and innovators who support farm families and help drive the agriculture economy in this state.

—was introduced out of order and read by title. On motion by Senator Montford, **SR 1586** was read the second time by title and adopted.

SPECIAL GUESTS

Senator Montford recognized Commissioner of Agriculture Adam Putnam who was present in the chamber.

MOMENT OF SILENCE

At the request of Senator Gaetz, the Senate observed a moment of silence honoring the service members of the Louisiana National Guard and the United States Marine Corps who passed away when their UH-60M Black Hawk helicopter crashed during training exercises near Eglin Air Force Base in Pensacola on March 10, 2015.

National Guard members included Chief Warrant Officer 4 George Wayne Griffin, Jr., Chief Warrant Officer 4 George David Strother, Staff Sergeant Lance Bergeron, and Staff Sergeant Thomas Florich. Marine Corps members included Captain Stanford H. Shaw III, Master Sergeant Thomas A. Saunders, Staff Sergeant Marcus S. Bawol, Staff Sergeant Trevor P. Blaylock, Staff Sergeant Liam A. Flynn, Staff Sergeant Kerry M. Kemp, and Staff Sergeant Andrew C. Seif.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Simmons, by two-thirds vote **SB 1556** was withdrawn from the Committees on Regulated Industries; Finance and Tax; and Appropriations; and referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

BILLS ON THIRD READING

CS for SB 428—A bill to be entitled An act relating to trust funds administered by the Department of Environmental Protection; amending s. 20.25501, F.S.; codifying the Administrative Trust Fund, Environmental Laboratory Trust Fund, and Working Capital Trust Fund; requiring the department to administer such trust funds; providing for the funding of such trust funds; creating s. 376.41, F.S.; codifying provisions relating to the Minerals Trust Fund; creating s. 403.0874, F.S.; codifying provisions relating to the Air Pollution Control Trust Fund; amending s. 403.1832, F.S.; removing provisions relating to federal aid; authorizing the department to transfer all outstanding appropriations supported by federal grants to the Federal Grants Trust Fund; providing for expiration; amending s. 403.709, F.S.; increasing the amount of funding for mosquito control; limiting the amount of the funding that may be used for a solid waste management grant program; deleting obsolete provisions; reenacting s. 403.7095(3), F.S., to incorporate the amendment made to s. 403.709, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

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

Amendment 1 (234606)—Delete line 122 and insert:
and public nonfederal sources, with funds that have restrictions imposed by the grantor or donor separately accounted for received by the department and to

On motion by Senator Hays, **CS for SB 428** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Braynon	Flores
Abruzzo	Bullard	Gaetz
Altman	Clemens	Galvano
Bean	Dean	Gibson
Benacquisto	Detert	Grimsley
Bradley	Diaz de la Portilla	Hays
Brandes	Evers	Hukill

Joyner	Negron	Smith
Latvala	Richter	Sobel
Lee	Ring	Soto
Legg	Sachs	Stargel
Margolis	Simmons	Thompson
Montford	Simpson	

Nays—None

Vote after roll call:

Yea—Garcia

SPECIAL ORDER CALENDAR

On motion by Senator Joyner—

SB 94—A bill to be entitled An act relating to the Closing the Gap grant program; amending s. 381.7355, F.S.; requiring that a project proposal under the grant program address racial and ethnic disparities in morbidity and mortality rates relating to sickle cell disease in addition to other priority areas; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 94** was placed on the calendar of Bills on Third Reading.

On motion by Senator Joyner—

CS for SB 132—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; authorizing certain veterans to provide the Department of Highway Safety and Motor Vehicles alternative documentation for renewal or replacement of a disabled parking permit; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 132** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 144—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for certain identifying and location information of current or former impaired practitioner consultants retained by an agency or certain current or former employees of an impaired practitioner consultant and the spouses and children of such consultants or employees, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 144** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

SB 158—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; providing that an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field applies at any time, rather than only after harvesting; revising exceptions to the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 158** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 200—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by a tax collector for the purpose of electronically sending certain tax notices or obtaining the consent of a taxpayer for electronic transmission of certain tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 200** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 202—A bill to be entitled An act relating to insurer notifications; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; defining the term “optional coverage”; revising the requirements applicable to insurers when providing a notice of change in policy terms for a renewal policy to include the requirement that the notice be an advance notice and to allow such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in policy terms to the insurance agent at a specified time; prohibiting the use of such notice to add optional coverage that increases the policy’s premium unless the policyholder approves the optional coverage; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 202** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for SB 234—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.041, F.S.; revising the definition of the term “motor vehicle insurance” to include a policy that insures more than four automobiles; amending s. 627.728, F.S.; revising the definition of the term “policy” to include a policy that insures more than four automobiles; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 234** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for SB 290—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; defining the term “in the act of evacuating”; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 290** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for SB 394—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals who are currently on active duty who present a valid military identification card; prohibiting duplication of military identification cards; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 394** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

SB 462—A bill to be entitled An act relating to family law; providing legislative findings; providing a directive to the Division of Law Revision and Information; creating s. 61.55, F.S.; providing a purpose; creating s. 61.56, F.S.; defining terms; creating s. 61.57, F.S.; providing that a collaborative law process commences when the parties enter into a collaborative law participation agreement; prohibiting a tribunal from ordering a party to participate in a collaborative law process over the party's objection; providing the conditions under which a collaborative law process concludes, terminates, or continues; creating s. 61.58, F.S.; providing for confidentiality of communications made during the collaborative law process; providing exceptions; providing that specified provisions do not take effect until 30 days after the Florida Supreme Court adopts rules of procedure and professional responsibility; providing a contingent effective date; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 462** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 341.3026, F.S., relating to an exemption from public record requirements for certain information held by a public transit provider; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7000** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1005.38, F.S., relating to exemptions from public records and meeting requirements for investigatory records held by and portions of meetings conducted by the Commission for Independent Education in disciplinary proceedings; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7004** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

SB 7008—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 497.172, F.S., relating to an exemption from public meeting requirements for portions of meetings of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services at which licensure examination questions or answers are discussed; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7008** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

SB 7010—A bill to be entitled An act relating to a review under the Open Government Sunshine Act; amending s. 517.2016, F.S., relating to

an exemption from public records requirements for information that would reveal examination techniques or procedures used by the Office of Financial Regulation under the Florida Securities and Investor Protection Act; saving the exemption from repeal under the Open Government Sunshine Act; making technical changes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7010** was placed on the calendar of Bills on Third Reading.

SB 7036—A bill to be entitled An act relating to the presidential preference primary; amending s. 103.101, F.S.; revising the date of the presidential preference primary; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7036**, pursuant to Rule 3.11(3), there being no objection, **HB 7035** was withdrawn from the Committees on Ethics and Elections; and Rules.

On motion by Senator Richter—

HB 7035—A bill to be entitled An act relating to the presidential preference primary; amending s. 103.101, F.S.; revising the date of the presidential preference primary; providing an effective date.

—a companion measure, was substituted for **SB 7036** and read the second time by title.

On motion by Senator Richter, by two-thirds vote **HB 7035** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

MOTION

On motion by Senator Simmons, by two-thirds vote **HB 7035** was ordered immediately certified to the House.

MOTIONS

On motion by Senator Lee, portions of Senate Rule 2.39 were waived and the following deadlines and policies were applied to all bills on the agenda to be considered by the Committee on Appropriations on Wednesday, March 25, 2015:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Monday, March 23, 2015.
- The deadline for filing amendments to amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Tuesday, March 24, 2015.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Sobel, by two-thirds vote, **SB 1440** was withdrawn from the committees of reference and further consideration.

On motion by Senator Simpson, by two-thirds vote, **SB 218** was withdrawn from the committees of reference and further consideration.

On motion by Senator Garcia, by two-thirds vote, **SB 820** was withdrawn from the committees of reference and further consideration.

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 Wednesday, March 18, 2015: SB 94, CS for SB 132, CS for SB 144, SB 158, CS for SB 200, CS for CS for SB 202, CS for CS for SB 234, CS for CS for SB 290, CS for CS for SB 394, SB 462, CS for SB 7000, SB 7004, SB 7008, SB 7010, SB 7036.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Community Affairs recommends a committee substitute for the following: SB 1114

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 778

The Committee on Health Policy recommends a committee substitute for the following: SB 628

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1136; SB 1190; SB 1222

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1284

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends committee substitutes for the following: SB 512; SB 904; SB 1052; SB 1208

The bills with committee substitute attached were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1216

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 806

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 420

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 782; SB 824; SB 962

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 856

The Committee on Community Affairs recommends a committee substitute for the following: SB 286

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

The Committee on Health Policy recommends committee substitutes for the following: SB 614; SB 1390

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 630

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 552; SB 7034

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on General Government recommends the following pass: SB 558; SB 694; SB 1220

The bills were referred to the Committee on Fiscal Policy under the original reference.

Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 688; SB 818

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Community Affairs; and Senator Diaz de la Portilla—

CS for SB 286—A bill to be entitled An act relating to classified advertisement websites; creating s. 501.181, F.S.; defining terms; encouraging the Department of Management Services to designate a specified number of state safe-haven facilities in each county based upon population; authorizing public state buildings to serve as state safe-haven facilities; encouraging local governments to approve the use of public local governmental buildings as local safe-haven facilities; limiting the liability of the state and any local government, and of the officers, employees, or agents of the state or any local government, that provides a state safe-haven facility or local safe-haven facility; limiting actions for injury or damages against the state or any local government, or of the

officers, employees, or agents of the state or any local government, arising from a sales transaction; providing an effective date.

By the Committee on Community Affairs; and Senator Grimsley—

CS for SB 420—A bill to be entitled An act relating to animal control; amending s. 588.17, F.S.; providing a procedure for adopting or humanely disposing of impounded stray livestock, except cattle, as an alternative to sale or auction; amending s. 588.18, F.S.; requiring a county animal control center to establish fees and be responsible for damages caused while impounding livestock; amending s. 588.23, F.S.; conforming provisions to changes made by the act; amending s. 828.073, F.S.; authorizing certain municipalities to take custody of an animal found neglected or cruelly treated or to order the owner of such an animal to provide certain care at the owner's expense; authorizing county courts to remand animals to the custody of certain municipalities; authorizing the allocation of auction proceeds to certain municipalities; conforming provisions to changes made by the act; amending s. 828.27, F.S.; deleting obsolete provisions; clarifying that certain provisions relating to local animal control are not the exclusive means of enforcing animal control laws; providing an effective date.

By the Committee on Health Policy; and Senators Thompson and Soto—

CS for SB 512—A bill to be entitled An act relating to HIV testing; amending s. 381.004, F.S.; revising and providing definitions; specifying the notification and consent procedures for performing an HIV test in a health care setting and a nonhealth care setting; amending s. 456.032, F.S.; conforming a cross-reference; providing an effective date.

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

CS for SB 552—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; defining the term “individual identifying information”; creating a public records exemption for individual identifying information of a person contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 614—A bill to be entitled An act relating to drug prescription by advanced registered nurse practitioners and physician assistants; amending s. 110.12315, F.S.; expanding the categories of persons who may prescribe brand drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; exempting controlled substances prescribed by an advanced registered nurse practitioner or a physician assistant from the disqualifications for certification or licensure, and for continued certification or licensure, as a deputy or state pilot; amending s. 456.072, F.S.; applying existing penalties for violations relating to the prescribing or dispensing of controlled substances to an advanced registered nurse practitioner; amending s. 456.44, F.S.; deleting an obsolete date; requiring advanced registered nurse practitioners and physician assistants who prescribe controlled substances for certain pain to make a certain designation, comply with registration requirements, and follow specified standards of practice; providing applicability; amending ss. 458.3265 and 459.0137, F.S.; limiting the authority to prescribe a controlled substance in a pain-management clinic to a physician licensed under ch. 458 or ch. 459, F.S.; amending s. 458.347, F.S.; expanding the prescribing authority of a licensed physician assistant; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to prescribe, dispense, administer, or order drugs, rather than to monitor and alter drug therapies; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license for or disciplinary action against an advanced registered nurse practitioner; amending s. 893.02, F.S.; redefining the term “practitioner” to include advanced registered nurse practitioners and physician assistants under the Florida Com-

prehensive Drug Abuse Prevention and Control Act; amending s. 948.03, F.S.; providing that possession of drugs or narcotics prescribed by an advanced registered nurse practitioner or physician assistant is an exception from a prohibition relating to the possession of drugs or narcotics during probation; reenacting s. 310.071(3), F.S., to incorporate the amendment made to s. 310.071, F.S., in a reference thereto; reenacting ss. 458.331(10), 458.347(7)(g), 459.015(10), 459.022(7)(f), and 465.0158(5)(b), F.S., to incorporate the amendment made to s. 456.072, F.S., in references thereto; reenacting ss. 456.072(1)(mm) and 466.02751, F.S., to incorporate the amendment made to s. 456.44, F.S., in references thereto; reenacting ss. 458.303, 458.347(4)(e) and (9)(c), 458.3475(7)(b), 459.022(4)(e) and (9)(c), and 459.023(7)(b), F.S., to incorporate the amendment made to s. 458.347, F.S., in references thereto; reenacting ss. 456.041(1)(a), 458.348(1) and (2), and 459.025(1), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 320.0848(11), 464.008(2), 464.009(5), 464.018(2), and 464.0205(1)(b), (3), and (4)(b), F.S., to incorporate the amendment made to s. 464.018, F.S., in references thereto; reenacting s. 775.051, F.S., to incorporate the amendment made to s. 893.02, F.S., in a reference thereto; reenacting ss. 944.17(3)(a), 948.001(8), and 948.101(1)(e), F.S., to incorporate the amendment made to s. 948.03, F.S., in references thereto; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 628—A bill to be entitled An act relating to behavior analysts; amending s. 20.43, F.S.; establishing the Board of Applied Behavior Analysis within the Division of Medical Quality Assurance; amending s. 456.001, F.S.; including licensed behavior analysts and licensed assistant behavior analysts in the definition of the term “health care practitioner”; amending s. 456.0135, F.S.; requiring an application for licensure under ch. 470, F.S., to include certain fingerprinting requirements; providing a directive to the Division of Law Revision and Information to create ch. 470, F.S., entitled “Behavior Analysts”; creating s. 470.40, F.S.; providing a purpose; creating s. 470.41, F.S.; defining terms; creating s. 470.415, F.S.; creating the Board of Applied Behavior Analysis; providing for membership and terms of members; creating s. 470.42, F.S.; creating rulemaking authority for the board and the Department of Health; creating s. 470.43, F.S.; providing requirements for licensure as a behavior analyst or assistant behavior analyst; creating s. 470.44, F.S.; providing requirements for renewal of license; creating s. 470.45, F.S.; establishing maximum fees for applications, initial licenses, and license renewals; requiring fees collected by the department to be deposited into a specified trust fund; creating s. 470.46, F.S.; providing grounds for denial of license or disciplinary action; creating s. 470.47, F.S.; providing penalties for practicing applied behavior analysis without a license or wrongfully identifying oneself as a licensed behavior analyst or licensed assistant behavior analyst; creating s. 470.48, F.S.; providing exceptions to applicability of ch. 470, F.S.; providing an effective date.

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

CS for SB 630—A bill to be entitled An act relating to transfers to minors; amending s. 710.102, F.S.; defining the term “general power of appointment”; amending s. 710.105, F.S.; specifying that certain transfers from a trust are considered as having been made directly by the grantor of the trust; amending s. 710.123, F.S.; authorizing custodianships established by irrevocable gift and by irrevocable exercise of power of appointment to terminate when a minor attains the age of 25, subject to the minor's right in such custodianships to compel distribution of the property upon attaining the age of 21; limiting liability of financial institutions for certain distributions of custodial property; reenacting ss. 710.117(2) and 710.121(2) and (6), F.S., to incorporate the amendment made to s. 710.105, F.S., in references thereto; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Hays—

CS for CS for SB 778—A bill to be entitled An act relating to local government construction preferences; creating s. 255.0991, F.S.; prohibiting local ordinances and regulations from restricting competition for the award of a contract for construction services based upon certain conditions; requiring a state college, county, municipality, school district, or other political subdivision of the state to make specified dis-

closures in competitive solicitation documents; providing applicability; providing an effective date.

By the Committee on Community Affairs; and Senator Montford—

CS for SB 782—A bill to be entitled An act relating to county officials; amending s. 145.19, F.S.; requiring, beginning in a specified fiscal year, that a county official's adjusted salary rate be identical to the official's adjusted salary rate in the prior fiscal year if the official's adjusted salary rate would otherwise be less than the prior fiscal year's adjusted salary rate due to certain circumstances; providing an effective date.

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

CS for SB 806—A bill to be entitled An act relating to the regulation of financial institutions; amending s. 655.005, F.S.; redefining the terms "main office" and "principal office"; amending s. 655.047, F.S.; requiring mailed semiannual assessments to be received by the Office of Financial Regulation by a specified date; requiring electronically transmitted semiannual assessments to be transmitted to the office by specified dates; amending s. 655.60, F.S.; deleting the requirement that the office select a licensed or certified appraiser to conduct certain appraisals; deleting the requirement that the office approve the cost of certain appraisals before payment of that cost by a state financial institution, subsidiary, or service corporation; amending s. 658.19, F.S.; revising the individuals for whom certain information must be provided to the office on an application for authority to organize a banking corporation or trust company; amending s. 660.33, F.S.; conforming a cross-reference; amending s. 663.08, F.S.; requiring an international banking corporation to provide its annual certification of capital accounts to the office by a specified date; reenacting ss. 655.960(8) and 663.302(1)(a), F.S., to incorporate the amendment made to s. 655.005, F.S., in references thereto; reenacting ss. 658.165(1), 665.013(3), and 667.003(3), F.S., to incorporate the amendment made to s. 658.19, F.S., in references thereto; reenacting s. 658.12(4), F.S., to incorporate the amendment made to s. 660.33, F.S., in references thereto; providing an effective date.

By the Committee on Community Affairs; and Senator Evers—

CS for SB 824—A bill to be entitled An act relating to public-private partnerships; transferring, renumbering, and amending s. 287.05712, F.S.; revising definitions; deleting provisions creating the Public-Private Partnership Guidelines Task Force; requiring a private entity that submits an unsolicited proposal to pay an initial application fee and additional amounts if the fee does not cover certain costs; specifying payment methods; authorizing a responsible public entity to alter the statutory timeframe for accepting proposals for a qualifying project under certain circumstances; deleting a provision that requires approval of the local governing body before a school board enters into a comprehensive agreement; requiring a responsible public entity to include a design criteria package in a solicitation; specifying requirements for the design criteria package; revising the conditions necessary for a responsible public entity to approve a comprehensive agreement; deleting provisions relating to notice to affected local jurisdictions; providing that fees imposed by a private entity must be applied as set forth in the comprehensive agreement; restricting provisions in financing agreements that could result in a responsible public entity's losing ownership of real or tangible personal property; deleting a provision that required a responsible public entity to comply with specific financial obligations; providing duties of the Department of Management Services; revising provisions relating to construction of the act; providing an effective date.

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

CS for SB 856—A bill to be entitled An act relating to health provider contracts; amending ss. 627.6474, 636.035, and 641.315, F.S.; providing that a contract between a health insurer, a prepaid limited health service organization, or a health maintenance organization, respectively, or a third-party administrator thereof, and a licensed ophthalmologist or optometrist may not require the licensee to provide vision care services as a condition of providing any other service or to purchase certain materials or services from specified entities; providing that a contract between a health insurer, a prepaid limited health service organization, or a health maintenance organization, respectively, or a third-party

administrator thereof, and a licensed optician may not require the licensee to purchase certain materials from specified entities; providing that a violation of the act's prohibitions constitutes a specified unfair insurance trade practice; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 904—A bill to be entitled An act relating to home health services; amending s. 400.462, F.S.; defining a term; amending s. 400.464, F.S.; allowing home health agencies to operate related offices inside of the main office's geographic service area without an additional license; amending s. 400.506, F.S.; providing for the licensure of more than one nurse registry operational site within the same geographic service area; authorizing a licensed nurse registry to operate a satellite office; requiring a nurse registry operational site to keep all original records; requiring a nurse registry to provide notice and certain evidence before it relocates an operational site or opens a satellite office; reenacting ss. 400.497, 817.505(3)(h), 400.506(3), F.S., to incorporate the amendment made to s. 400.506, F.S., in references thereto; providing an effective date.

By the Committee on Community Affairs; and Senator Legg—

CS for SB 962—A bill to be entitled An act relating to public records; creating s. 190.0121, F.S.; providing an exemption from public records requirements for certain surveillance recordings held by a community development district; providing exceptions; defining the term "resident" of a community development district; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 1052—A bill to be entitled An act relating to the Florida Right to Try Act; providing a short title; creating s. 385.213, F.S.; defining terms; authorizing a manufacturer of an investigational drug, biological product, or device to make such drug, product, or device available to certain eligible patients with a terminal illness without charge or for a specified cost; authorizing the manufacturer to require eligible patients to participate in certain data collection; specifying that an insurer, a health plan, or a government health care program is not required to provide coverage for the cost of such drug, product, or device; authorizing such entities to provide coverage under specified circumstances; specifying that such entities are not required to cover care or treatment needed as the result of the use of such drug, product, or device except under certain circumstances; specifying that the Department of Corrections and the Department of Juvenile Justice are not required to provide coverage for such drugs, products, or devices for individuals in the departments' custody; prohibiting a state regulatory board or agency from taking action against the licenses of certain health care providers or against the licenses or Medicare certifications of certain health care institutions for specified actions with respect to an eligible patient's access to, treatment with, or use of investigational drugs, biological products, or devices; specifying when an investigational drug, biological product, or device may continue to be offered by the manufacturer if the drug, product, or device is found to be ineffective under certain circumstances; requiring certain information relating to clinical trials to be provided to a patient taking an investigational drug, biological product, or device outside of the clinical trial; providing that the section does not create a private cause of action against certain manufacturers, entities, and individuals for any harm to an eligible patient which results from the use of an investigational drug, biological product, or device under certain circumstances; providing a criminal penalty for an official, employee, or agent of the state who blocks or attempts to block the access of an eligible patient to certain investigational drugs, biological products, or devices; creating s. 408.064, F.S.; requiring the Agency for Health Care Administration to establish and maintain a database that allows a state resident to electronically submit a plan that indicates his or her directives for compassionate and palliative care; requiring the database to serve as a clearinghouse of plan information that is accessible by certain health care providers; authorizing the agency to subscribe to or participate in a national or private clearinghouse in lieu of establishing and maintaining an independent clearinghouse; requiring the agency to publish and disseminate certain information and provide certain training relating to the clearinghouse; amending ss. 395.1041, 400.142, and

400.487, F.S.; authorizing hospital personnel, nursing home facility staff, and home health agency personnel, respectively, to withhold or withdraw cardiopulmonary resuscitation if an individual has a Physician Order for Life-Sustaining Treatment (POLST); amending s. 400.605, F.S.; requiring the Department of Elder Affairs in consultation with the Agency for Health Care Administration to adopt by rule procedures for the implementation of POLSTs in hospice care; amending s. 400.6095, F.S.; authorizing a hospice care team to withhold or withdraw cardiopulmonary resuscitation if an individual has a POLST; amending s. 401.35, F.S.; requiring the Department of Health to establish circumstances and procedures for honoring a POLST; amending s. 401.45, F.S.; authorizing emergency medical transportation providers to withhold or withdraw cardiopulmonary resuscitation or other medical interventions if an individual has a POLST; providing requirements for a POLST to be valid; amending s. 429.255, F.S.; authorizing assisted living facility staff to withhold or withdraw cardiopulmonary resuscitation if an individual has a POLST; amending s. 429.73, F.S.; requiring the Department of Elder Affairs to adopt rules for the implementation of POLSTs in adult family-care homes; authorizing a provider of such home to withhold or withdraw cardiopulmonary resuscitation if an individual has a POLST; providing immunity from civil and criminal liability to a provider for such actions; amending s. 765.205, F.S.; authorizing a health care surrogate to provide written consent for a POLST; providing an effective date.

By the Committee on Community Affairs; and Senator Stargel—

CS for SB 1114—A bill to be entitled An act relating to membership associations that receive public funds; creating s. 617.221, F.S.; defining the term “membership association”; requiring a membership association that receives a specified percentage of its budget from public funds to file an annual report with the Legislature; requiring that such a report provide specified information; prohibiting a membership association from expending public funds on litigation against the state; providing an effective date.

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

CS for SB 1136—A bill to be entitled An act relating to title insurance; amending s. 631.401, F.S.; revising procedures and requirements relating to the recovery of assessments from title insurers through surcharges assessed on policies; revising provisions relating to surcharges collected in excess of the assessments paid by title insurers; revising requirements for the payment of excess surcharges to the Insurance Regulatory Trust Fund; authorizing the Financial Services Commission and the Department of Financial Services to adopt rules for certain purposes; providing an effective date.

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

CS for SB 1190—A bill to be entitled An act relating to insurer solvency; amending s. 624.407, F.S.; revising the amount of surplus which must be possessed by insurers applying for an original certificate of authority; defining the term “health benefit plan”; amending s. 624.408, F.S.; revising the amount of surplus which must be possessed by insurers in order to retain a certificate of authority; authorizing the Office of Insurance Regulation to reduce certain surplus requirements under specified circumstances; defining the term “health benefit plan”; amending s. 624.4085, F.S.; revising the term “life and health insurer” to include specified health maintenance and prepaid limited health service organizations; amending s. 636.043, F.S.; revising the due date and required content for the mandatory annual report of a prepaid limited health service organization to the office; revising the time periods to be covered by such organization’s required quarterly reports to the office; amending s. 641.19, F.S.; defining the term “management services organization”; amending s. 641.201, F.S.; providing that a health maintenance organization is considered an insurer for purposes of specified provisions of law relating to insolvent insurers, requirements for the directors of domestic insurers, the payment of dividends and distributions of other property by domestic stock insurers, penalties for domestic and mutual stock insurers that illegally pay dividends, and certain restrictions on premiums written; providing that health maintenance organizations are considered life and health insurers for purposes of specified provisions of law relating to insurer surplus requirements; amending s. 641.225, F.S.; conforming provisions to changes made by the

act; amending s. 641.26, F.S.; revising the due date and required content for the mandatory annual report and audited financial statement of a health maintenance organization which must be submitted to the office; amending s. 641.27, F.S.; revising the annual limit applicable to health maintenance organizations for the examination expenses incurred by the office; amending s. 641.35, F.S.; excluding receivables from a management services organization from being included in the assets of a health maintenance organization for purposes of determining the organization’s financial condition; repealing s. 641.365, F.S., relating to the payment of dividends and distributions of other property by health maintenance organizations; amending ss. 817.234 and 817.50, F.S.; conforming cross-references; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Health Policy; and Senator Bean—

CS for SB 1208—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.503, F.S.; defining the term “commission”; redefining terms; amending s. 468.505, F.S.; authorizing certain registered or certified individuals to use specified titles and designations; amending s. 468.509, F.S.; requiring the Board of Medicine to waive the examination requirement for specified applicants; amending s. 468.516, F.S.; providing that a licensed dietitian/nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet if otherwise authorized to order such a diet; providing an effective date.

By the Committee on Community Affairs; and Senator Simpson—

CS for SB 1216—A bill to be entitled An act relating to connected-city corridors; amending s. 163.3246, F.S.; providing legislative intent; designating Pasco County as a pilot community; requiring the state land planning agency to provide a written certification to Pasco County within a certain timeframe; providing requirements for certain plan amendments; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations to the Governor and the Legislature by a certain date; providing requirements for the report; amending s. 190.005, F.S.; requiring community development districts up to a certain size located within a connected-city corridor to be established pursuant to an ordinance; providing an effective date.

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

CS for SB 1222—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of “general lines agent,” to remove a restriction with respect to agents transacting health insurance; limiting the types of health insurance agents; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency’s place of business; amending s. 626.221, F.S.; revising examination requirements and exemptions for applicants for certain agent and adjuster licenses; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain precensure education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming provisions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative’s license; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified time period after policy expiration; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity or life insurance policy under certain circumstances; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; providing an effective date.

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

CS for SB 1284—A bill to be entitled An act relating to the maintenance of agency final orders; amending s. 119.021, F.S.; conforming a provision to changes made by the act; amending s. 120.53, F.S.; requiring agencies to electronically transmit certain agency final orders to a centralized electronic database maintained by the Division of Administrative Hearings; providing the methods by which such final orders can be searched; requiring each agency to maintain a list of final orders that are not required to be electronically transmitted to the database; providing a timeframe for electronically transmitting or listing the final orders; authorizing agencies to maintain subject matter indexes of final orders issued before a specified date or to electronically transmit such orders to the database; providing that the centralized electronic database is the official compilation of administrative final orders issued on or after a specified date for each agency; requiring an agency to redact information exempt from public records requirements before electronically transmitting final orders to the database; deleting obsolete provisions regarding filing, indexing, and publishing final orders; amending s. 120.533, F.S.; requiring the Department of State to provide standards and guidelines for the certification and electronic transmittal and the secure transmittal and maintenance of agency final orders; authorizing the department to adopt rules; authorizing the department to provide for an alternative official compiler of agency final orders under certain circumstances; conforming provisions to changes made by the act; amending s. 213.22, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Health Policy; and Senator Hays—

CS for SB 1390—A bill to be entitled An act relating to public food service establishments; amending s. 509.013, F.S.; revising the definition of the term “public food service establishment” to exclude certain events for the purposes of exemption from licensure and inspection; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Ethics and Elections—

CS for SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 97.0585(3) and (5), F.S., relating to an exemption from public records requirements for certain information of persons who are victims of stalking or aggravated stalking; removing the scheduled repeal of the exemption; providing an effective date.

ENROLLING REPORTS

SB 700, SB 702, SB 704, and SB 706 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 18, 2015.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 3 and March 17 were corrected and approved.

CO-INTRODUCERS

Senators Altman—CS for SB 132, CS for CS for SB 394; Detert—SB 7048; Hukill—SB 7022; Sobel—CS for SB 784; Soto—SB 938, SB 1220; Stargel—CS for SB 784

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 11:42 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, March 24 or upon call of the President.



Journal of the Senate

Number 4—Regular Session

Monday, March 23, 2015

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REPORTS OF COMMITTEES

The Committee on Transportation recommends the following pass: SB 1374

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

The Committee on Education Pre-K - 12 recommends the following pass: SB 530; SB 874; SB 1020; SB 1262

The bills were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Transportation recommends the following pass: SB 1276

The bill was referred to the Committee on Ethics and Elections under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 520

The bill was referred to the Committee on Fiscal Policy under the original reference.

The Special Master on Claim Bills recommends the following pass: SB 66 with 1 amendment; SB 80 with 1 amendment

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1144

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Education Pre-K - 12 recommends the following pass: SB 1202

The Committee on Transportation recommends the following pass: SB 562

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

The Committee on Appropriations recommends the following pass: SB 130; CS for SB 226; SB 332; SB 450; SB 576; SB 578; SB 580; SB 582; SB 7024; SB 7030

The Committee on Fiscal Policy recommends the following pass: CS for SB 152; SB 408; SB 522; CS for SB 620

The Committee on Rules recommends the following pass: SB 456; SB 570; CS for SB 1312; SB 7012

The bills were placed on the Calendar.

The Committee on Education Pre-K - 12 recommends committee substitutes for the following: SB 1264; SB 1552

The bills with committee substitute attached were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1134; SB 1402

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 680

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1340; SB 1462

The bills with committee substitute attached were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1500

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 228

The Committee on Transportation recommends committee substitutes for the following: CS for SB 112; SB 256; SB 1554

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 744

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

The Committee on Regulated Industries recommends committee substitutes for the following: SB 468; SB 998

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1296

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 776

The Committee on Regulated Industries recommends a committee substitute for the following: SB 268

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 716

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 748

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 248

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 258; CS for SB 396; SB 540; SB 584; CS for SB 586; SB 7020

The Committee on Fiscal Policy recommends committee substitutes for the following: SB 160; SB 206; CS for CS for SB 296; SB 7022

The Committee on Rules recommends a committee substitute for the following: CS for CS for SB 342

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Education recommends the following pass: SB 802

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

Appropriations Subcommittee on Education recommends the following pass: SB 960

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 676; SB 956

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

Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 616

Appropriations Subcommittee on General Government recommends a committee substitute for the following: SB 1050

Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 7044

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

Appropriations Subcommittee on Education recommends a committee substitute for the following: SB 1140

Appropriations Subcommittee on General Government recommends a committee substitute for the following: CS for SB 608

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 1246

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Children, Families, and Elder Affairs recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Children and Families

Appointee: Carroll, Mike

Pleasure of
Governor

Director, Agency for Persons with Disabilities

Appointee: Palmer, Barbara Jo

Pleasure of
Governor

The Committee on Education Pre-K - 12 recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

State Board of Education

Appointee: Olenick, Michael H.

12/31/2016

The Committee on Regulated Industries recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Business and Professional Regulation

Appointee: Lawson, Kenneth E.

Pleasure of
Governor

The Committee on Transportation recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Transportation

Appointee: Boxold, James C.

Pleasure of
Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Governmental Oversight and Accountability—

SB 7050—A bill to be entitled An act relating to digital classrooms; amending s. 282.0051, F.S.; requiring the Agency for State Technology to establish and publish information technology architecture standards for purposes of implementing digital classrooms by a specified date; requiring the agency to collaborate with the Department of Education and the Department of Management Services to identify certain state contract procurement options for services that support such standards and to identify certain shared services available through the State Data Center to facilitate the implementation of school district digital classrooms plans; requiring the agency's annual assessment of the Department of Education to review specified issues with respect to school district digital classrooms plans and to provide planning assistance to address and reduce issues identified by the assessment; authorizing the agency to contract for assistance with the annual assessment if needed; requiring the agency to provide the annual assessment to the Commissioner of Education by a specified date; requiring a school district to take specified action within a certain period if the district is notified by the Department of Education that it is not in compliance with the information technology architecture standards; amending s. 1011.62, F.S.; requiring the Department of Education to contract with an independent, auditing entity if the administration of online assessments after a certain date does not comply with the minimum assessment protocols and requirements established by the department; requiring the auditing entity to perform certain duties; amending s. 282.00515, F.S.; conforming a cross-reference; providing an appropriation to the agency; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Education; and Appropriations.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 7052—A bill to be entitled An act relating to an ad valorem tax exemption for deployed servicemembers; amending s. 196.173, F.S.; expanding the military operations that qualify a servicemember deployed in support of such an operation in the previous calendar year for an additional ad valorem tax exemption; providing an extended deadline and specifying procedures for filing an application for such tax exemption for a qualifying deployment during the 2014 calendar year; providing procedures to appeal a denial by a property appraiser of an application for such tax exemption; providing for retroactive applicability providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Transportation; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Hays—

CS for CS for SB 112—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the department to issue Woman Veteran, World War II Veteran, Navy Submariner, Combat Action Ribbon, Air Force Combat Action Medal, and Distinguished Flying Cross license plates; specifying qualifications and requirements for the plates; requiring that any revenue generated from the sale of Woman Veteran license plates be deposited into the Operations and Maintenance Trust Fund to be used for certain purposes; providing an effective date.

By the Committee on Fiscal Policy; and Senator Evers—

CS for SB 160—A bill to be entitled An act relating to rural letter carriers; amending s. 316.614, F.S.; exempting a rural letter carrier of the United States Postal Service from safety belt usage requirements while performing his or her duties on a designated postal route; providing an effective date.

By the Committee on Fiscal Policy; and Senators Hukill, Gaetz, Soto, Sachs, Detert, Galvano, and Sobel—

CS for SB 206—A bill to be entitled An act relating to individuals with disabilities; creating s. 17.68, F.S.; providing legislative findings; establishing the Financial Literacy Program for Individuals with Developmental Disabilities within the Department of Financial Services; requiring the department to develop and implement the program in consultation with specified stakeholders; providing for the participation of banks, credit unions, savings associations, and savings banks; requiring the program to provide information and other offerings on specified issues to individuals with developmental disabilities and employers in this state; requiring the department to establish on its website a clearinghouse for information regarding the program and to publish a brochure describing the program; requiring, by a specified date, qualified public depositories to make copies of the department's brochure available and provide a hyperlink on their websites to the department's website for the program; amending s. 280.16, F.S.; requiring a qualified public depository to participate in the program; providing an appropriation; providing an effective date.

By the Committee on Ethics and Elections; and Senators Clemens and Richter—

CS for SB 228—A bill to be entitled An act relating to online voter registration; creating s. 97.0525, F.S.; requiring the Division of Elections of the Department of State to develop an online voter registration system; providing application and security requirements; requiring the system to compare information submitted online with Department of Highway Safety and Motor Vehicles records; providing for the disposition of voter registration applications; requiring system compliance with federal accessibility provisions; providing for construction; requiring the division to report to the Legislature regarding online voter registration implementation by a specified date; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senators Smith and Thompson—

CS for CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms "body camera" and "personal representative"; providing that a body camera recording is confidential and exempt from public records requirements under certain circumstances; providing exceptions; requiring a law enforcement agency to retain body camera recordings for at least a specified period; 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 Transportation; and Senator Sobel—

CS for SB 256—A bill to be entitled An act relating to identification cards; amending s. 322.051, F.S.; requiring the Department of Highway Safety and Motor Vehicles to issue an identification card exhibiting a special designation for a person who is diagnosed by a licensed physician as having a developmental disability; requiring payment of an additional fee and proof of diagnosis; authorizing issuance of a replacement identification card that includes the special designation without payment of a specified fee; requiring the department to develop rules to facilitate the issuance, requirements, and oversight of developmental identification cards; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Brandes—

CS for CS for SB 258—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.0628, F.S.; requiring an insurer to employ in certain rate filings actuarial methods, principles, standards, models, or output ranges found by the Florida Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels; authorizing an insurer to employ a model in a rate filing until 120 days after the expiration of the commission's acceptance of that model; deleting a provision that required insurers to employ a specified model in a rate filing made more than 60 days after the commission found the model to be accurate or reliable; amending s. 627.0651, F.S.; revising provisions for the making and use of rates for motor vehicle insurance; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the applicability of certain Medicare fee schedules or payment limitations; defining the term "service year"; amending s. 627.744, F.S.; revising the preinsurance inspection requirements for private passenger motor vehicles; repealing s. 631.65, F.S., relating to prohibited advertisement or solicitation; providing an effective date.

By the Committee on Regulated Industries; and Senators Stargel and Latvala—

CS for SB 268—A bill to be entitled An act relating to amusement games or machines; creating s. 546.10, F.S.; providing legislative findings; defining terms and phrases; authorizing an amusement game or machine to be operated with specified requirements; providing requirements for classifying such a device as a Type 1 or a Type 2 amusement game or machine; providing that amusement games or machines may only be located at specified locations; specifying the maximum value on the redemption value of a coupon or a point; requiring the Department of Revenue to annually adjust the maximum value; providing a formula for the adjustment of the maximum value; requiring the department to publish the amount of the adjusted maximum value; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing penalties; amending s. 551.102, F.S.; conforming a cross-reference; repealing s. 849.161, F.S., relating to amusement games or machines; providing an effective date.

By the Committees on Fiscal Policy; Governmental Oversight and Accountability; and Health Policy; and Senators Garcia and Joyner—

CS for CS for CS for SB 296—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and the Legislature; specifying the contents of the report; adjusting the representation of certain areas of health care specialization and institutions in the membership of the council; adding an organization from which a representative may be selected to serve as a council member; providing an effective date.

By the Committees on Rules; Criminal Justice; and Judiciary; and Senator Simmons—

CS for CS for CS for SB 342—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; requiring that the defendant receive a copy of the order of no contact prior

to release; specifying acts prohibited by a no contact order; reenacting ss. 741.29(6), 784.046(13) and (15), and 901.15(13), F.S., relating to domestic violence, repeat, sexual, or dating violence, and arrest without a warrant, respectively, to incorporate the amendment made to s. 903.047, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senators Detert and Gaetz—

CS for CS for SB 396—A bill to be entitled An act relating to the Florida Historic Capitol; amending s. 272.129, F.S.; removing references to the Legislative Research Center and Museum at the Historic Capitol; removing provisions authorizing establishment of a citizen support organization to support the Legislative Research Center and Museum; creating s. 272.131, F.S.; creating the Florida Historic Capitol Museum Council; providing for the appointment and qualifications of council members; prescribing duties and responsibilities for the council and individual council members; amending s. 272.135, F.S.; renaming the position of Capitol Curator as the Florida Historic Capitol Museum Director; conforming provisions; amending s. 272.136, F.S.; revising the composition of the board of directors governing the Florida Historic Capitol Museum's direct-support organization; providing that per diem and travel expenses must be paid from direct-support organization funds; conforming provisions; amending s. 320.0807, F.S.; redirecting a portion of the proceeds from the fee for special license plates for former federal or state legislators to the Florida Historic Capitol Museum's direct-support organization; providing an effective date.

By the Committee on Regulated Industries; and Senator Grimsley—

CS for SB 468—A bill to be entitled An act relating to package stores; amending s. 565.04, F.S.; providing the licensed premises may have one entrance opening into another building or room; providing for a door to that entrance and a separate outside entrance; providing other spaces; providing an effective date.

By the Committee on Appropriations; and Senator Evers—

CS for SB 540—A bill to be entitled An act relating to trust funds; creating s. 944.73, F.S.; creating the State-Operated Institutions Inmate Welfare Trust Fund within the Department of Corrections; providing a purpose; providing a contingent effective date.

By the Committee on Appropriations; and Senator Dean—

CS for SB 584—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; terminating certain trust funds within the Department of Environmental Protection, the Department of Agriculture and Consumer Services, and the Fish and Wildlife Conservation Commission; providing for the disposition of balances in the trust funds; requiring the Department of Environmental Protection to pay all outstanding debts or obligations of the terminated trust funds; requiring the Chief Financial Officer to close out and remove the terminated trust funds from the various state accounting systems; amending s. 17.61, F.S.; requiring moneys in land acquisition trust funds created or designated to receive funds under s. 28, Art. X of the State Constitution to be retained in those trust funds; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; amending s. 161.054, F.S.; redirecting certain proceeds from the Ecosystem Management and Restoration Trust Fund to the Florida Coastal Protection Trust Fund; amending s. 161.091, F.S.; authorizing disbursements from the Land Acquisition Trust Fund for the beach management plan; amending s. 201.0205, F.S.; conforming provisions to changes made by the act; amending s. 201.15, F.S.; revising and deleting distributions of the tax; providing that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under s. 215.20, F.S.; revising the purposes for which distributions may be used; amending s. 211.3103, F.S.; authorizing a percentage of proceeds from the phosphate rock excise tax to be credited to the State Park Trust Fund; amending s. 215.20, F.S.; conforming provisions to changes made by the act; amending s. 215.618, F.S.; authorizing Florida Forever bonds to be issued to finance or refinance the acquisition and improvement of land, water areas, and related property interests; amending ss. 215.619, 253.027, and 253.03, F.S.; conforming provisions

to changes made by the act; amending s. 253.034, F.S.; requiring proceeds from the sale of surplus conservation lands before a certain date to be deposited into the Florida Forever Trust Fund and after such date under certain circumstances into the Land Acquisition Trust Fund; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 253.7824, F.S.; conforming provisions to changes made by the act; amending s. 258.435, F.S.; requiring moneys received in trust by the Department of Environmental Protection relating to aquatic preserves to be deposited into the Grants and Donations Trust Fund; amending s. 259.032, F.S.; conforming provisions affected by the termination of the Conservation and Recreation Lands Trust Fund; authorizing state agencies designated to manage lands acquired with funds deposited into the Land Acquisition Trust Fund to contract with local governments and soil and water conservation districts to assist in management activities; amending s. 259.035, F.S.; requiring the Acquisition and Restoration Council to develop rules defining specific criteria and numeric performance measures needed for lands acquired with funds deposited into the Land Acquisition Trust Fund pursuant to s. 28(a), Art. X of the State Constitution; requiring the proposed rules to be submitted to the Legislature for consideration; requiring recipients of funds from the Land Acquisition Trust Fund to annually report to the Division of State Lands; requiring the council to consider and evaluate in writing each project proposed for acquisition using such funds and ensure that each proposed project meets the requirements of s. 28, Art. X of the State Constitution; amending ss. 259.036, 259.037, 259.04, and 259.041, F.S.; conforming cross-references; amending s. 259.101, F.S.; conforming provisions affected by the termination of the Preservation 2000 Trust Fund; requiring agencies and water management districts that acquired lands using Preservation 2000 funds to make them available for public recreational use; requiring water management districts and the department to control the growth of nonnative invasive plant species on certain lands; amending s. 259.105, F.S.; deleting obsolete provisions; conforming cross-references; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 259.1051, F.S.; conforming cross-references; amending ss. 338.250, 339.0801, 339.55, 341.303, 343.58, 369.252, 373.026, and 373.089, F.S.; conforming provisions to changes made by the act; amending s. 373.129, F.S.; requiring certain civil penalties to be deposited into the Water Quality Assurance Trust Fund; amending ss. 373.1391 and 373.199, F.S.; conforming provisions to changes made by the act; amending s. 373.430, F.S.; requiring certain moneys to be deposited into the Florida Permit Fee Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 373.459, 373.4592, 373.45926, 373.470, and 373.584, F.S.; conforming provisions to changes made by the act; amending s. 373.59, F.S.; conforming provisions affected by the termination of the Water Management Lands Trust Fund; amending s. 373.5905, F.S.; conforming a cross-reference; amending ss. 373.703 and 375.031, F.S.; conforming provisions to changes made by the act; amending s. 375.041, F.S.; designating the Land Acquisition Trust Fund within the Department of Environmental Protection for receipt of certain documentary stamp tax revenues for the prescribed uses of s. 28, Art. X of the State Constitution; providing priority for the use of moneys in the trust fund; requiring agencies receiving transfers of moneys from the fund to maintain the integrity of such funds; amending s. 375.044, F.S.; conforming provisions to changes made by the act; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; conforming provisions to changes made by the act; amending s. 376.11, F.S.; revising the funds required to be deposited into the Florida Coastal Protection Trust Fund and the purposes for which such funds may be used; amending s. 376.123, F.S.; conforming a cross-reference; amending s. 376.307, F.S.; revising the funds required to be deposited into the Water Quality Assurance Trust Fund and the purposes for which such funds may be used; amending s. 376.40, F.S.; conforming a cross-reference; repealing s. 379.202, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Fish and Wildlife Conservation Commission; amending s. 379.206, F.S.; requiring grants and donations from development-of-regional-impact wildlife mitigation contributions to be credited to the Grants and Donations Trust Fund; amending s. 379.212, F.S.; providing that the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission shall be used to implement s. 28, Art. X of the State Constitution; authorizing the department to transfer certain funds; requiring the commission to maintain the integrity of such funds; providing for the transfer of certain funds; amending s. 379.214, F.S.; conforming provisions to changes made by the act; amending s. 379.362, F.S.; requiring the Department of

Agriculture and Consumer Services to use funds appropriated from the Land Acquisition Fund within the Department of Environmental Protection to fund certain oyster management and restoration programs; amending s. 380.0666, F.S.; conforming provisions to changes made by the act; repealing s. 380.0677, F.S., relating to the Green Swamp Land Authority; amending s. 380.507, F.S.; conforming provisions to changes made by the act; amending s. 380.508, F.S.; requiring certain funds to be credited to or deposited into the Internal Improvement Trust Fund; requiring funds over and above eligible project costs to be deposited into the Florida Forever Trust Fund rather than the Florida Communities Trust Fund; amending s. 380.510, F.S.; requiring certain funds collected under a grant or loan agreement to be deposited into the Internal Improvement Trust Fund rather than the Florida Communities Trust Fund; requiring the deed or lease of any real property acquired with certain funds to contain covenants and restrictions sufficient to ensure that the use of such real property complies with s. 28, Art. X of the State Constitution; repealing s. 380.511, F.S., relating to the Florida Communities Trust Fund; amending s. 403.0615, F.S.; conforming provisions to changes made by the act; amending ss. 403.08601 and 403.121, F.S.; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; repealing s. 403.1651, F.S., relating to the Ecosystem Management and Restoration Trust Fund; amending s. 403.885, F.S.; conforming provisions to changes made by the act; repealing s. 403.8911, F.S., relating to the annual appropriation from the Water Protection and Sustainability Program Trust Fund; amending s. 403.9325, F.S.; redefining the term "public lands set aside for conservation or preservation" to include lands and interests acquired with funds deposited into the Land Acquisition Trust Fund; amending s. 403.93345, F.S.; redefining the term "fund" to mean the Water Quality Assurance Trust Fund; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 420.5092 and 420.9073, F.S.; conforming provisions to changes made by the act; repealing s. 570.207, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Department of Agriculture and Consumer Services; amending s. 570.321, F.S.; conforming provisions to changes made by the act; amending s. 570.71, F.S.; excluding funds from the Land Acquisition Trust Fund from being deposited into the Incidental Trust Fund under certain circumstances; amending s. 895.09, F.S.; conforming provisions to changes made by the act; making technical changes; reenacting s. 339.2818(6), F.S., relating to the Small County Outreach Program, s. 339.2819(5), F.S., relating to the Transportation Regional Incentive Program, s. 339.61(3), F.S., relating to the Florida Strategic Intermodal System, s. 341.051(6), F.S., relating to the New Starts Transit Program, s. 373.470(4)(e), F.S., relating to debt service for Everglades restoration bonds, and s. 420.9079(1), F.S., relating to the Local Government Housing Trust Fund, to incorporate the amendment made by this act to s. 201.15, F.S., in references thereto; reenacting s. 258.015(3)(b), F.S., relating to funds available to citizen support organizations, to incorporate the amendment made by this act to s. 375.041, F.S., in a reference thereto; reenacting s. 287.0595(2), F.S., relating to Department of Environmental Protection's authority to adopt certain pollution response rules, to incorporate the amendment made by this act to s. 376.307, F.S., in a reference thereto; providing effective dates.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Dean—

CS for CS for SB 586—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; amending s. 201.15, F.S.; revising and deleting distributions of the tax; providing that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under s. 215.20, F.S.; revising the purposes for which distributions may be used; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; repealing s. 161.091(3), F.S., relating to funding for the state's beach management plan; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; requiring specified public recreation projects to have been selected through the Department of Environmental Protection's competitive selection process prior to the release of funds; conforming provisions to changes made by the act; amending ss. 201.0205, 215.618, 215.619, 259.032, 259.1051, 339.0801, 339.55, 341.303, 343.58, 369.252, 379.214, 379.362, 403.8911, 420.5092, and 420.9073, F.S.; conforming provisions to changes made by the act; reenacting s. 339.2818(6), F.S., relating to the Small

County Outreach Program, s. 339.2819(5), F.S., relating to the Transportation Regional Incentive Program, s. 339.61(3), F.S., relating to the Florida Strategic Intermodal System, s. 341.051(6), F.S., relating to the New Starts Transit Program, s. 373.470(4)(e), F.S., relating to debt service for Everglades restoration bonds, and s. 420.9079(1), F.S., relating to the Local Government Housing Trust Fund, to incorporate the amendment made by this act to s. 201.15, F.S., in references thereto; providing an effective date.

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

CS for SB 680—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring personal flotation devices to be used in accordance with the United States Coast Guard approval labels; amending s. 379.357, F.S.; revising the dates for tarpon tag validity; deleting the requirement that tax collectors submit forms annually relating to the number of unissued tags; deleting the requirement for submitting forms relating to tarpon landed; amending s. 379.361, F.S.; removing the income requirement for a restricted species endorsement on a saltwater products license; amending s. 379.3012, F.S.; revising the rulemaking authority of the commission relating to the alligator management and trapping program; amending s. 379.364, F.S.; requiring resident dealers to pay a certain fee per annum; removing the requirement for dealers and buyers to forward reports relating to the number and kinds of hide bought; removing the requirement that common carriers only ship, transport, or receive hides or furs marked with certain identifying information; amending s. 379.3751, F.S.; removing the rulemaking authority of the commission to limit the number of participants engaged in the taking of alligators or their eggs from the wild and to establish appropriate qualifications for certain alligator collectors; providing exemptions for alligator trapping licenses; requiring certain licenses to be issued without fee to residents who meet the requirements for disability; clarifying that a management area permit is not required for a person engaged in the taking of an alligator under a permit that authorizes the taking of alligators; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; reenacting and amending s. 379.3752, F.S.; removing the requirement that the commission expend one-third of the revenue from the issuance of alligator hatchling tags for alligator husbandry research; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; deleting the requirement that the number of tags pursuant to a collection permit be equal to a safe yield of alligators; amending s. 379.401, F.S.; conforming provisions to changes made by the act; creating s. 379.412, F.S.; establishing penalties for the unlawful feeding of wildlife and freshwater fish; providing an exception; repealing s. 379.3011, F.S., relating to the alligator trapping program; repealing s. 379.3013, F.S., relating to alligator study requirements; repealing s. 379.3016, F.S., relating to the prohibition against the sale of alligator products and associated penalties; repealing s. 379.3017, F.S., relating to the restricted use of the terms “alligator” or “gator” in certain sales; reenacting ss. 327.73(1)(i) and 327.375(1), F.S., to incorporate the amendment made by this act to s. 327.37, F.S., in references thereto; reenacting s. 327.73(1)(p), F.S., to incorporate the amendment made by this act to s. 327.39, F.S., in a reference thereto; reenacting ss. 327.54(1)(c) and 327.73(1)(m), F.S., to incorporate the amendment made by this act to s. 327.50, F.S., in references thereto; providing an effective date.

By the Committee on Regulated Industries; and Senators Hays, Soto, and Diaz de la Portilla—

CS for SB 716—A bill to be entitled An act relating to public records; creating s. 474.2167, F.S.; providing an exemption from public records requirements for certain animal medical records held by a state college of veterinary medicine that is accredited by the American Veterinary Medical Association Council on Education; authorizing disclosure under certain circumstances; providing for retroactive applicability of the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Regulated Industries; and Senator Richter—

CS for SB 744—A bill to be entitled An act relating to property insurance appraisal umpires and property insurance appraisers; creating part XVII of chapter 468, F.S., relating to property insurance appraisal umpires; creating the property insurance appraisal umpire licensing program within the Department of Business and Professional Regulation; providing legislative findings; providing applicability; authorizing the department to adopt rules; providing definitions; authorizing the department to establish fees; providing licensing application requirements; providing authority and procedures regarding submission and processing of fingerprints; providing examination requirements; providing application requirements for licensure as a property insurance appraisal umpire; providing licensure renewal requirements; authorizing the department to adopt rules; providing continuing education requirements; providing requirements for the inactivation of a license by a licensee; providing requirements for renewing an inactive license; establishing license reactivation fees; providing for certification of partnerships and corporations offering property insurance appraisal umpire services; providing grounds for compulsory refusal, suspension, or revocation of an umpire's license; providing grounds for discretionary denial, suspension, or revocation of an umpire's license; providing ethical standards for property insurance appraisal umpires; creating part XVIII of chapter 468, F.S., relating to property insurance appraisers; creating the property insurance appraiser licensing program within the Department of Business and Professional Regulation; providing legislative findings; providing applicability; authorizing the department to adopt rules; providing definitions; authorizing the department to establish fees; limiting fee amounts; providing licensing application requirements; providing authority and procedures regarding submission and processing of fingerprints; providing examination requirements; providing application requirements for licensure as a property insurance appraiser; providing licensure renewal requirements; authorizing the department to adopt rules; providing continuing education requirements; providing requirements for the inactivation of a license by a licensee; providing requirements for renewing an inactive license; establishing license reactivation fees; providing for certification of partnerships and corporations offering property insurance appraiser services; providing grounds for compulsory refusal, suspension, or revocation of an appraiser's license; providing grounds for discretionary denial, suspension, or revocation of an appraiser's license; providing ethical standards; providing an effective date.

By the Committee on Regulated Industries; and Senator Ring—

CS for SB 748—A bill to be entitled An act relating to residential properties; amending s. 201.02, F.S.; providing that a certain deed, transfer, or conveyance from an owner of property is subject to certain taxes; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.103, F.S.; revising and providing definitions; amending s. 718.111, F.S.; providing that the vote necessary to charge use fees for the use of the common elements or association property may be approved by a majority of the voting interests present, in person or by proxy, at a meeting of the association if a quorum has been established; revising the liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; revising the requirements for board of administration and unit owner meetings; clarifying the voting process for providing reserves; amending s. 718.113, F.S.; revising the term governing documents to condominium documents; amending s. 718.116, F.S.; revising the provisions relating to the liability of condominium unit owners and mortgagees; revising applicability; revising effect of a claim of lien; creating s. 718.128, F.S.; authorizing condominium associations to conduct elections by electronic voting under certain conditions; providing that a member voting electronically is counted toward a quorum; requiring that the bylaws allow electronic voting of some or all matters; providing a definition; amending s. 718.301, F.S.; adding conditions under which certain unit owners are entitled to elect at least a majority of the members of the board of administration of an association; requiring a bulk-unit purchaser to relinquish control of the association under certain circumstances; requiring a bulk-unit purchaser to deliver certain items, at the bulk-unit purchaser's expense, during the transfer of association control from the bulk-unit purchaser; amending s. 718.302, F.S.; revising the conditions under which certain grants, reservations, or contracts made by an association may be cancelled; prohibiting a lender-

unit purchaser from voting on cancellation of certain grants, reservations, or contracts while the association is under control of that lender-unit purchaser; amending s. 718.303, F.S.; providing that a fine may be levied by the board or its authorized designee under certain conditions; revising the requirements for levying a fine or suspension; amending s. 718.501, F.S.; conforming provisions of chapter 718, F.S., relating to the enforcement powers of the Division of Florida Condominiums, Timeshares, and Mobile Homes; creating s. 718.709, F.S.; providing applicability of the provisions relating to the Distressed Condominium Relief Act; creating part VIII of ch. 718, F.S.; providing legislative intent; providing definitions; authorizing a bulk-unit purchaser to exercise certain developer rights; requiring a bulk-unit purchaser to pay a working capital contribution under certain circumstances; providing applicability; authorizing a lender-unit purchaser to exercise any developer rights he or she acquires; requiring a bulk-unit purchaser and a lender-unit purchaser to comply with specified provisions under ch. 718, F.S.; limiting the rights of bulk-unit purchasers and lender-unit purchasers to vote on reserves or funding of reserves; prohibiting the transfer of such voting rights; providing assessment liability for bulk-unit purchasers and lender-unit purchasers; providing for suspension of a director who has been elected or appointed by a bulk-unit purchaser in certain circumstances; specifying amendments and alterations for which a majority approval of unit owners is required; requiring consent of a bulk-unit purchaser, lender-unit purchaser, or developer to certain amendments; requiring certain warranties and disclosures; requiring an architect or engineer to disclose specified information in a condition report under certain circumstances; subjecting multiple bulk-unit purchasers to joint and several liability; prohibiting a board of administration, a majority of which is elected by a bulk-unit purchaser, from resolving certain construction disputes unless other conditions are satisfied; providing that a bulk-unit purchaser or lender-unit purchaser who does not comply with ch. 718, F.S., forfeits all protections or exemptions under ch. 718, F.S.; clarifying conditions under which a bulk-unit purchaser must deliver certain items during the transfer of association control from the bulk-unit purchaser; providing conditions by which a person may become a bulk-unit purchaser following acquisition of title to timeshare interests that are or ultimately will be included in a timeshare plan; requiring disclosure to purchasers by certain bulk-unit purchasers of timeshare interests; amending s. 719.104, F.S.; revising what constitutes the official records of an association; amending s. 719.106, F.S.; revising the requirements for board of administration and shareholder meetings; amending s. 719.108, F.S.; revising applicability; revising the effect of a claim of lien; creating s. 719.129, F.S.; authorizing cooperative associations to conduct elections by electronic voting under certain conditions; providing that a member voting electronically is counted toward a quorum; requiring that the bylaws allow electronic voting of some or all matters; providing a definition; amending s. 719.303, F.S.; providing that a fine may be levied by the board or its authorized designee under certain conditions; revising the requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term "governing documents"; creating s. 720.3015, F.S.; providing a short title; amending s. 720.305, F.S.; revising the requirements for levying a fine or suspension; revising the application of certain provisions; amending s. 720.306, F.S.; revising the requirements for the adoption of amendments to the governing documents; revising the requirements for the election of directors; revising the requirements for board of director and member meetings; amending s. 720.3085, F.S.; providing that the association may recover from the parcel owner a reasonable charge imposed by a management or bookkeeping company or a collection agent which are incurred in connection with a delinquent assessment; providing that such charges must be liquidated, non-contingent, and based upon actual time expended; providing that fees for collection are not recoverable in a certain circumstance; specifying the hierarchy for the application of payments received for collection services contracted for by the association; creating s. 720.317, F.S.; authorizing homeowners' associations to conduct elections by electronic voting under certain conditions; providing that a member voting electronically is counted toward a quorum; requiring that the bylaws allow electronic voting of some or all matters; providing a definition; providing an effective date.

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

CS for SB 776—A bill to be entitled An act relating to water and wastewater; creating s. 159.8105, F.S.; requiring the Division of Bond

Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation or reallocation of bonds for water and wastewater infrastructure projects; amending s. 212.08, F.S.; extending specified tax exemptions to certain investor-owned water and wastewater utilities; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified percentage or cost; amending s. 367.081, F.S.; authorizing the creation of a utility reserve fund; requiring the commission to adopt rules to govern the implementation and management of the fund; establishing criteria for adjusted rates; specifying expense items that may be automatically increased or decreased; authorizing the commission to establish, by rule, additional specified expense items that cause an automatic increase or decrease of utility rates; requiring, rather than authorizing, the commission to establish a leverage formula under certain circumstances; restricting a utility from recovering more than a certain percentage of reasonable rate case expenses; amending s. 367.0814, F.S.; prohibiting the commission from awarding rate case expense to recover attorney fees or fees of other outside consultants in certain circumstances; requiring the commission to adopt rules; amending s. 367.0816, F.S.; prohibiting a utility from recovering certain expenses for more than one rate case at a time; amending s. 367.111, F.S.; authorizing the commission to review water quality and wastewater service under certain circumstances; amending s. 403.8532, F.S.; authorizing the Department of Environmental Protection to require or request that the Florida Water Pollution Control Financing Corporation make loans, grants, and deposits to for-profit, privately owned, or investor-owned water systems; deleting current restrictions on such activities; amending ss. 367.084 and 367.171, F.S.; conforming cross-references; making technical changes; providing an effective date.

By the Committee on Regulated Industries; and Senator Margolis—

CS for SB 998—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.63, F.S.; defining the term "powdered alcohol"; prohibiting the sale, offer for sale, purchase, use, offer for use, or possession of powdered alcohol; providing penalties; providing an exemption for the use of powdered alcohol by specified entities for research purposes; providing an exemption for the possession of powdered alcohol solely for the purpose of transportation through this state by specified entities; providing an effective date.

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

CS for SB 1134—A bill to be entitled An act relating to blanket health insurance; amending s. 627.659, F.S.; expanding the types of individuals and entities which are eligible for blanket health insurance coverage; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Legg—

CS for SB 1264—A bill to be entitled An act relating to digital classrooms; creating s. 282.0052, F.S.; establishing requirements for digital classrooms technology infrastructure planning by the Agency for State Technology or a contracted organization; requiring the agency or contracted organization to annually submit a report to the Governor and the Legislature; prescribing report requirements; requiring the agency to annually update the Commissioner of Education on the status of technology infrastructure; amending s. 1001.20, F.S.; requiring the Office of Technology and Information Services of the Department of Education to consult with the Agency for State Technology in developing the 5-year strategic plan for Florida digital classrooms; removing an obsolete date; revising requirements for the 5-year strategic plan; expanding the list of responsibilities of the Office of Technology and Information Services; amending s. 1011.62, F.S.; revising the date by which district school boards must annually submit a digital classrooms plan to the Department of Education; requiring a charter school to submit the school's digital classrooms plan to the applicable school district; specifying required format for the plan; specifying conditions for a school district to maintain eligibility for Florida digital classrooms allocation funds; requiring the Commissioner of Education to implement an online portal for electronic submission of digital classrooms plans by a specified date; requiring a charter school to annually report to the department regarding the use of specified funds; revising requirements for the

commissioner's annual report to the Governor and the Legislature regarding the digital classrooms plan; providing an effective date.

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

CS for SB 1296—A bill to be entitled An act relating to military and veterans affairs; creating the Military and Overseas Voting Assistance Task Force within the Department of State; specifying membership of the task force; authorizing reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring submission of a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing for staffing; providing legislative findings regarding continuing education for veterans of the United States Armed Forces; providing legislative intent for the State Board of Education and the Board of Governors of the State University System to work collaboratively to align existing degree programs at state universities and Florida College System institutions, train faculty, incorporate outreach services into existing disability services, facilitate statewide meetings for personnel, and provide sufficient courses and priority registration to veterans; amending s. 322.08, F.S.; requiring the application form for an original, renewal, or replacement driver license or identification card to include a voluntary checkoff authorizing veterans to request written or electronic information on federal, state, and local benefits and services for veterans; requiring the requested information to be delivered by a third-party provider; requiring the Department of Highway Safety and Motor Vehicles to report monthly to the Department of Veterans' Affairs the names and mailing or e-mail addresses of veterans who request information; requiring the Department of Veterans' Affairs to disseminate veteran contact information to the third-party provider; requiring that the third-party provider be a non-profit organization; defining the term "nonprofit organization"; requiring that the Department of Veterans' Affairs provide veteran contact information to the appropriate county or city veteran service officer; specifying that a third-party provider may use veteran contact information only as authorized; prohibiting a third-party provider from selling veteran contact information; requiring a third-party provider to maintain confidentiality of veteran contact information under specified provisions; providing a penalty; amending s. 322.21, F.S.; revising eligibility for veterans for exemptions from certain license fees; providing an effective date.

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

CS for SB 1340—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.455, F.S.; defining the term "interested person"; amending s. 394.4598, F.S.; authorizing a family member of a patient or an interested party to petition a court for the appointment of a guardian advocate; requiring a court to give preference to certain specified surrogates if such surrogate has already been designated by the patient; creating s. 397.803, F.S.; establishing the Substance Abuse Assistance Pilot Program within the Department of Children and Families; requiring the department to determine a target number of participants within available funds; providing the purpose of the pilot program; requiring the program to develop safe and cost efficient treatment alternatives and provide comprehensive case management services for eligible substance abuse impaired adults; authorizing participation in the program as an alternative to criminal imprisonment; requiring that each pilot program submit specified data to the department on a monthly basis; providing eligibility criteria; requiring that maximum enrollment be determined by the department based on available funding; requiring the department to contract with specified entities to serve as program managers; specifying the functions of the program manager; requiring the department to establish certain criteria and qualifications for the project manager; requiring that a pilot program site have only one network in a given region; providing requirements for provider networks; specifying services that must be provided by a provider network; specifying that the primary payor for services provided through the program is the participant's private pay or Medicaid insurance coverage; allowing eligible participants to share in the cost of provided services based on ability to pay; requiring the department to provide an annual report to the Governor and Legislature evaluating the impact of the program; requiring such report to include specified information; transferring and renumbering s. 765.401, F.S.;

transferring and renumbering s. 765.404, F.S.; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; providing for execution of the mental health or substance abuse treatment advance directive; creating s. 765.406, F.S.; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment directive is valid upon execution even if a part of the mental health or substance abuse treatment directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive executed in another state if it complies with the laws of this state; amending ss. 394.495, 394.496, 394.9085, 395.0197, 395.1051, 409.972, 456.0575, 744.704, 765.101, and 765.104, F.S.; conforming cross-references; reenacting ss. 394.459(3)(b), 394.4598(6) and (7), 394.4655(6)(d) and (7)(f), 394.467(6)(d), 394.46715, and 765.202(5), F.S., to incorporate the amendment made to s. 394.4598, F.S., in references thereto; providing an effective date.

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

CS for SB 1402—A bill to be entitled An act relating to the organization of the Department of Financial Services; amending s. 20.121, F.S.; revising the divisions and functions of the department; authorizing the Chief Financial Officer to establish divisions, bureaus, or offices of the department; amending s. 28.2401, F.S.; providing funding from certain probate petition service charges to the Florida Clerks of Court Operations Corporation for clerk education provided by the corporation; amending s. 28.241, F.S., relating to the deposit of certain filing fees for trial and appellate proceedings, to conform provisions to changes made by the act; amending s. 28.35, F.S.; deleting a requirement that the Florida Clerks of Court Operations Corporation contract with the department for certain audits; amending s. 110.205, F.S.; exempting audit and accounting positions of the department from career service requirements; amending s. 624.26, F.S.; conforming provisions to changes made by the act; amending s. 624.307, F.S.; providing powers and duties of the department's Division of Consumer Services; authorizing the division to impose certain penalties; authorizing the department to adopt rules relating to the division; providing for construction; amending s. 624.502, F.S.; requiring that certain service of process fees be deposited into the Administrative Trust Fund; amending ss. 16.59, 400.9935, 409.91212, 440.105, 440.1051, 440.12, 624.521, 626.016, 626.989, 626.9891, 626.9892, 626.9893, 626.9894, 626.9895, 626.99278, 627.351, 627.711, 627.736, 627.7401, 631.156, 641.30, and 932.7055, F.S.; conforming provisions to changes made by act; making technical changes; providing an effective date.

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

CS for SB 1462—A bill to be entitled An act relating to behavioral health services; amending s. 394.47891, F.S.; expanding eligibility criteria for military veterans and servicemembers court programs; creating s. 394.47892, F.S.; authorizing counties to fund treatment-based mental health court programs; providing legislative intent; providing that pre-trial program participation is voluntary; specifying criteria that a court must consider before sentencing a person to a postadjudicatory treatment-based mental health court program; requiring a judge presiding over a postadjudicatory treatment-based mental health court program to hear a violation of probation or community control under certain circumstances; providing that treatment-based mental health court programs may include specified programs; requiring a judicial circuit with a

treatment-based mental health court program to establish a coordinator position, subject to annual appropriation by the Legislature; providing county funding requirements for treatment-based mental health court programs; authorizing the chief judge of a judicial circuit to appoint an advisory committee for the treatment-based mental health court program; specifying membership of the committee; amending s. 394.656, F.S.; revising the composition and duties of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee within the Department of Children and Families; requiring the department to create a grant review and selection committee; prescribing duties of the committee; authorizing a designated not-for-profit community provider to apply for certain grants; amending s. 394.9082, F.S.; requiring the managing entity to support network providers in offering comprehensive and coordinated care to certain populations; specifying what constitutes priority populations; defining the term "public receiving facility"; requiring the department to establish specified standards and protocols with respect to the administration of the crisis stabilization services utilization database; directing managing entities to require public receiving facilities to submit utilization data on a periodic basis; providing requirements for the data; requiring managing entities to periodically submit aggregate data to the department; requiring the department to adopt rules; requiring the department to annually submit a report to the Governor and the Legislature; prescribing report requirements; specifying that implementation of the database is contingent upon an appropriation; amending ss. 29.004, 39.001, 39.507, and 39.521, F.S.; conforming provisions to changes made by the act; amending s. 948.08, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a pretrial intervention program; amending s. 948.16, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a misdemeanor pretrial veterans' treatment intervention program; amending s. 948.21, F.S.; authorizing a court to impose certain conditions on certain probationers or community controllees; requiring the Agency for Health Care Administration to submit a planning grant application to the United States Department of Health and Human Services; providing an effective date.

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

CS for SB 1500—A bill to be entitled An act relating to housing for the homeless; amending s. 420.5087, F.S.; requiring that the reservation of funds within each notice of fund availability to persons who are homeless and persons with special needs be at least 10 percent of the funds available at the time of the notice; amending s. 420.622, F.S.; requiring that the State Office on Homelessness coordinate among certain agencies and providers to produce a statewide consolidated inventory for the state's entire system of homeless programs which incorporates regionally developed plans; directing the State Office on Homelessness to create a task force to make recommendations regarding the implementation of a statewide Homeless Management Information System (HMIS) subject to certain requirements; requiring the task force to include in its recommendations the development of a statewide, centralized coordinated assessment system; requiring the task force to submit a report to the Council on Homelessness by a specified date; deleting the requirement that the Council on Homelessness explore the potential of creating a statewide Management Information System and encourage future participation of certain award or grant recipients; requiring the State Office on Homelessness to accept and administer moneys appropriated to it to provide annual Challenge Grants to certain lead agencies of homeless assistance continuums of care; removing the requirement that levels of grant awards be based upon the total population within the continuum of care catchment area and reflect the differing degrees of homelessness in the respective areas; allowing expenditures of leveraged funds or resources only for eligible activities subject to certain requirements; providing that preference for a grant award must be given to those lead agencies that have demonstrated the ability to leverage specified federal homeless-assistance funding with local government funding, as well as private funding, for the provision of services to homeless persons; revising preference conditions relating to grant applicants; requiring the State Office on Homelessness, in conjunction with the Council on Homelessness, to establish specific objectives by which it may evaluate the outcomes of certain lead agencies; requiring that any funding through the State Office on Homelessness be

distributed to lead agencies based on their performance and achievement of specified objectives; revising the factors that may be included as criteria for evaluating the performance of lead agencies; amending s. 420.624, F.S.; revising requirements for the local homeless assistance continuum of care plan; providing that the components of a continuum of care plan should include Rapid ReHousing; requiring that specified components of a continuum of care plan be coordinated and integrated with other specified services and programs; creating s. 420.6265, F.S.; providing legislative findings and intent relating to Rapid ReHousing; providing a Rapid ReHousing methodology; amending s. 420.9071, F.S.; redefining the term "rent subsidies"; conforming a provision to changes made by the act; amending s. 420.9072, F.S.; prohibiting a county or an eligible municipality from expending its portion of the local housing distribution to provide ongoing rent subsidies; specifying exceptions; amending s. 420.9073, F.S.; requiring the Florida Housing Finance Corporation to first distribute a certain percentage of the total amount to be distributed each fiscal year from the Local Government Housing Trust Fund to the Department of Children and Families and to the Department of Economic Opportunity, respectively, subject to certain requirements; amending s. 420.9075, F.S.; providing that a certain partnership process of the State Housing Initiatives Partnership Program should involve lead agencies of local homeless assistance continuums of care; encouraging counties and eligible municipalities to develop a strategy within their local housing assistance plans which provides program funds for reducing homelessness; revising the criteria that apply to awards made to sponsors or persons for the purpose of providing housing; requiring that a specified report submitted by counties and municipalities include a description of efforts to reduce homelessness; creating s. 420.9089, F.S.; providing legislative findings and intent; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Benacquisto—

CS for SB 1552—A bill to be entitled An act relating to student choice; amending s. 1002.20, F.S.; conforming a provision to changes made by the act; providing the right of a parent to know the average amount of money expended for the education of his or her child; requiring the Department of Education to provide each school district with such information and requiring the school districts to provide notification to parents; authorizing the information to be published in the student handbook or a similar publication; amending s. 1002.31, F.S.; deleting the definition of the term "controlled open enrollment" and deleting provisions relating to controlled open enrollment; requiring each district school board to establish a public school parental choice policy that allows students to attend any public school that has not reached capacity in their district; requiring assignments to be made on a first-come, first-served basis; requiring that the public school parental choice plan define the term "capacity"; authorizing a parent to enroll his or her child in any public school that has not reached capacity in the state; amending s. 1002.33, F.S.; revising required contents of charter school applications; requiring a charter school to submit quarterly financial statements for the first year of operation with specified information included; requiring a charter school to submit a plan to become financially viable under certain circumstances; conforming provisions regarding the appeal process for denial of a high-performing charter school application; specifying that the reading curriculum and instructional strategies in a charter school's charter satisfy the research-based reading plan requirement and that charter schools are eligible for the research-based reading allocation; requiring a person or officer of an entity who submits a charter school application to undergo background screening; prohibiting a sponsor from approving a charter school application until completion, receipt, and review of the results of such screening; requiring a charter to document that the governing board is independent of a management company or cooperative; revising charter provisions relating to long-term charters; revising the deadline by which a charter school must have a certificate of occupancy or temporary certificate of occupancy; revising conditions for nonrenewal or termination of a charter; requiring the sponsor to review monthly financial statements; requiring the sponsor to notify specified parties of a charter's termination under certain circumstances; requiring a charter school's governing board to appoint a representative to provide information and assistance to parents; requiring the governing board to hold a certain number of meetings that are noticed, open, and accessible to the public per school year; requiring a charter school with space available to be

open to any student in the state; revising requirements for the funding of charter schools; prohibiting the district school board from delaying payment to a charter school under specified circumstances; requiring the Department of Education to include a standard application form when providing information to the public on how to form, operate, and enroll in a charter school; prohibiting an employee of a management company or cooperative from being a member of a charter school governing board; prohibiting specified conflicts of interests on the part of members of the governing board of a charter school or charter school cooperative organization; amending s. 1002.331, F.S.; providing an exception to the prohibition on a high-performing charter school establishing more than one charter school in this state under specified circumstances; conforming provisions and a cross-reference to changes made by the act; amending s. 1002.332, F.S.; authorizing certain out-of-state entities to apply for designation as a high-performing charter school system; requiring the State Board of Education to adopt by rule eligibility criteria for such designation; requiring that charter schools established by such entities receive a reduction in certain administrative fees; amending s. 1002.451, F.S.; conforming a provision to changes made by the act; creating s. 1003.3101, F.S.; requiring each district school board to establish a classroom teacher transfer process for parents, approve or deny a request within a certain timeframe, and post an explanation of the transfer process in the student handbook or a similar publication; creating s. 1003.5711, F.S.; providing that certain students who are deemed eligible for hospitalized program services are considered students with a disability; authorizing an individual education plan to be modified to accommodate such services; requiring the student to continue to receive educational instruction; requiring a school district to provide the student with a certified teacher or to partner with the Florida Virtual School for instructional services under certain circumstances; requiring the department to transfer funds for the student; requiring a children's hospital to provide adequate educational space for each student; requiring the hospital and school district to enter in an agreement; creating s. 1004.6491, F.S.; establishing the Florida Institute for Charter School Innovation; specifying requirements for the institute; requiring an annual report to the Governor and the Legislature; requiring a report on the institute's annual financial audit to the Auditor General, the Board of Governors of the State University System, and the State Board of Education; amending s. 1006.15, F.S.; conforming provisions to changes made by the act; amending s. 1011.61, F.S.; revising the definition of the term "full-time student" for the purposes of the Florida Education Finance Program; creating s. 1011.6202, F.S.; creating the Charter School District Pilot Program; providing a procedure for a school district to participate in the pilot program; providing requirements for participating school districts and schools; exempting participating school districts from certain laws and rules; providing that charter school districts must comply with certain laws and rules; requiring principals of participating schools to complete a specific professional development program; providing the authorization period of a charter; providing for renewal and revocation of a charter; providing for reporting and rule-making; amending s. 1011.69, F.S.; requiring district school boards participating in the pilot program to allocate a specified percentage of certain funds to participating schools; amending s. 1012.28, F.S.; providing additional authority and responsibilities of the principal of a participating school in a charter school district; amending s. 1012.42, F.S.; authorizing a parent who receives notification that a teacher is teaching outside his or her field to request that his or her child be transferred to another classroom teacher within the school and grade in which the child is currently enrolled; amending s. 1012.986, F.S.; specifying the contents of a specific professional development program for certain school principals; amending s. 1013.62, F.S.; revising eligibility requirements for charter school capital outlay funding; specifying applicability of certain reporting requirements to charter schools and public schools; providing an effective date.

By the Committee on Transportation; and Senator Brandes—

CS for SB 1554—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; deleting the requirement that the Secretary of Transportation appoint an inspector general pursuant to s. 20.055, F.S.; deleting the requirement that the district director for the Fort Myers Urban Office of the Department of Transportation be responsible for developing the 5-year Transportation Plan and other duties for specified counties; amending s. 215.82, F.S.; deleting a cross-reference; amending s. 260.0144, F.S.; providing that certain commercial sponsorship may be displayed on state greenway and trail facilities not

included within the Florida Shared-Use Nonmotorized Trail Network; deleting provisions relating to the authorization of sponsored state greenways and trails at specified facilities or property; amending s. 311.07, F.S.; increasing the minimum amount that shall be made available annually from the State Transportation Fund to fund the Florida Seaport Transportation and Economic Development Program; amending s. 311.09, F.S.; reducing the number of members of the Florida Seaport Transportation and Economic Development Council; removing Port Citrus from the council membership; increasing the amount per year the department must include in its annual legislative budget request for the Florida Seaport Transportation and Economic Development Program; deleting obsolete language; amending s. 316.003, F.S.; defining and redefining terms; amending s. 316.0895, F.S.; providing that provisions prohibiting a driver from following certain vehicles within a certain distance do not apply to truck tractor-semitrailer combinations under certain conditions; providing for financial responsibility; amending s. 316.130, F.S.; revising traffic regulations relating to pedestrians crossing roadways; amending s. 316.303, F.S.; providing exceptions to the prohibition of certain television-type receiving equipment and certain electronic displays in vehicles; amending s. 316.515, F.S.; extending the allowable length of certain semitrailers authorized to operate on public roads under certain conditions; authorizing the Department of Transportation to permit truck tractor-semitrailer combinations where the total number of overwidth deliveries of manufactured buildings may be reduced by the transport of multiple sections or single units on an overlength trailer of no more than a specified length under certain circumstances; amending s. 316.545, F.S.; providing a specified penalty for commercial motor vehicles that obtain temporary registration permits entering the state at, or operating on designated routes to, a port-of-entry location; amending s. 333.01, F.S.; defining and redefining terms; amending s. 333.025, F.S.; revising requirements relating to securing a permit for the proposed construction or alteration of structures that would exceed specified federal obstruction standards; requiring such permits only within an airport hazard area if the proposed construction is within a set radius of a certain airport reference point; providing that existing, planned, and proposed facilities at public-use airports contained in certain plans or documents will be protected from structures that exceed federal obstruction standards; providing that a permit is not required when political subdivisions have adopted adequate airport protection zoning regulations and have established a permitting process, subject to certain requirements; providing for a review period by the department to run concurrent with such permitting process, subject to certain requirements and exemptions; specifying certain factors the department shall consider in determining whether to issue or deny a permit; directing the department to require an owner of a permitted obstruction or vegetation to install, operate, and maintain marking and lighting subject to certain requirements; prohibiting a permit from being approved solely on the basis that a proposed structure will not exceed specified federal obstruction standards; providing certain administrative review for the denial of a permit; amending s. 333.03, F.S.; revising the requirements relating to the adoption of airport protection zoning regulations by certain political subdivisions; revising the requirements of such adopted airport protection zoning regulations; providing that the department is available to assist political subdivisions with regard to federal obstruction standards; revising requirements relating to airport land use compatibility zoning regulations that address, at a minimum, landfill locations and noise contours; requiring adoption of airport zoning regulations that restrict substantial modifications to existing incompatible uses within runway protection zones; requiring that updates and amendments to local airport zoning codes, rules, and regulations be filed with the department within a certain time after adoption; revising requirements relating to educational structures or sites; providing that a governing body operating a public-use airport may establish more restrictive airport protection zoning regulations for certain purposes; amending s. 333.04, F.S.; revising provisions relating to comprehensive plan or policy regulations, including airport protection zoning regulations under certain circumstances; amending s. 333.05, F.S.; revising provisions relating to the procedure for adoption, amendment, or deletion of airport zoning regulations; revising provisions relating to airport zoning commissions; amending s. 333.06, F.S.; revising provisions relating to airport zoning requirements, and airport master plans that are prepared by certain public-use airports; repealing s. 333.065, F.S., relating to guidelines regarding land use near airports; amending s. 333.07, F.S.; revising provisions relating to permits for use of structures or vegetation in violation of airport protection zoning regulations; specifying factors a political subdivision or its administrative agency must consider when determining whether to issue or deny a

permit; deleting provisions relating to applying for a variance from zoning regulations; revising provisions relating to obstruction marking and lighting requirements when a political subdivision or its administrative agency issues a permit; repealing s. 333.08, F.S., relating to appeals in regard to airport zoning regulations; amending s. 333.09, F.S.; requiring all airport zoning regulations to provide for the administration and enforcement of such regulations by the affected political subdivisions or an administrative agency created by the subdivisions; requiring a political subdivision that must adopt airport zoning regulations to provide a permitting process subject to certain requirements and exceptions; providing for an appeals process for decisions in the administration of airport zoning regulations, subject to certain requirements; repealing s. 333.10, F.S., relating to boards of adjustment provided for by all airport zoning regulations; amending s. 333.11, F.S.; revising provisions relating to judicial review for decisions made by any governing body of a political subdivision, joint airport zoning board, or administrative agency; requiring the appellant to exhaust all its remedies through application for local government permits, exceptions, and appeals before judicial appeal is permitted; amending s. 333.12, F.S.; revising provisions relating to the acquisition of air rights; providing that a certain political subdivision may acquire air right, aviation easement, other estate, or interest in a nonconforming structure or use that presents an air hazard and cannot be removed, lowered, or otherwise terminated, subject to certain requirements; creating s. 333.135, F.S.; requiring that certain airport zoning regulations be amended to conform by a certain date; requiring certain political subdivisions to adopt airport zoning regulations by a certain date; directing the department to administer the permitting process for local governments that have not adopted airport protection zoning regulations; repealing s. 333.14, F.S., relating to a short title; amending s. 334.03, F.S.; redefining the term “511” or “511 services”; deleting the term “interactive voice response”; amending s. 334.044, F.S.; removing the provision of interactive voice response telephone systems accessible via the 511 number that may be included in traveler information systems; removing a requirement that applied uniform standards and criteria for collection and dissemination of traveler information using interactive voice response systems; authorizing the department to assume certain responsibilities under the National Environmental Policy Act with respect to highway projects within the state and certain related responsibilities relating to review or approval of a highway project; authorizing the department to enter into certain agreements related to the federal surface transportation project delivery program under certain federal law; authorizing the department to adopt implementing rules; authorizing the department to adopt certain relevant federal environmental standards; providing a limited waiver of sovereign immunity to civil suit in federal court consistent with certain federal law; amending s. 334.60, F.S.; revising provisions relating to the 511 traveler information system; amending s. 335.065, F.S.; deleting provisions relating to certain commercial sponsorship displays on multiuse trails and related facilities; deleting provisions relating to funding a statewide system of interconnected multiuse trails; creating s. 335.21, F.S.; requiring the governing body of any independent special district created to regulate the operation of public vehicles on public highways to consist of a certain number of members; providing appointment requirements for such members; providing exceptions; amending s. 338.165, F.S.; removing an option to issue certain bonds secured by toll revenues collected on the Beeline-East Expressway and the Navarre Bridge; amending s. 338.227, F.S.; providing that bonds issued are not required to be validated pursuant to ch. 75, F.S., but may be validated at the option of the Division of Bond Finance; providing filing, notice, and service requirements relating to complaints for such validation; amending s. 338.231, F.S.; increasing the number of years before an inactive prepaid toll account shall be presumed unclaimed; deleting provisions relating to using the revenues from the turnpike system to pay the principal and interest of a specified series of bonds and certain expenses of the Sawgrass Expressway; amending s. 339.175, F.S.; requiring certain long-range transportation plans to include assessment of capital investment and other measures necessary to make the most efficient use of existing transportation facilities to improve safety; requiring the assessments to include consideration of infrastructure and technological improvements necessary to accommodate advances in vehicle technology; amending s. 339.64, F.S.; requiring the Department of Transportation to coordinate with certain partners and industry representatives to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology in Strategic Intermodal System facilities; requiring the Strategic Intermodal System Plan to include a needs assessment regarding such infrastructure and technological improvements; creating s. 339.81, F.S.;

creating the Florida Shared-Use Nonmotorized Trail Network; specifying the composition, purpose, and requirements of the network; authorizing the department certain powers related to the planning, development, operation, and maintenance of the network; creating s. 339.82, F.S.; directing the department to develop a Shared-Use Nonmotorized Trail Network Plan, subject to certain requirements; creating s. 339.83, F.S.; creating a trail sponsorship program, subject to certain requirements and restrictions; directing the Office of Economic and Demographic Research to evaluate and determine the economic benefits of the state's investment in the Department of Transportation's adopted work program for a certain timeframe, subject to certain requirements; directing the Department of Transportation and each of its district offices to provide the Office of Economic and Demographic Research full access to certain data; requiring the Office of Economic and Demographic Research to submit the analysis to the Legislature by a certain date; repealing s. 341.0532, F.S., relating to statewide transportation corridors; providing a directive to the Division of Law Revision and Information; creating s. 345.0001, F.S.; providing a short title; creating s. 345.0002, F.S.; defining terms; creating s. 345.0003, F.S.; authorizing certain counties to form the Northwest Florida Regional Transportation Finance Authority to construct, maintain, or operate transportation projects in a given region of the state; specifying procedural requirements; creating s. 345.0004, F.S.; specifying the powers and duties of the authority, subject to certain restrictions; requiring that the authority comply with certain reporting and documentation requirements; creating s. 345.0005, F.S.; authorizing the issuing of bonds on behalf of the authority under the State Bond Act and by the authority itself; specifying requirements and restrictions for such bonds under certain circumstances; creating s. 345.0006, F.S.; providing rights and remedies of bondholders; creating s. 345.0007, F.S.; designating the Department of Transportation as the agent of the authority for specified purposes; authorizing the administration and management of projects by the department; limiting the powers of the department as an agent; establishing the fiscal responsibilities of the authority; creating s. 345.0008, F.S.; authorizing the department to provide for or commit its resources for the authority project or system, if approved by the Legislature, subject to legislative budget request procedures and prohibitions and appropriation procedures; authorizing the payment of expenses incurred by the department on behalf of the authority; requiring the department to receive a share of the revenue from the authority; providing calculations for disbursement of revenues; creating s. 345.0009, F.S.; authorizing the authority to acquire private or public property and property rights for a project or plan; establishing the rights and liabilities and remedial actions relating to property acquired for a transportation project or corridor; creating s. 345.001, F.S.; authorizing contracts between governmental entities and the authority; creating s. 345.0011, F.S.; pledging that the state will not limit or alter the vested rights of the authority or the department with regard to any issued bonds or other rights relating to the bonds if such vested rights affect the rights of bondholders; creating s. 345.0012, F.S.; exempting the authority from certain taxes and assessments; providing exceptions; creating s. 345.0013, F.S.; providing that bonds or obligations issued under this chapter are legal investments for specified entities; creating s. 345.0014, F.S.; providing applicability; providing legislative findings and intent relating to transportation funding; directing the Center for Urban Transportation Research to conduct a study on implementing a system in this state which charges drivers based on their vehicle miles traveled as an alternative to the present fuel tax structure to fund transportation projects; specifying requirements of the study; requiring that the findings of the study be presented to the Legislature by a certain date; directing the center, in consultation with the Florida Transportation Commission, to establish the framework for a pilot project that will evaluate the feasibility of implementing a system that charges drivers based on their vehicle miles traveled; specifying requirements for the design of the pilot project framework; authorizing the center to expend up to a certain amount for the study and pilot project design contingent upon legislative appropriation; requiring that the pilot project design be completed by a certain date and submitted in a report to the Legislature; reenacting s. 350.81(6), F.S., relating to the definition of the term “airport layout plan,” to incorporate the amendment made to s. 333.01, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Criminal Justice—

CS for SB 7020—A bill to be entitled An act relating to corrections; amending s. 20.315, F.S.; revising the method of appointment for the

Secretary of Corrections; creating the Florida Corrections Commission within the Justice Administrative Commission; providing for membership and terms of appointment for commission members; prescribing duties and responsibilities of the commission; prohibiting the commission from entering into the department's operation; establishing meeting and notice requirements; requiring the commission to appoint an executive director; authorizing reimbursement of per diem and travel expenses for commission members; prohibiting certain conflicts of interest among commission members; providing for applicability; amending s. 216.136, F.S.; requiring the Criminal Justice Estimating Conference to develop projections of prison admissions and populations for elderly felony offenders; amending s. 921.0021, F.S.; revising the definition of "victim injury" by removing a prohibition on assessing certain victim injury sentence points for sexual misconduct by an employee of the Department of Corrections or a private correctional facility with an inmate or an offender supervised by the department; conforming a provision to changes made by the act; amending s. 944.151, F.S.; expanding the department's security review committee functions; ensuring physical inspections of state and private buildings and structures and prioritizing institutions for inspection that meet certain criteria; amending s. 944.275, F.S.; prohibiting an inmate from receiving incentive gain-time credits for completing the requirements for and receiving a general educational development certificate or vocational certificate if the inmate was convicted of a specified offense on or after a specified date; amending s. 944.31, F.S.; requiring that a copy of a written memorandum of understanding for notification and investigation of certain events between the Department of Corrections and the Department of Law Enforcement be provided in a timely manner to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring specialized training in certain circumstances; amending s. 944.331, F.S.; requiring the Department of Corrections to provide multiple private, internal avenues for the reporting by inmates of sexual abuse and sexual harassment; requiring the department, in consultation with the Correctional Medical Authority, to review inmate health care grievance procedures at each correctional institution and private correctional facility; requiring the department to review inmate grievance procedures at each correctional institution and private correctional facility; amending s. 944.35, F.S.; requiring that correctional officers have specialized training in the effective, nonforceful management of mentally ill inmates who may exhibit erratic behavior; requiring each institution to create and maintain a system to track the use of force episodes to determine if inmates need subsequent physical or mental health treatment; requiring annual reporting of use of force on the agency website; requiring that reports of physical force be signed under oath; prohibiting employees with notations regarding incidents involving the inappropriate use of force from being assigned to transitional care, crisis stabilization, or corrections mental health treatment facility housing; providing an exception; expanding applicability of a current felony offense to include certain employees of private providers and private correctional facilities; defining the term "neglect of an inmate"; providing for the determination of neglect of an inmate; creating criminal penalties for certain employees who neglect an inmate in specified circumstances; providing for anonymous reporting of inmate abuse directly to the department's Office of Inspector General; requiring that instruction on communication techniques related to crisis stabilization to avoid use of force be included in the correctional officer training program; directing the department to establish policies to protect inmates and employees from retaliation; requiring the department to establish policies relating to the use of chemical agents; amending s. 944.8041, F.S.; requiring the department to report health care costs for elderly inmates in its annual report; creating s. 944.805, F.S.; providing legislative intent relating to specialized programs for veterans; requiring the department to measure recidivism and report its finding in that regard; amending s. 945.10, F.S.; authorizing the release of certain confidential and exempt information to the Florida Corrections Commission; amending s. 945.215, F.S.; requiring that specified proceeds and certain funds be deposited in the State Operated Institutions Inmate Welfare Trust Fund; providing that the State Operated Institutions Inmate Welfare Trust Fund is a trust held by the Department of Corrections for the benefit and welfare of certain inmates; prohibiting deposits into the trust fund from exceeding \$5 million per fiscal year; requiring that deposits in excess of that amount be deposited into the General Revenue Fund; requiring that funds of the trust fund be used exclusively for specified purposes at

correctional facilities operated by the department; requiring that funds from the trust fund only be expended pursuant to legislative appropriations; requiring the department to annually compile a report, at the statewide and institutional level documenting trust fund receipts and expenditures; requiring that the report be submitted by September 1 for the previous fiscal year to specified offices of the Legislature and to the Executive Office of the Governor; prohibiting the purchase of weight-training equipment; providing a contingent effective date; amending s. 945.48, F.S.; specifying correctional officer staffing requirements pertaining to inmates housed in mental health treatment facilities; amending s. 945.6031, F.S.; changing the frequency of required surveys; amending s. 945.6033, F.S.; providing for damages in inmate health care contracts; amending s. 945.6034, F.S.; requiring the department to consider the needs of inmates over 50 years of age and adopt health care standards for that population; creating s. 945.6039, F.S.; allowing an inmate's family, lawyer, and other interested parties to hire and pay for an independent medical evaluation; specifying the purpose for outside evaluations; requiring the department to provide reasonable and timely access to the inmate; amending s. 947.149, F.S.; defining the term "elderly and infirm inmate"; expanding eligibility for conditional medical release to include elderly and infirm inmates; amending ss. 948.10 and 951.221, F.S.; conforming cross-references to changes made by the act; providing for applicability; reenacting ss. 435.04(2)(uu) and 921.0022(3)(f), F.S., relating to level 2 screening standards and the Criminal Punishment Code and offense severity ranking chart, respectively, to incorporate the amendment made to s. 944.35, F.S., in references thereto; reenacting ss. 944.72(1), 945.21501(1), and 945.2151, F.S., relating to the Privately Operated Institutions Inmate Welfare Trust Fund, the Employee Benefit Trust Fund, and the verification of social security numbers, respectively, to incorporate the amendment made to s. 945.215, F.S., in references thereto; providing for appropriations to the Corrections Commission; providing for appropriations to the Correctional Medical Authority; providing for appropriations to the Department of Corrections; providing effective dates.

By the Committees on Fiscal Policy; and Governmental Oversight and Accountability; and Senators Galvano and Hukill—

CS for SB 7022—A bill to be entitled An act relating to individuals with disabilities; creating s. 17.68, F.S.; providing legislative findings; establishing the Financial Literacy Program for Individuals with Developmental Disabilities within the Department of Financial Services; requiring the department to develop and implement the program in consultation with specified stakeholders; providing for the participation of banks, credit unions, savings associations, and savings banks; requiring the program to provide information and other offerings on specified issues to individuals with developmental disabilities and employers in this state; requiring the department to establish on its website a clearinghouse for information regarding the program and to publish a brochure describing the program; requiring, by a specified date, qualified public depositories to make copies of the department's brochure available and provide a hyperlink on their websites to the department's website for the program; reordering and amending s. 110.107, F.S.; revising definitions and defining the term "individual who has a disability"; amending s. 110.112, F.S.; revising the state's equal employment opportunity policy to include individuals who have a disability; requiring each executive agency to annually report to the Department of Management Services regarding the agency's progress in increasing employment among certain underrepresented groups; revising the required content of the department's annual workforce report; requiring the department to develop and implement certain programs geared toward individuals who have a disability; requiring the department to develop training programs by a specified date; requiring each executive agency to develop a plan regarding the employment of individuals who have a disability by a specified date; requiring the department to report to the Governor and the Legislature regarding implementation; requiring the department to compile and post data regarding the hiring practices of executive agencies regarding the employment of individuals who have a disability; requiring the department to assist executive agencies in identifying strategies to retain employees who have a disability; requiring the department to adopt certain rules; specifying that the act does not create any enforceable right or benefit; amending s.

280.16, F.S.; requiring a qualified public depository to participate in the Financial Literacy Program for Individuals with Developmental Disabilities; amending s. 393.063, F.S.; revising the definition of the term “developmental disability” to include Down syndrome; creating the “Employment First Act”; providing legislative intent; providing a purpose; requiring specified state agencies and organizations to develop and implement an interagency cooperative agreement; requiring the interagency cooperative agreement to provide the roles, responsibilities, and objectives of state agencies and organizations; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining terms; authorizing a business entity to apply to the department for designation; requiring the department to consider nominations of business entities for designation; requiring the department to adopt procedures for application and designation processes; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the department’s website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department and CareerSource Florida, Inc., to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; providing report requirements; requiring the department to adopt rules; providing appropriations; providing effective dates.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Community Affairs; and Senator Grimsley—

CS for SB 420—A bill to be entitled An act relating to animal control; amending s. 588.17, F.S.; providing a procedure for adopting or humanely disposing of impounded stray livestock, except cattle, as an alternative to sale or auction; amending s. 588.18, F.S.; requiring a county animal control center to establish fees and be responsible for damages caused while impounding livestock; amending s. 588.23, F.S.; conforming provisions to changes made by the act; amending s. 828.073, F.S.; authorizing certain municipalities to take custody of an animal found neglected or cruelly treated or to order the owner of such an animal to provide certain care at the owner’s expense; authorizing county courts to remand animals to the custody of certain municipalities; authorizing the allocation of auction proceeds to certain municipalities; conforming provisions to changes made by the act; amending s. 828.27, F.S.; deleting obsolete provisions; clarifying that certain provisions relating to local animal control are not the exclusive means of enforcing animal control laws; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Regulated Industries; and Senators Hays, Soto, and Diaz de la Portilla—

CS for SB 716—A bill to be entitled An act relating to public records; creating s. 474.2167, F.S.; providing an exemption from public records requirements for certain animal medical records held by a state college of veterinary medicine that is accredited by the American Veterinary Medical Association Council on Education; authorizing disclosure under certain circumstances; providing for retroactive applicability of the exemption; providing for future legislative review and repeal of the ex-

emption; providing a statement of public necessity; providing an effective date.

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

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

CS for SB 776—A bill to be entitled An act relating to water and wastewater; creating s. 159.8105, F.S.; requiring the Division of Bond Finance of the State Board of Administration to review the allocation of private activity bonds to determine the availability of additional allocation or reallocation of bonds for water and wastewater infrastructure projects; amending s. 212.08, F.S.; extending specified tax exemptions to certain investor-owned water and wastewater utilities; amending s. 367.022, F.S.; exempting from regulation by the Florida Public Service Commission a person who resells water service to certain tenants or residents up to a specified percentage or cost; amending s. 367.081, F.S.; authorizing the creation of a utility reserve fund; requiring the commission to adopt rules to govern the implementation and management of the fund; establishing criteria for adjusted rates; specifying expense items that may be automatically increased or decreased; authorizing the commission to establish, by rule, additional specified expense items that cause an automatic increase or decrease of utility rates; requiring, rather than authorizing, the commission to establish a leverage formula under certain circumstances; restricting a utility from recovering more than a certain percentage of reasonable rate case expenses; amending s. 367.0814, F.S.; prohibiting the commission from awarding rate case expense to recover attorney fees or fees of other outside consultants in certain circumstances; requiring the commission to adopt rules; amending s. 367.0816, F.S.; prohibiting a utility from recovering certain expenses for more than one rate case at a time; amending s. 367.111, F.S.; authorizing the commission to review water quality and wastewater service under certain circumstances; amending s. 403.8532, F.S.; authorizing the Department of Environmental Protection to require or request that the Florida Water Pollution Control Financing Corporation make loans, grants, and deposits to for-profit, privately owned, or investor-owned water systems; deleting current restrictions on such activities; amending ss. 367.084 and 367.171, F.S.; conforming cross-references; making technical changes; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Appropriations.

By the Committee on Health Policy; and Senator Bean—

CS for SB 1208—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.503, F.S.; defining the term “commission”; redefining terms; amending s. 468.505, F.S.; authorizing certain registered or certified individuals to use specified titles and designations; amending s. 468.509, F.S.; requiring the Board of Medicine to waive the examination requirement for specified applicants; amending s. 468.516, F.S.; providing that a licensed dietitian/nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet if otherwise authorized to order such a diet; providing an effective date.

—was referred to the Committee on Fiscal Policy.

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

CS for SB 1296—A bill to be entitled An act relating to military and veterans affairs; creating the Military and Overseas Voting Assistance Task Force within the Department of State; specifying membership of the task force; authorizing reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring submission of a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing for staffing; providing legislative findings regarding continuing education for veterans of the United States Armed Forces; providing legislative intent for the State Board of

Education and the Board of Governors of the State University System to work collaboratively to align existing degree programs at state universities and Florida College System institutions, train faculty, incorporate outreach services into existing disability services, facilitate statewide meetings for personnel, and provide sufficient courses and priority registration to veterans; amending s. 322.08, F.S.; requiring the application form for an original, renewal, or replacement driver license or identification card to include a voluntary checkoff authorizing veterans to request written or electronic information on federal, state, and local benefits and services for veterans; requiring the requested information to be delivered by a third-party provider; requiring the Department of Highway Safety and Motor Vehicles to report monthly to the Department of Veterans' Affairs the names and mailing or e-mail addresses of veterans who request information; requiring the Department of Veterans' Affairs to disseminate veteran contact information to the third-party provider; requiring that the third-party provider be a non-profit organization; defining the term "nonprofit organization"; requiring that the Department of Veterans' Affairs provide veteran contact information to the appropriate county or city veteran service officer; specifying that a third-party provider may use veteran contact information only as authorized; prohibiting a third-party provider from selling veteran contact information; requiring a third-party provider to maintain confidentiality of veteran contact information under specified provisions; providing a penalty; amending s. 322.21, F.S.; revising eligibility for veterans for exemptions from certain license fees; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 700**, **SB 702**, **SB 704**, and **SB 706** which he approved on March 19, 2015.

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>
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		
Appointee: Bolhouse, Lisa, Tallahassee		10/31/2018
Regulatory Council of Community Association Managers		
Appointee: Cunningham, Sharon F., Sarasota		10/31/2018

Office and Appointment

		<i>For Term Ending</i>
Board of Trustees of Broward College		
Appointee: Benz, John A., Ft. Lauderdale		05/31/2018
Board of Trustees of Florida State College at Jacksonville		
Appointee: Holloway, Candace T., Bryceville		05/31/2018
Board of Trustees of Gulf Coast State College		
Appointee: Roberson, Ralph C., Port St. Joe		05/31/2018
Board of Trustees of Lake-Sumter State College		
Appointee: Rice, Kelly S., Webster		05/31/2018
Florida Housing Finance Corporation		
Appointee: Munilla, Natacha, Miami		11/13/2018
Florida Commission on Human Relations		
Appointee: Pichard, Jay B., Confidential pursuant to s. 119.071(4), F.S.		09/30/2016
Board of Medicine		
Appointee: Zachariah, Zachariah P., M.D., Sea Ranch Lakes		10/31/2018
Board of Nursing		
Appointee: Newman, Jody Bryant, Clermont		10/31/2017

Referred to the Committee on Ethics and Elections.

Office and Appointment

		<i>For Term Ending</i>
Board of Trustees, Florida Atlantic University		
Appointee: Rubin, Robert, Boca Raton		01/06/2020

Referred to the Committees on Higher Education; and Ethics and Elections.

CO-INTRODUCERS

Senators Bullard—SB 346, SB 1496; Detert—SB 736; Gaetz—CS for SB 1312, SB 7030; Galvano—SB 7030; Gibson—SB 1082; Hays—SB 322; Smith—CS for SB 764; Sobel—SB 966; Soto—SB 398

SENATE PAGES

March 23-27, 2015

Joshea Carey, Orlando; Chelsea Chester, Miami; Theresa Civil, Orlando; Wolfgang "Arie" Eastin, Plant City; Michael Hunschofsky, Parkland; Kyle Lazarus, Orlando; Dylan Leoni, Tallahassee; Austen Magill, Palm City; Kiesha Meus, Orlando; Varun Naga, Oviedo; Akinsola Oye-wale, Sanford; Raquel "Rocky" Pena, Coral Gables; Savannah Pierce, Dade City; Nicholas Seier, Winter Springs; Shannon Stack, Ormond Beach; Madison Stuart, Tampa



Journal of the Senate

Number 5—Regular Session

Tuesday, March 24, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:00 a.m. A quorum present—39:

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

PRAYER

The following prayer was offered by Major Timothy Gilliam, Salvation Army Area Commander, Fort Myers:

Gracious heavenly Father, we acknowledge you as creator, preserver, and governor of all things, and as we gather here today, we do so with a spirit of unity and gratitude for all the blessings you've bestowed upon us. We ask that you give our elected leaders your anointing, your protection, and your blessing as they strive to fulfill the sacred trust of the people. Give our leaders your wisdom for every decision and help them to think clearly. Grant them your discernment and endow them with common sense so they will be strong and effective. Help them to govern with integrity, and may that integrity guide them and keep them on track.

We pray that our leaders would follow your principles and that their steps would be directed by your word because the decisions they make have great impact on all our lives. Be their defender, as you keep them alert and on guard for our state. Grant them your encouragement as they make every effort to do what is right; not necessarily what is easy, popular, or convenient.

We thank you for this beautiful state we call Florida. You have called each of us to protect its resources: the lands, the waters, the treasures, but most importantly, the people. Again, we ask that you guide our

Governor and our State Legislators as they enact laws and policies that ensure the peace, liberty, and prosperity of all Floridians.

Father, we offer this prayer and we make these requests today with grateful hearts. Grant us these blessings according to your perfect will as we pray in your name. Amen.

PLEDGE

Senate Pages, Dylan Leoni of Tallahassee; Nicholas Seier of Winter Springs; Akinsola Oyewale of Sanford; Joshea Carey of Orlando; and Theresa Civil of Orlando, joined by Max Anderson, son of Senator Flores, and Oscar Braynon III, son of Senator Braynon, 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. David Winchester of Gainesville, sponsored by Senator Bradley, as the doctor of the day. Dr. Winchester specializes in cardiology.

SPECIAL GUESTS

The President recognized his daughter, Kathryn Lucille, who was celebrating her fifth birthday and was present in the gallery.

ADOPTION OF RESOLUTIONS

On motion by Senator Joyner—

By Senators Joyner and Gibson—

SR 1602—A resolution acknowledging the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing March 22-24, 2015, as the 21st annual “Delta Days at the Florida Capitol.”

WHEREAS, Delta Sigma Theta Sorority, Inc., is a public service organization founded on January 13, 1913, by 22 illustrious collegiate African-American women at Howard University in Washington, D.C., and

WHEREAS, nearly 6 weeks after its founding, Delta Sigma Theta Sorority, Inc., joined in the Women's Suffrage Movement, demanding rights for women, including the right to vote, a historic endeavor that transformed the role of women in the democratic process, and

WHEREAS, Delta Sigma Theta Sorority, Inc., is a sisterhood of college-educated women committed to implementing the sorority's mission through its Five-Point Program Thrust: economic development, educational development, physical and mental health, political awareness and involvement, and international awareness and involvement, and

WHEREAS, Delta Sigma Theta Sorority, Inc., in 2013 celebrated 100 years of commendable service and support to local communities, leading dialogue on public policy issues, supporting quality education, producing new projects to stimulate current and future economic growth, and improving the holistic well-being of minority populations internationally, and

WHEREAS, with more than 200,000 college-educated women initiated and more than 900 chapters worldwide, 52 of which are located in Florida and the Bahamas, members of Delta Sigma Theta Sorority, Inc.,

are clearly focused and visible as corporate and civic leaders, productive public officials, acclaimed academicians, and activists in their own right, and

WHEREAS, for the past 20 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted “Delta Days at the Florida Capitol,” where members advocate for social justice as well as broaden their knowledge of the state’s legislative process, provide information to state legislators and members of the executive branch which is vital to developing public policy, and monitor the progress of pending legislation relevant to significant public policy issues, and

WHEREAS, under the leadership of Southern Regional Director Cheryl W. Turner and Southern Regional Representative Brittany Stephenson, members of the 52 chapters of Delta Sigma Theta Sorority, Inc., now serving Florida and the Bahamas will converge March 22-24, 2015, in Tallahassee to participate in the 21st annual “Delta Days at the Florida Capitol,” celebrating the theme set forth by National President Paulette Walker, “Uncompromising Commitment to Communities: Service, Leadership, Empowerment,” and

WHEREAS, Senators Audrey Gibson and Arthenia L. Joyner and Representative Gwyndolen Clarke-Reed are esteemed members of Delta Sigma Theta Sorority, Inc., NOW, THEREFORE,

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

That the Florida Senate commends the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizes March 22-24, 2015, as the 21st annual “Delta Days at the Florida Capitol.”

—was introduced out of order and read by title. On motion by Senator Joyner, **SR 1602** was read the second time by title and adopted.

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Matthew Meadows who was present in the chamber.

On motion by Senator Bradley—

By Senator Bradley—

SR 1574—A resolution recognizing March 24, 2015, as “University of Florida Day” in Tallahassee in honor of the University of Florida’s significant contributions to its state, to its nation, and throughout the world.

WHEREAS, The Business Journals ranked the University of Florida seventh on the publishing company’s 2015 list of the best public colleges in America, and

WHEREAS, using funding designated by the Legislature for pre-eminent universities, the University of Florida has hired nearly 75 top faculty from around the world to focus work in more than two dozen areas addressing complex social issues, and

WHEREAS, the University of Florida continues to enroll academically talented students, with the fall 2015 admitted students having an average grade point average of 4.3 and SAT score of 1918, and

WHEREAS, as part of its innovative efforts to increase access, the University of Florida launched Pathway to Campus Enrollment in February 2015, a program offering prospective freshmen admission to UF Online with a guarantee of acceptance later as third-year residential students, and

WHEREAS, the University of Florida aids low-income students who are the first in their families to attend college through its Machen Florida Opportunity Scholars Program, which, since it was founded in 2006, has supported more than 3,200 such students, and

WHEREAS, the University of Florida in August reported receiving a record \$702 million in contracts and grants in the 2013-2014 fiscal year, and

WHEREAS, the University of Florida continues to develop the public-private partnership known as Innovation Square, with Signet Enterprises starting construction of a first-of-its-kind residence hall and entrepreneurial living community where students will be able to launch their own businesses, and

WHEREAS, the University of Florida softball team swept the University of Alabama during the 2014 Women’s College World Series in Oklahoma City, Oklahoma, to claim its first NCAA national championship, and

WHEREAS, the University of Florida gymnastics team in 2014 won its second straight NCAA national championship in Birmingham, Alabama, sharing the title with the University of Oklahoma, and

WHEREAS, aided by \$42 million in funding from the Legislature, the University of Florida broke ground in October 2014 on its 110,000-square-foot chemistry/chemical biology building, which will support collaboration between the College of Medicine and the College of Engineering on important drug discoveries, and

WHEREAS, the University of Florida has opened Heavener Hall, an innovative classroom and learning facility for undergraduate majors in business, and launched Cypress Hall, a new residence hall that will include the university’s first specially equipped rooms for students with disabilities, and

WHEREAS, for the third year in a row, Kiplinger’s Personal Finance ranked the University of Florida third on its list of the 100 best values in public college, and

WHEREAS, the University of Florida maintains that value ranking with its in-state tuition of \$6,310 for a full-time undergraduate carrying a course load of 30 semester credits, which is considerably lower than the national average of \$9,139 for a 4-year public university, and

WHEREAS, the University of Florida conferred its 500,000th degree in 2014, making it one of only a handful of universities nationwide to reach such a milestone and sustaining its lengthy history of providing Floridians with higher education and economic opportunity, NOW, THEREFORE,

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

That March 24, 2015, is recognized as “University of Florida Day” in Tallahassee in honor of the University of Florida’s significant contributions to its state, to its nation, and throughout the world.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the University of Florida as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Bradley, **SR 1574** was read the second time by title and adopted.

On motion by Senator Thompson—

By Senators Joyner and Thompson—

SR 1584—A resolution recognizing March 26, 2015, as “The Links, Incorporated, Day at the Capitol” and applauding the organization’s efforts to create a better quality of life for the residents of this state.

WHEREAS, The Links, Incorporated, established in 1946 with a mission and purpose of friendship through community service, is composed of more than 12,000 members located in 41 states, the District of Columbia, and the Commonwealth of the Bahamas, and

WHEREAS, members of The Links, Incorporated, are women of African ancestry who are well educated, highly skilled and trained, and capable of assisting others to overcome adverse conditions and fostering remedies that are critical to the well-being of society, such as science, technology, engineering, and mathematics (STEM) education and its benefit to African-American youth, and

WHEREAS, working through its five functional facets — International Trends and Services, National Trends and Services, The Arts, Services to Youth, and Health and Human Services — The Links, Incorporated,

relies heavily on the expertise of its professional members, including computer analysts, engineers, scientists, statisticians, and educators, who work in collaboration with other specialists to have a greater impact on society through relevant and creative initiatives, and

WHEREAS, The Links, Incorporated, is promoting the eradication of racial disparities in public safety, enhanced student achievement in STEM educational programs, and increased funding for mentoring programs that serve at-risk youth; encouraging continued funding for financial assistance and educational opportunities for minority students; and promoting awareness and providing support for the national “Black Lives Matter” movement, and

WHEREAS, a host of “Links” representing the 19 Florida chapters of the Southern Area of The Links, Incorporated, have converged on the Capitol to show their solidarity and support for the eradication of racial disparities with regard to public safety; enhanced student achievement in STEM education; increased funding for mentoring programs for at-risk youth, including programs that combat childhood obesity; and continued financial assistance and educational opportunities for minority students, NOW, THEREFORE,

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

That the Senate welcomes members of The Links, Incorporated, from the Southern Area, applauds their passion for STEM education and career readiness initiatives, and for mentoring and providing financial assistance to at-risk youth, and recognizes March 26, 2015, as “The Links, Incorporated, Day at the Capitol.”

BE IT FURTHER RESOLVED that a copy of this resolution with the Seal of the Senate affixed, be presented to Eneid A. Francis, 18th Southern Area Director of The Links, Incorporated, as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Thompson, **SR 1584** was read the second time by title and adopted.

On motion by Senator Richter—

By Senators Richter and Benacquisto—

SR 1598—A resolution recognizing March 24, 2015, as “Florida Gulf Coast University Day” in Florida.

WHEREAS, in May 1991, then-Governor Lawton Chiles signed into law a bill passed by the Florida Legislature authorizing the creation of Florida’s tenth public university, Florida Gulf Coast University (FGCU), to provide higher education opportunities and workforce development in the previously unserved region of Southwest Florida, and

WHEREAS, on August 25, 1997, FGCU opened its doors to students and held its first commencement in May 1998 with 81 graduates, and

WHEREAS, FGCU has strategically grown into a regional university of nearly 15,000 students and today offers 51 undergraduate, 28 graduate, and 2 doctoral programs, and

WHEREAS, FGCU’s top priority is student success, with five colleges providing relevant programs with an accomplished faculty, small classes, and extensive individualized attention to help students prepare for successful careers and meet regional and statewide workforce needs, and

WHEREAS, FGCU has achieved national prominence in academics, environmental sustainability, and student service learning, with more than 1.5 million hours contributed to the Southwest Florida community since 1997, and

WHEREAS, 400 acres of the FGCU campus are designated as restored and preserved wetlands, and the university operates a 15-acre solar field that generates 85 percent of the electric power for three academic buildings, saving \$700,000 in energy costs annually, and

WHEREAS, FGCU emphasizes innovative and interdisciplinary learning, using the region as a living laboratory while offering students diverse opportunities to participate in meaningful research led by their professors, who have conducted more than \$184 million in research and sponsored programs since 1997, and

WHEREAS, FGCU is a leader in the State University System of this state, with alumni employed or continuing their education within 1 year after graduation, and

WHEREAS, FGCU focuses on college affordability for all students by maintaining its commitment to cost containment, and

WHEREAS, FGCU serves as a cultural hub for the region, offering a wealth of enrichment opportunities that include the visual arts, music, theater, public radio and television, as well as athletics, and

WHEREAS, FGCU’s athletics program is a growing source of pride for its many fans, with the women’s basketball team winning the Atlantic Sun Conference title for five straight seasons and in March 2015, ranking 20th in the nation in the AP Top 25 poll, and the swimming and diving team claiming the 2015 Coastal Collegiate Swimming Association Championship, its sixth such win in 7 years, and

WHEREAS, in 2014 the FGCU men’s soccer team captured its third Atlantic Sun Conference Championship in 4 years, the women’s soccer team won the 2015 Atlantic Sun Championship, and the men’s basketball team in 2013 made an unprecedented Sweet 16 run in the NCAA Tournament while establishing “Dunk City” as a national favorite, and

WHEREAS, the collegiate experience continues to enrich the lives of FGCU students through the university’s longstanding commitment to promote racial, ethnic, and cultural diversity on campus, NOW, THEREFORE,

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

That the Florida Senate hereby recognizes March 24, 2015, as “Florida Gulf Coast University Day” in Florida, and celebrates FGCU’s contribution as an outstanding institution of higher education focused on student success.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Wilson G. Bradshaw, Ph.D., President of Florida Gulf Coast University, as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Richter, **SR 1598** was read the second time by title and adopted.

On motion by Senator Garcia—

By Senators Garcia and Soto—

SR 812—A resolution encouraging the creation of a Turkish-Floridian Friendship Task Force to further the long-standing relationship between this state and the Republic of Turkey, build upon time-honored friendships, and promote the cultural, educational, academic, political, and economic ties between these two great states.

WHEREAS, the Republic of Turkey and the United States of America are long-standing allies, both dearly cherishing the universal values of freedom, democracy, and human rights, and

WHEREAS, in its alliances with the United States, the Republic of Turkey has demonstrated its commitment to world peace and liberty as well as its secular and religious tolerance of others, and

WHEREAS, the Republic of Turkey has the world’s 15th largest economy and Europe’s 6th largest economy, is a valued trading partner with this state, and is to be commended for its contributions to the global economy, and

WHEREAS, the Republic of Turkey and this state have enjoyed a strong, vibrant, and mutually beneficial economic relationship with the prospect of further growth, and

WHEREAS, it is the custom of this state to welcome all who come, especially those who come in the interest of friendship and commerce, and

WHEREAS, it is in the best interest of this state to further cultivate the good relationship between Florida and the Republic of Turkey, and

WHEREAS, it is the policy of the Legislature to recognize the contributions of our nation's allies and the value of maintaining beneficial relationships with allies, and

WHEREAS, the Turkic American Federation of Southeast (TAFS) is an independent, nonprofit organization that facilitates the mutually beneficial economic relationship between Florida and Turkey, and

WHEREAS, the organization's mission is to promote cultural, educational, academic, business, social, and arts relations and to organize events and activities to bring together the American, Turkish, Turkic, and Eurasian communities within the United States, and

WHEREAS, TAFS represents 12 member organizations in five states: Florida, Georgia, Tennessee, South Carolina, and Alabama, and

WHEREAS, TAFS brings people together by hosting public programs and private events, featuring leaders and experts with diverse views on a wide range of global and regional topics through task forces, executive forums, luncheons, conferences, studies, and leadership dialogue, and

WHEREAS, the bipartisan Turkish-Floridian Friendship Task Force, with Senator Rene Garcia and Representative Hazelle Rogers serving as the network coordinators, was created for the purpose of providing members of the Legislature with the opportunity to strengthen Florida-Turkish relations, address issues that concern Turkish Americans in Florida, promote cultural, educational, academic, political, and economic relations between the people of this state and the Turkish people, and coordinate hospitality and educational events and exchanges with TAFS, and

WHEREAS, a Turkish-Floridian Friendship Day reception will be held in Tallahassee on March 24, 2015, NOW, THEREFORE,

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

That we recognize the Turkic American Federation of Southeast for its efforts to promote intercultural understanding and goodwill and the Turkish-Floridian Friendship Task Force for its cooperation with TAFS, and we extend our best wishes on the occasion of the Turkish-Floridian Friendship Day reception.

BE IT FURTHER RESOLVED that we encourage the creation of a Turkish-Floridian Friendship Task Force by members of this body and the House of Representatives to further the long-standing relationship between this state and the Republic of Turkey, build upon time-honored friendships, and promote cultural, educational, academic, political, and economic ties between Florida and Turkey.

—was introduced out of order and read by title. On motion by Senator Garcia, **SR 812** was read the second time by title and adopted.

At the request of Senator Garcia—

By Senator Garcia—

SR 1562—A resolution recognizing March 23-29, 2015, as “Health Information Technology Week” in Florida.

WHEREAS, health information technology and management systems are recognized as essential tools for improving the quality of patient care, ensuring patient safety, eliminating duplicative tests and paperwork, and reducing health care costs, and

WHEREAS, health information technology makes complete and accurate health records immediately available to physicians and patients, and

WHEREAS, this state is committed to implementing health information technology, including the adoption of the use of electronic health records, which will help to reduce costs and improve quality while ensuring patient privacy, and

WHEREAS, aligning the use of electronic health records with other electronic reporting initiatives is critical to improving clinical outcomes, controlling costs, and expanding access to care, and

WHEREAS, since 2006, organizations across the country have united to support Health Information Technology Week to raise public awareness of the benefits of the implementation of health information technology, NOW, THEREFORE,

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

That March 23-29, 2015, is recognized as “Health Information Technology Week” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Healthcare Information and Management Systems Society as a tangible token of the sentiments of the Florida Senate.

—was introduced, read and adopted by publication.

At the request of Senator Latvala—

By Senator Latvala—

SR 1568—A resolution commemorating the life of Fred T. Korematsu, American civil rights hero, and recognizing January 30, 2016, and each January 30 thereafter, as “Fred T. Korematsu Day” in Florida.

WHEREAS, shortly after the attack on Pearl Harbor in December 1941, President Franklin D. Roosevelt issued Executive Order 9066, which ordered the internment of Japanese Americans during World War II, regardless of citizenship, and

WHEREAS, beginning in May 1942, more than 110,000 Japanese Americans were incarcerated in 10 relocation camps scattered across the western United States, and

WHEREAS, Japanese American Fred T. Korematsu, then 23 years of age, refused to comply with the executive order and was arrested and convicted of evading internment, and

WHEREAS, Fred T. Korematsu appealed his conviction all the way to the United States Supreme Court, which, on December 18, 1944, in a 6-3 decision, ruled in favor of the government, finding that the incarceration was justified due to military necessity, and

WHEREAS, in 1983, legal historian Peter H. Irons and researcher Aiko Herzig-Yoshinaga discovered key documents that United States Government intelligence agencies had withheld from the Supreme Court in 1944, which substantiated Fred T. Korematsu's defense and showed that Japanese Americans had not committed any acts of treason or other acts of espionage to justify mass incarceration, and

WHEREAS, with this new evidence, a pro bono legal team that included representatives of the Asian Law Caucus reopened Fred T. Korematsu's 40-year-old case on the basis of government misconduct, and

WHEREAS, on November 10, 1983, Fred T. Korematsu's conviction was overturned in a federal court in San Francisco, a pivotal moment in our nation's civil rights history, and

WHEREAS, Fred T. Korematsu remained a civil rights activist throughout his life and, in 1998, was awarded the Presidential Medal of Freedom, the nation's highest civilian honor, by President Bill Clinton, and

WHEREAS, in 2010, the California Legislature passed legislation recognizing January 30 of each year as “Fred T. Korematsu Day,” the first such recognition of an Asian American, and

WHEREAS, in the 2014-2015 school year, Catherine Fernandez' grade 7 civics class at Clearwater Fundamental Middle School created a project celebrating the life of Fred T. Korematsu and recognizing January 30, 2015, as “Fred T. Korematsu Day,” and

WHEREAS, Fred T. Korematsu's growing legacy continues to inspire people of all backgrounds and demonstrates the importance of speaking out against injustice, NOW, THEREFORE,

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

That we recognize January 30, 2016, and each January 30 thereafter, as “Fred T. Korematsu Day” in Florida and encourage schools to conduct exercises honoring the life of this civil rights hero and acknowledging the importance of preserving civil liberties, even in times of great national crisis.

—was introduced, read and adopted by publication.

At the request of Senator Dean—

By Senator Dean—

SR 1610—A resolution recognizing April 2015 as “Springs Protection Awareness Month” in Florida.

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

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

WHEREAS, more than 93 percent of Florida residents rely on this groundwater supply and its vital role in the state’s economy, and

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

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

WHEREAS, Florida’s springs discharge more than 8 billion gallons of water each day, which is essential for sustaining spring runs and associated receiving water bodies, and

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

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

That April 2015 is recognized as “Springs Protection Awareness Month” in Florida, and all levels of government are encouraged to support springs protection, restoration, and preservation awareness.

—was introduced, read and adopted by publication.

BILLS ON THIRD READING

SENATOR RICHTER PRESIDING

SB 94—A bill to be entitled An act relating to the Closing the Gap grant program; amending s. 381.7355, F.S.; requiring that a project proposal under the grant program address racial and ethnic disparities in morbidity and mortality rates relating to sickle cell disease in addition to other priority areas; providing an effective date.

—was read the third time by title.

On motion by Senator Joyner, **SB 94** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Detert	Hukill
Altman	Diaz de la Portilla	Joyner
Bean	Evers	Latvala
Benacquisto	Flores	Lee
Bradley	Gaetz	Legg
Brandes	Galvano	Margolis
Braynon	Garcia	Montford
Bullard	Gibson	Negron
Clemens	Grimsley	Richter
Dean	Hays	Ring

Sachs	Smith	Stargel
Simmons	Sobel	Thompson
Simpson	Soto	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 132—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; authorizing certain veterans to provide the Department of Highway Safety and Motor Vehicles alternative documentation for renewal or replacement of a disabled parking permit; providing an effective date.

—was read the third time by title.

On motion by Senator Joyner, **CS for SB 132** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 144—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for certain identifying and location information of current or former impaired practitioner consultants retained by an agency or certain current or former employees of an impaired practitioner consultant and the spouses and children of such consultants or employees, under specified circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for SB 144** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Diaz de la Portilla	Latvala
Altman	Evers	Lee
Bean	Flores	Legg
Benacquisto	Gaetz	Margolis
Bradley	Galvano	Montford
Brandes	Garcia	Negron
Braynon	Gibson	Richter
Bullard	Grimsley	Ring
Clemens	Hays	Sachs
Dean	Hukill	Simmons
Detert	Joyner	Simpson

Smith Soto Thompson
Sobel Stargel

Nays—None

Vote after roll call:

Yea—Mr. President

SB 158—A bill to be entitled An act relating to the civil liability of farmers; amending s. 768.137, F.S.; providing that an existing exemption from civil liability for farmers who gratuitously allow a person to enter upon their land for the purpose of removing farm produce or crops left in the field applies at any time, rather than only after harvesting; revising exceptions to the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **SB 158** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 200—A bill to be entitled An act relating to public records; creating s. 197.3225, F.S.; providing an exemption from public records requirements for e-mail addresses obtained by a tax collector for the purpose of electronically sending certain tax notices or obtaining the consent of a taxpayer for electronic transmission of certain tax notices; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for SB 200** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

Consideration of **CS for CS for SB 202** and **CS for CS for SB 234** was deferred.

CS for CS for SB 290—A bill to be entitled An act relating to carrying a concealed weapon or a concealed firearm; amending s. 790.01, F.S.; providing an exemption from criminal penalties for carrying a concealed weapon or a concealed firearm when evacuating pursuant to a mandatory evacuation order during a declared state of emergency; defining the term “in the act of evacuating”; providing an effective date.

—was read the third time by title.

THE PRESIDENT PRESIDING

On motion by Senator Brandes, **CS for CS for SB 290** was passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Diaz de la Portilla	Lee
Abruzzo	Evers	Legg
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Simmons
Brandes	Grimsley	Simpson
Clemens	Hays	Soto
Dean	Hukill	Stargel
Detert	Latvala	

Nays—10

Braynon	Margolis	Sobel
Bullard	Ring	Thompson
Gibson	Sachs	
Joyner	Smith	

Consideration of **CS for CS for SB 394**, **SB 462**, **CS for SB 7000**, and **SB 7004** was deferred.

SB 7008—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 497.172, F.S., relating to an exemption from public meeting requirements for portions of meetings of the Board of Funeral, Cemetery, and Consumer Services within the Department of Financial Services at which licensure examination questions or answers are discussed; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **SB 7008** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Clemens	Gibson
Abruzzo	Dean	Grimsley
Altman	Detert	Hays
Bean	Diaz de la Portilla	Hukill
Benacquisto	Evers	Joyner
Bradley	Flores	Latvala
Brandes	Gaetz	Lee
Braynon	Galvano	Legg
Bullard	Garcia	Margolis

Montford	Sachs	Sobel
Negron	Simmons	Soto
Richter	Simpson	Stargel
Ring	Smith	Thompson

Nays—None

SB 7010—A bill to be entitled An act relating to a review under the Open Government Sunshine Act; amending s. 517.2016, F.S., relating to an exemption from public records requirements for information that would reveal examination techniques or procedures used by the Office of Financial Regulation under the Florida Securities and Investor Protection Act; saving the exemption from repeal under the Open Government Sunshine Act; making technical changes; providing an effective date.

—was read the third time by title.

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

Amendment 1 (345350)—In title, delete lines 3-9 and insert: Sunset Review Act; amending s. 517.2016, F.S., relating to an exemption from public records requirements for information that would reveal examination techniques or procedures used by the Office of Financial Regulation under the Florida Securities and Investor Protection Act; saving the exemption from repeal under the Open Government Sunset Review Act; making technical

On motion by Senator Benacquisto, **SB 7010** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

SPECIAL GUESTS

Senator Altman recognized his son, Sullivan Altman, and family friend, Christina Cinca-Bacardi. Christina recently received a heart transplant at the University of Florida Health Shands. Christina was in the gallery with her mother, Heather Cinca-Bacardi; and her grandparents, Glen and Jackie Jamar.

SPECIAL ORDER CALENDAR

SM 866—A memorial to the President of the United States and the Congress of the United States expressing profound disagreement with the decision of the President to restore full diplomatic relations with Cuba, opposing the opening of a consulate or any diplomatic office in this state, and urging the upholding of the embargo.

—was read the second time by title. On motion by Senator Flores, **SM 866** was adopted and certified to the House.

On motion by Senator Dean—

CS for SB 584—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional

amendment; terminating certain trust funds within the Department of Environmental Protection, the Department of Agriculture and Consumer Services, and the Fish and Wildlife Conservation Commission; providing for the disposition of balances in the trust funds; requiring the Department of Environmental Protection to pay all outstanding debts or obligations of the terminated trust funds; requiring the Chief Financial Officer to close out and remove the terminated trust funds from the various state accounting systems; amending s. 17.61, F.S.; requiring moneys in land acquisition trust funds created or designated to receive funds under s. 28, Art. X of the State Constitution to be retained in those trust funds; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; amending s. 161.054, F.S.; redirecting certain proceeds from the Ecosystem Management and Restoration Trust Fund to the Florida Coastal Protection Trust Fund; amending s. 161.091, F.S.; authorizing disbursements from the Land Acquisition Trust Fund for the beach management plan; amending s. 201.0205, F.S.; conforming provisions to changes made by the act; amending s. 201.15, F.S.; revising and deleting distributions of the tax; providing that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under s. 215.20, F.S.; revising the purposes for which distributions may be used; amending s. 211.3103, F.S.; authorizing a percentage of proceeds from the phosphate rock excise tax to be credited to the State Park Trust Fund; amending s. 215.20, F.S.; conforming provisions to changes made by the act; amending s. 215.618, F.S.; authorizing Florida Forever bonds to be issued to finance or refinance the acquisition and improvement of land, water areas, and related property interests; amending ss. 215.619, 253.027, and 253.03, F.S.; conforming provisions to changes made by the act; amending s. 253.034, F.S.; requiring proceeds from the sale of surplus conservation lands before a certain date to be deposited into the Florida Forever Trust Fund and after such date under certain circumstances into the Land Acquisition Trust Fund; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 253.7824, F.S.; conforming provisions to changes made by the act; amending s. 258.435, F.S.; requiring moneys received in trust by the Department of Environmental Protection relating to aquatic preserves to be deposited into the Grants and Donations Trust Fund; amending s. 259.032, F.S.; conforming provisions affected by the termination of the Conservation and Recreation Lands Trust Fund; authorizing state agencies designated to manage lands acquired with funds deposited into the Land Acquisition Trust Fund to contract with local governments and soil and water conservation districts to assist in management activities; amending s. 259.035, F.S.; requiring the Acquisition and Restoration Council to develop rules defining specific criteria and numeric performance measures needed for lands acquired with funds deposited into the Land Acquisition Trust Fund pursuant to s. 28(a), Art. X of the State Constitution; requiring the proposed rules to be submitted to the Legislature for consideration; requiring recipients of funds from the Land Acquisition Trust Fund to annually report to the Division of State Lands; requiring the council to consider and evaluate in writing each project proposed for acquisition using such funds and ensure that each proposed project meets the requirements of s. 28, Art. X of the State Constitution; amending ss. 259.036, 259.037, 259.04, and 259.041, F.S.; conforming cross-references; amending s. 259.101, F.S.; conforming provisions affected by the termination of the Preservation 2000 Trust Fund; requiring agencies and water management districts that acquired lands using Preservation 2000 funds to make them available for public recreational use; requiring water management districts and the department to control the growth of nonnative invasive plant species on certain lands; amending s. 259.105, F.S.; deleting obsolete provisions; conforming cross-references; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 259.1051, F.S.; conforming cross-references; amending ss. 338.250, 339.0801, 339.55, 341.303, 343.58, 369.252, 373.026, and 373.089, F.S.; conforming provisions to changes made by the act; amending s. 373.129, F.S.; requiring certain civil penalties to be deposited into the Water Quality Assurance Trust Fund; amending ss. 373.1391 and 373.199, F.S.; conforming provisions to changes made by the act; amending s. 373.430, F.S.; requiring certain moneys to be deposited into the Florida Permit Fee Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 373.459, 373.4592, 373.45926, 373.470, and 373.584, F.S.; conforming provisions to changes made by the act; amending s. 373.59, F.S.; conforming provisions affected by the termination of the Water Management Lands Trust Fund; amending s. 373.5905, F.S.; conforming a cross-reference; amending ss. 373.703 and 375.031, F.S.; conforming provisions to changes made by the act;

amending s. 375.041, F.S.; designating the Land Acquisition Trust Fund within the Department of Environmental Protection for receipt of certain documentary stamp tax revenues for the prescribed uses of s. 28, Art. X of the State Constitution; providing priority for the use of moneys in the trust fund; requiring agencies receiving transfers of moneys from the fund to maintain the integrity of such funds; amending s. 375.044, F.S.; conforming provisions to changes made by the act; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; conforming provisions to changes made by the act; amending s. 376.11, F.S.; revising the funds required to be deposited into the Florida Coastal Protection Trust Fund and the purposes for which such funds may be used; amending s. 376.123, F.S.; conforming a cross-reference; amending s. 376.307, F.S.; revising the funds required to be deposited into the Water Quality Assurance Trust Fund and the purposes for which such funds may be used; amending s. 376.40, F.S.; conforming a cross-reference; repealing s. 379.202, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Fish and Wildlife Conservation Commission; amending s. 379.206, F.S.; requiring grants and donations from development-of-regional-impact wildlife mitigation contributions to be credited to the Grants and Donations Trust Fund; amending s. 379.212, F.S.; providing that the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission shall be used to implement s. 28, Art. X of the State Constitution; authorizing the department to transfer certain funds; requiring the commission to maintain the integrity of such funds; providing for the transfer of certain funds; amending s. 379.214, F.S.; conforming provisions to changes made by the act; amending s. 379.362, F.S.; requiring the Department of Agriculture and Consumer Services to use funds appropriated from the Land Acquisition Fund within the Department of Environmental Protection to fund certain oyster management and restoration programs; amending s. 380.0666, F.S.; conforming provisions to changes made by the act; repealing s. 380.0677, F.S., relating to the Green Swamp Land Authority; amending s. 380.507, F.S.; conforming provisions to changes made by the act; amending s. 380.508, F.S.; requiring certain funds to be credited to or deposited into the Internal Improvement Trust Fund; requiring funds over and above eligible project costs to be deposited into the Florida Forever Trust Fund rather than the Florida Communities Trust Fund; amending s. 380.510, F.S.; requiring certain funds collected under a grant or loan agreement to be deposited into the Internal Improvement Trust Fund rather than the Florida Communities Trust Fund; requiring the deed or lease of any real property acquired with certain funds to contain covenants and restrictions sufficient to ensure that the use of such real property complies with s. 28, Art. X of the State Constitution; repealing s. 380.511, F.S., relating to the Florida Communities Trust Fund; amending s. 403.0615, F.S.; conforming provisions to changes made by the act; amending ss. 403.08601 and 403.121, F.S.; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; repealing s. 403.1651, F.S., relating to the Ecosystem Management and Restoration Trust Fund; amending s. 403.885, F.S.; conforming provisions to changes made by the act; repealing s. 403.8911, F.S., relating to the annual appropriation from the Water Protection and Sustainability Program Trust Fund; amending s. 403.9325, F.S.; redefining the term “public lands set aside for conservation or preservation” to include lands and interests acquired with funds deposited into the Land Acquisition Trust Fund; amending s. 403.93345, F.S.; redefining the term “fund” to mean the Water Quality Assurance Trust Fund; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 420.5092 and 420.9073, F.S.; conforming provisions to changes made by the act; repealing s. 570.207, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Department of Agriculture and Consumer Services; amending s. 570.321, F.S.; conforming provisions to changes made by the act; amending s. 570.71, F.S.; excluding funds from the Land Acquisition Trust Fund from being deposited into the Incidental Trust Fund under certain circumstances; amending s. 895.09, F.S.; conforming provisions to changes made by the act; making technical changes; reenacting s. 339.2818(6), F.S., relating to the Small County Outreach Program, s. 339.2819(5), F.S., relating to the Transportation Regional Incentive Program, s. 339.61(3), F.S., relating to the Florida Strategic Intermodal System, s. 341.051(6), F.S., relating to the New Starts Transit Program, s. 373.470(4)(e), F.S., relating to debt service for Everglades restoration bonds, and s. 420.9079(1), F.S., relating to the Local Government Housing Trust Fund, to incorporate the amendment made by this act to s. 201.15, F.S., in references thereto; reenacting s. 258.015(3)(b), F.S., relating to funds available to citizen support organizations, to in-

corporate the amendment made by this act to s. 375.041, F.S., in a reference thereto; reenacting s. 287.0595(2), F.S., relating to Department of Environmental Protection’s authority to adopt certain pollution response rules, to incorporate the amendment made by this act to s. 376.307, F.S., in a reference thereto; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 584** was placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Simmons, the rules were waived and the time of adjournment was extended to 12:30 p.m.

On motion by Senator Dean—

SB 576—A bill to be entitled An act relating to trust funds; amending s. 20.1971, F.S.; creating the Land Acquisition Trust Fund within the Agency for Persons with Disabilities; providing for the purpose of the trust fund and sources of funds; requiring the agency to maintain the integrity of such funds; providing for disposition of funds available from reversions or reductions in budget authority; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the agency or its designee to manage the lands or property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 576** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

SB 578—A bill to be entitled An act relating to trust funds; creating s. 20.142, F.S.; creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the department or its designee to manage lands or related property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 578** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

SB 580—A bill to be entitled An act relating to trust funds; creating s. 20.106, F.S.; creating the Land Acquisition Trust Fund within the Department of State; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the department or its designee to manage lands or related property interests in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 580** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

SB 582—A bill to be entitled An act relating to trust funds; creating s. 20.232, F.S.; creating the Land Acquisition Trust Fund within the Department of Transportation; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested by the state; requiring the department or its designee to manage lands or related property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 582** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

CS for SB 7020—A bill to be entitled An act relating to corrections; amending s. 20.315, F.S.; revising the method of appointment for the Secretary of Corrections; creating the Florida Corrections Commission within the Justice Administrative Commission; providing for membership and terms of appointment for commission members; prescribing duties and responsibilities of the commission; prohibiting the commission from entering into the department's operation; establishing meeting and notice requirements; requiring the commission to appoint an executive director; authorizing reimbursement of per diem and travel expenses for commission members; prohibiting certain conflicts of interest among commission members; providing for applicability; amending s. 216.136, F.S.; requiring the Criminal Justice Estimating Conference to develop projections of prison admissions and populations for elderly felony offenders; amending s. 921.0021, F.S.; revising the definition of "victim injury" by removing a prohibition on assessing certain victim injury sentence points for sexual misconduct by an employee of the Department of Corrections or a private correctional facility with an inmate or an offender supervised by the department; conforming a provision to changes made by the act; amending s. 944.151, F.S.; expanding the department's security review committee functions; ensuring physical inspections of state and private buildings and structures and prioritizing institutions for inspection that meet certain criteria; amending s. 944.275, F.S.; prohibiting an inmate from receiving incentive gain-time credits for completing the requirements for and receiving a general educational development certificate or vocational certificate if the inmate was convicted of a specified offense on or after a specified date; amending s. 944.31, F.S.; requiring that a copy of a written memorandum of understanding for notification and investigation of certain events between the Department of Corrections and the Department of Law Enforcement be provided in a timely manner to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring specialized training in certain circumstances; amending s. 944.331, F.S.; requiring the Department of Corrections to provide multiple private, internal avenues for the reporting by inmates of sexual abuse and sexual harassment; requiring the department, in consultation with the Correctional Medical Authority, to review inmate health care grievance procedures at each correctional institution and private correctional facility; requiring the department to review inmate grievance procedures at each correctional institution and private correctional facility; amending s. 944.35, F.S.; requiring that correctional officers have specialized training in the effective, nonforceful management of mentally ill inmates who may exhibit erratic behavior; requiring each institution to create and maintain a system to track the use of force episodes to determine if inmates need subsequent physical or mental health treatment; requiring annual reporting of use of force on the agency website; requiring that reports of physical force be signed under oath; prohibiting employees with notations regarding incidents involving the inappropriate use of force from being assigned to transitional care, crisis stabilization, or corrections mental health treatment facility housing;

providing an exception; expanding applicability of a current felony offense to include certain employees of private providers and private correctional facilities; defining the term "neglect of an inmate"; providing for the determination of neglect of an inmate; creating criminal penalties for certain employees who neglect an inmate in specified circumstances; providing for anonymous reporting of inmate abuse directly to the department's Office of Inspector General; requiring that instruction on communication techniques related to crisis stabilization to avoid use of force be included in the correctional officer training program; directing the department to establish policies to protect inmates and employees from retaliation; requiring the department to establish policies relating to the use of chemical agents; amending s. 944.8041, F.S.; requiring the department to report health care costs for elderly inmates in its annual report; creating s. 944.805, F.S.; providing legislative intent relating to specialized programs for veterans; requiring the department to measure recidivism and report its finding in that regard; amending s. 945.10, F.S.; authorizing the release of certain confidential and exempt information to the Florida Corrections Commission; amending s. 945.215, F.S.; requiring that specified proceeds and certain funds be deposited in the State Operated Institutions Inmate Welfare Trust Fund; providing that the State Operated Institutions Inmate Welfare Trust Fund is a trust held by the Department of Corrections for the benefit and welfare of certain inmates; prohibiting deposits into the trust fund from exceeding \$5 million per fiscal year; requiring that deposits in excess of that amount be deposited into the General Revenue Fund; requiring that funds of the trust fund be used exclusively for specified purposes at correctional facilities operated by the department; requiring that funds from the trust fund only be expended pursuant to legislative appropriations; requiring the department to annually compile a report, at the statewide and institutional level documenting trust fund receipts and expenditures; requiring that the report be submitted by September 1 for the previous fiscal year to specified offices of the Legislature and to the Executive Office of the Governor; prohibiting the purchase of weight-training equipment; providing a contingent effective date; amending s. 945.48, F.S.; specifying correctional officer staffing requirements pertaining to inmates housed in mental health treatment facilities; amending s. 945.6031, F.S.; changing the frequency of required surveys; amending s. 945.6033, F.S.; providing for damages in inmate health care contracts; amending s. 945.6034, F.S.; requiring the department to consider the needs of inmates over 50 years of age and adopt health care standards for that population; creating s. 945.6039, F.S.; allowing an inmate's family, lawyer, and other interested parties to hire and pay for an independent medical evaluation; specifying the purpose for outside evaluations; requiring the department to provide reasonable and timely access to the inmate; amending s. 947.149, F.S.; defining the term "elderly and infirm inmate"; expanding eligibility for conditional medical release to include elderly and infirm inmates; amending ss. 948.10 and 951.221, F.S.; conforming cross-references to changes made by the act; providing for applicability; reenacting ss. 435.04(2)(uu) and 921.0022(3)(f), F.S., relating to level 2 screening standards and the Criminal Punishment Code and offense severity ranking chart, respectively, to incorporate the amendment made to s. 944.35, F.S., in references thereto; reenacting ss. 944.72(1), 945.21501(1), and 945.2151, F.S., relating to the Privately Operated Institutions Inmate Welfare Trust Fund, the Employee Benefit Trust Fund, and the verification of social security numbers, respectively, to incorporate the amendment made to s. 945.215, F.S., in references thereto; providing for appropriations to the Corrections Commission; providing for appropriations to the Correctional Medical Authority; providing for appropriations to the Department of Corrections; providing effective dates.

—was read the second time by title.

Senator Bradley moved the following amendments which were adopted:

Amendment 1 (611450) (with title amendment)—Before line 154 insert:

Section 1. Paragraph (x) of subsection (2) of section 110.205, Florida Statutes, is amended to read:

110.205 Career service; exemptions.—

(2) **EXEMPT POSITIONS.**—The exempt positions that are not covered by this part include the following:

(x) All officers and employees of the Justice Administrative Commission, Office of the State Attorney, Office of the Public Defender, regional offices of capital collateral counsel, offices of criminal conflict and civil regional counsel, ~~and~~ Statewide Guardian Ad Litem Office, including the circuit guardian ad litem programs, *and the Florida Corrections Commission.*

And the title is amended as follows:

Delete line 2 and insert: An act relating to corrections; amending s. 110.205, F.S.; specifying employees and officers of the Corrections Commission are exempt from career service; amending s. 20.315,

Amendment 2 (891790) (with title amendment)—Delete lines 216-227 and insert:

(4) *FLORIDA CORRECTIONS COMMISSION.*—*The Florida Corrections Commission is created. The primary focus of the commission shall be on matters relating to corrections with an emphasis on the safe and effective operations of major correctional institutions. However, in instances in which the policies of other components of the criminal justice system affect corrections, the commission shall advise and make recommendations. The Justice Administrative Commission shall provide administrative support and service to the Florida Corrections Commission to the extent requested by the Florida Corrections Commission. The Florida Corrections Commission shall not be subject to the control, supervision, or direction by the Justice Administrative Commission in the performance of its duties, but the employees of the Florida Corrections Commission shall be governed by the classification plan and salary and benefits plan approved by the Justice Administrative Commission.*

And the title is amended as follows:

Delete line 6 and insert: Administrative Commission; specifying that the Corrections Commission shall not be subject to the control or direction of the Justice Administrative Commission but the employees shall be governed by the classification plan and salary and benefits plan approved by the Justice Administrative Commission; providing for membership

Senator Joyner moved the following amendment which was adopted:

Amendment 3 (923206)—Delete lines 228-229 and insert:

(a) *The commission shall be composed of nine members. The President of the Senate, the Speaker of the House of Representatives, the minority leader of the Senate, and the minority leader of the House of Representatives shall each provide a list of six nominees to the Governor for consideration and initial appointment to the commission. The Governor may appoint two members to the commission from each list. The Governor may also appoint a ninth member of his or her choosing. The*

Senator Bradley moved the following amendment which was adopted:

Amendment 4 (680590) (with title amendment)—Between lines 327 and 328 insert:

Section 4. Subsections (5) and (6) of section 43.16, Florida Statutes, are amended to read:

43.16 Justice Administrative Commission; membership, powers and duties.—

(5) The duties of the commission shall include, but not be limited to, the following:

(a) The maintenance of a central state office for administrative services and assistance when possible to and on behalf of the state attorneys and public defenders of Florida, the capital collateral regional counsel of Florida, the criminal conflict and civil regional counsel, ~~and~~ the Guardian Ad Litem Program, *and the Florida Corrections Commission.*

(b) Each state attorney, public defender, and criminal conflict and civil regional counsel, ~~and~~ the Guardian Ad Litem Program, *and the Florida Corrections Commission* shall continue to prepare necessary budgets, vouchers that represent valid claims for reimbursement by the state for authorized expenses, and other things incidental to the proper administrative operation of the office, such as revenue transmittals to

the Chief Financial Officer and automated systems plans, but will forward such items to the commission for recording and submission to the proper state officer. However, when requested by a state attorney, a public defender, a criminal conflict and civil regional counsel, ~~or~~ the Guardian Ad Litem Program, *or the Florida Corrections Commission*, the commission will either assist in the preparation of budget requests, voucher schedules, and other forms and reports or accomplish the entire project involved.

(6) The provisions contained in this section shall be supplemental to those of chapter 27, relating to state attorneys, public defenders, criminal conflict and civil regional counsel, and capital collateral regional counsel; to those of chapter 39, relating to the Guardian Ad Litem Program; *to those of chapter 20, relating to the Florida Corrections Commission*, or to other laws pertaining hereto.

And the title is amended as follows:

Delete line 19 and insert: elderly felony offenders; amending s. 43.16, F.S.; clarifying the duties of the Justice Administrative Commission in the operations of the Corrections Commission; amending s. 921.0021, F.S.;

Senator Evers moved the following amendment:

Amendment 5 (488922) (with title amendment)—Delete lines 756-841 and insert:

(b)1. *An employee of the department, private provider, or private correctional facility who:*

a. *Willfully or by culpable negligence withholds food, water, clothing, shelter, supervision, medicine, or medical services from an inmate that a prudent person would consider essential for the well-being of the inmate; and*

b. *Causes the inmate to suffer great bodily harm, permanent disability, or permanent disfigurement by such action;*

commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

2. *This section does not preclude prosecution for a criminal act under any other law.*

(c) *Any employee of the department, private provider, or private correctional facility who:*

1. *Knowingly and willfully fails to report the withholding of food, water, clothing, shelter, supervision, medicine, or medical services from an inmate that a prudent person would consider essential for the well-being of the inmate; and*

2. *The withholding causes the inmate to suffer great bodily harm, permanent disability, or permanent disfigurement by such action;*

commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(d)~~(b)~~1. As used in this paragraph, the term “sexual misconduct” means the oral, anal, or vaginal penetration by, or union with, the sexual organ of another or the anal or vaginal penetration of another by any other object, but does not include an act done for a bona fide medical purpose or an internal search conducted in the lawful performance of the employee’s duty.

2. Any employee of the department or a private correctional facility as defined in s. 944.710 who engages in sexual misconduct with an inmate or an offender supervised by the department in the community, without committing the crime of sexual battery, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3. The consent of the inmate or offender supervised by the department in the community to any act of sexual misconduct may not be raised as a defense to a prosecution under this paragraph.

4. This paragraph does not apply to any employee of the department or any employee of a private correctional facility who is legally married

to an inmate or an offender supervised by the department in the community, nor does it apply to any employee who has no knowledge, and would have no reason to believe, that the person with whom the employee has engaged in sexual misconduct is an inmate or an offender under community supervision of the department.

(e)ⓔ Notwithstanding prosecution, any violation of the provisions of this subsection, as determined by the Public Employees Relations Commission, shall constitute sufficient cause under s. 110.227 for dismissal from employment with the department, and such person shall not again be employed in any capacity in connection with the correctional system.

(f)ⓔ Each employee who witnesses, or has reasonable cause to suspect, that an inmate or an offender under the supervision of the department in the community has been unlawfully abused or is the subject of sexual misconduct pursuant to this subsection shall immediately prepare, date, and sign an independent report specifically describing the nature of the force used or the nature of the sexual misconduct, the location and time of the incident, and the persons involved. The report shall be delivered to the inspector general of the department with a copy to be delivered to the warden of the institution or the regional administrator. The inspector general shall immediately conduct an appropriate investigation, and, if probable cause is determined that a violation of this subsection has occurred, the respective state attorney in the circuit in which the incident occurred shall be notified.

(g) *If an employee of the department, private provider, or private correctional facility who witnesses unlawful abuse or neglect or has reasonable cause to suspect that an inmate has been unlawfully abused or neglected, as the term "neglected" is defined in paragraph (b), fears retaliation by coworkers or supervisors if he or she submits a report as provided in paragraph (e), the employee may anonymously and confidentially report the inmate abuse or neglect directly to the department's Office of Inspector General.*

And the title is amended as follows:

Delete lines 71-75 and insert: correctional facilities; creating criminal penalties for employees who willfully or by culpable negligence withhold food and water and other essential services or fail to report the withholding of essential services; providing for anonymous reporting of

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Evers moved the following substitute amendment which was adopted:

Amendment 6 (636484) (with title amendment)—Delete lines 756-841 and insert:

(b)1. *An employee of the department, private provider, or private correctional facility who:*

a. *Willfully or by culpable negligence withholds food, water, clothing, shelter, supervision, medicine, or medical services from an inmate that a prudent person would consider essential for the well-being of the inmate; and*

b. *Causes the inmate to suffer great bodily harm, permanent disability, or permanent disfigurement by such action;*

commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

2. *This section does not preclude prosecution for a criminal act under any other law.*

(c)ⓔ1. As used in this paragraph, the term "sexual misconduct" means the oral, anal, or vaginal penetration by, or union with, the sexual organ of another or the anal or vaginal penetration of another by any other object, but does not include an act done for a bona fide medical purpose or an internal search conducted in the lawful performance of the employee's duty.

2. Any employee of the department or a private correctional facility as defined in s. 944.710 who engages in sexual misconduct with an inmate or an offender supervised by the department in the community,

without committing the crime of sexual battery, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3. The consent of the inmate or offender supervised by the department in the community to any act of sexual misconduct may not be raised as a defense to a prosecution under this paragraph.

4. This paragraph does not apply to any employee of the department or any employee of a private correctional facility who is legally married to an inmate or an offender supervised by the department in the community, nor does it apply to any employee who has no knowledge, and would have no reason to believe, that the person with whom the employee has engaged in sexual misconduct is an inmate or an offender under community supervision of the department.

(d)ⓔ Notwithstanding prosecution, any violation of the provisions of this subsection, as determined by the Public Employees Relations Commission, shall constitute sufficient cause under s. 110.227 for dismissal from employment with the department, and such person shall not again be employed in any capacity in connection with the correctional system.

(e)ⓔ Each employee who witnesses, or has reasonable cause to suspect, that an inmate or an offender under the supervision of the department in the community has been unlawfully abused or is the subject of sexual misconduct pursuant to this subsection shall immediately prepare, date, and sign an independent report specifically describing the nature of the force used or the nature of the sexual misconduct, the location and time of the incident, and the persons involved. The report shall be delivered to the inspector general of the department with a copy to be delivered to the warden of the institution or the regional administrator. The inspector general shall immediately conduct an appropriate investigation, and, if probable cause is determined that a violation of this subsection has occurred, the respective state attorney in the circuit in which the incident occurred shall be notified.

(f) *If an employee of the department, private provider, or private correctional facility who witnesses unlawful abuse or neglect or has reasonable cause to suspect that an inmate has been unlawfully abused or neglected, as prohibited by this section, fears retaliation by coworkers or supervisors if he or she submits a report as provided in this section, the employee may anonymously and confidentially report the inmate abuse or neglect directly to the department's Office of Inspector General.*

And the title is amended as follows:

Delete lines 71-75 and insert: correctional facilities; creating criminal penalties for employees who willfully or by culpable negligence withhold food and water and other essential services; providing for anonymous reporting of

Senator Evers moved the following amendment which was adopted:

Amendment 7 (469852) (with title amendment)—Delete line 883 and insert:
documentation. All nonreactionary use of force incidents using chemical agents shall be videotaped.

And the title is amended as follows:

Delete line 84 and insert: of chemical agents; requiring all nonreactionary use of force incidents using chemical agents be videotaped; amending s. 944.8041, F.S.;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gibson moved the following amendment which was adopted:

Amendment 8 (187270)—Delete lines 234-235 and insert:
be appointed in a manner that ensures equitable representation of different geographic regions and the ethnic diversity of this state. Each member of

Pursuant to Rule 4.19, **CS for SB 7020** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

CS for SB 540—A bill to be entitled An act relating to trust funds; creating s. 944.73, F.S.; creating the State-Operated Institutions Inmate Welfare Trust Fund within the Department of Corrections; providing a purpose; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 540** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

SB 450—A bill to be entitled An act relating to pain management clinics; amending ss. 458.3265 and 459.0137, F.S.; deleting provisions relating to the future repeal of those sections; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 450** was placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

SB 332—A bill to be entitled An act relating to nursing home facility pneumococcal vaccination requirements; amending s. 400.141, F.S.; requiring a resident of a licensed facility to be assessed for eligibility for pneumococcal vaccination or revaccination by a specified date and, if indicated, to be vaccinated or revaccinated by a specified date; deleting obsolete provisions; making technical changes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 332** was placed on the calendar of Bills on Third Reading.

On motion by Senator Braynon—

SB 456—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer's first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 456** was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for CS for CS for SB 296—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and the Legislature; specifying the contents of the report; adjusting the representation of certain areas of health care specialization and institutions in the membership of the council; adding an organization from which a representative may be selected to serve as a council member; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 296** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for CS for SB 342—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; requiring that the defendant receive a copy of the order of no contact prior to release; specifying acts prohibited by a no contact order; reenacting ss. 741.29(6), 784.046(13) and (15), and 901.15(13), F.S., relating to domestic violence, repeat, sexual, or dating violence, and arrest without a warrant, respectively, to incorporate the amendment made to s. 903.047, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 342** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

SB 7024—A bill to be entitled An act relating to the State Board of Administration; repealing s. 121.153, F.S., relating to restrictions on investments in institutions doing business in or with Northern Ireland; amending s. 218.421, F.S.; establishing conditions for the transfer of any residual balance in the Fund B Surplus Funds Trust Fund upon self-liquidation; specifying the method of calculating the payment amount to an entitled participant; requiring that additional income received after distribution of the residual balance be deposited in the Local Government Surplus Funds Trust Fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7024** was placed on the calendar of Bills on Third Reading.

On motion by Senator Ring—

CS for SB 7022—A bill to be entitled An act relating to individuals with disabilities; creating s. 17.68, F.S.; providing legislative findings; establishing the Financial Literacy Program for Individuals with Developmental Disabilities within the Department of Financial Services; requiring the department to develop and implement the program in consultation with specified stakeholders; providing for the participation of banks, credit unions, savings associations, and savings banks; requiring the program to provide information and other offerings on specified issues to individuals with developmental disabilities and employers in this state; requiring the department to establish on its website a clearinghouse for information regarding the program and to publish a brochure describing the program; requiring, by a specified date, qualified public depositories to make copies of the department's brochure available and provide a hyperlink on their websites to the department's website for the program; reordering and amending s. 110.107, F.S.; revising definitions and defining the term "individual who has a disability"; amending s. 110.112, F.S.; revising the state's equal employment opportunity policy to include individuals who have a disability; requiring each executive agency to annually report to the Department of Management Services regarding the agency's progress in increasing employment among certain underrepresented groups; revising the required content of the department's annual workforce report; requiring the department to develop and implement certain programs geared toward individuals who have a disability; requiring the department to develop training programs by a specified date; requiring each executive agency to develop a plan regarding the employment of individuals who have a disability by a specified date; requiring the department to report to the Governor and the Legislature regarding implementation; requiring the department to compile and post data regarding the hiring practices of executive agencies regarding the employment of individuals who have a disability; requiring the department to assist executive agencies in identifying strategies to retain employees who have a disability; requiring the department to adopt certain rules; specifying that the act does not create any enforceable right or benefit; amending s. 280.16, F.S.; requiring a qualified public depository to participate in the Financial Literacy Program for Individuals with Developmental Disabilities; amending s. 393.063, F.S.; revising the definition of the term "developmental disability" to include Down syndrome; creating the "Employment First Act"; providing legislative intent; providing a purpose; requiring specified state agencies and organizations to develop and

implement an interagency cooperative agreement; requiring the interagency cooperative agreement to provide the roles, responsibilities, and objectives of state agencies and organizations; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining terms; authorizing a business entity to apply to the department for designation; requiring the department to consider nominations of business entities for designation; requiring the department to adopt procedures for application and designation processes; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the department's website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department and CareerSource Florida, Inc., to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; providing report requirements; requiring the department to adopt rules; providing appropriations; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7022** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Lee, portions of Senate Rule 7.1 were waived and the following deadlines and policies were applied to **SB 2500** and **SB 2502** to be considered on the Special Order Calendar on Wednesday, April 1, 2015:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** is 1:30 p.m., Monday, March 30, 2015.
- The deadline for filing amendments to amendments and substitute amendments to amendments to **SB 2500** and **SB 2502** is 1:30 p.m., Tuesday, March 31, 2015.
- The amendment deadline for all other bills, including the conforming bills for the budget, on the Special Order Calendar will be governed by Rule 7.1, as usual.

On motion by Senator Simmons, the rules were waived and the time of adjournment was extended to 1:00 p.m.

On motion by Senator Thompson, by two-thirds vote **SR 1592** was withdrawn from further consideration.

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 Tuesday, March 24, 2015: **SM 866**, **CS for SB 584**, **SB 576**, **SB 578**, **SB 580**, **SB 582**, **CS for SB 7020**, **CS for SB 540**, **SB 450**, **SB 332**, **SB 456**, **CS for CS for CS for SB 296**, **CS for CS for CS for SB 342**, **SB 7024**, **CS for SB 7022**.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Community Affairs recommends the following pass: **SB 662**; **CS for SB 1054**

The Committee on Finance and Tax recommends the following pass: **SB 140**

The Committee on Health Policy recommends the following pass: **SB 728**; **CS for SB 784**

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

The Committee on Criminal Justice recommends the following pass: **SB 1016**; **SB 1106**; **SB 1270**

The bills were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Higher Education recommends the following pass: **SB 942**; **SB 1522**

The bills were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Health Policy recommends the following pass: **SB 486**; **SB 816**; **SB 1040**

The bills were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Health Policy recommends the following pass: **SB 1400**

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: **SB 1430**

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Agriculture recommends the following pass: **SB 902**

The Committee on Commerce and Tourism recommends the following pass: **SB 944**

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

The Committee on Criminal Justice recommends the following pass: **SB 180**

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

The Committee on Commerce and Tourism recommends the following pass: **SB 544**; **SB 858**

The bills were referred to the Committee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends the following pass: **CS for SB 42**; **CS for SB 842**; **CS for SB 1130**

The bills were referred to the Committee on Fiscal Policy under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1108; SB 1110

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SM 1422

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

The Committee on Banking and Insurance recommends the following pass: SB 1298

The Committee on Commerce and Tourism recommends the following pass: SB 982

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 534

The Committee on Finance and Tax recommends committee substitutes for the following: SB 142; SB 278; CS for SB 384; SB 686

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1318

The Committee on Criminal Justice recommends committee substitutes for the following: SB 372; SB 488; SB 1082; SB 1098; SB 1514

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1526

The bill with committee substitute attached was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 476

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 592

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 220

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1212

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1180

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

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1094

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1446; SB 7040

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 896

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 606; SB 682

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: SB 1214

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Juvenile Justice

Appointee: Daly, Christina K.

Pleasure of
Governor

Executive Director of Department of Law Enforcement

Appointee: Swearingen, Richard L.

Pleasure of
Governor
and Cabinet

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of State

Appointee: Detzner, Kenneth W.

Pleasure of
Governor

The Committee on Higher Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida Atlantic University	
Appointee: Feingold, Jeffrey P.	01/06/2020
Board of Trustees, Florida Gulf Coast University	
Appointee: Grady, Thomas R.	01/06/2016
Board of Trustees, Florida Polytechnic University	
Appointee: O'Malley, Thomas D., Sr.	06/30/2015
Board of Trustees, University of Florida	
Appointee: Stern, Robert Gary	01/06/2020

The Committee on Regulated Industries recommends that the Senate confirm the following appointment made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of the Department of the Lottery	
Appointee: O'Connell, Cynthia F.	Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

SR 1584—was adopted this day.

Senate Resolutions 1586-1596—Not introduced.

SR 1598—was adopted this day.

SR 1600—Not introduced.

SR 1602—was adopted this day.

Senate Resolutions 1604-1608—Not introduced.

SR 1610—was adopted this day.

By Senator Detert—

SB 1612—A bill to be entitled An act relating to public records; amending s. 943.0584, F.S., relating to nonjudicial expunction of criminal history records; providing an exemption from public records requirements for specified records that have been approved for nonjudicial expunction; amending s. 943.0585, F.S., relating to court-ordered expunction of criminal history records; providing an exemption from public records requirements for criminal history records related to a withhold of adjudication that have been expunged; amending s. 943.059, F.S., relating to nonjudicial sealing of criminal history records; providing an exemption from public records requirements for a record related to a withhold of adjudication or nonviolent misdemeanor conviction that has been approved for a nonjudicial sealing; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Finance and Tax; and Senator Dean—

CS for SB 142—A bill to be entitled An act relating to nonresidential farm buildings; amending s. 604.50, F.S.; exempting nonresidential farm buildings, farm fences, and farm signs that are located on lands used for bona fide agricultural purposes from any county or municipal special assessment, including a dependent special district assessment; providing an exception; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Transportation; and Senator Simpson—

CS for CS for SB 220—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; providing for an appeal to the board for an excess weight citation under certain circumstances; providing for citation revocation by the board; revising the membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing for terms of the additional members; providing qualifications for such members; providing for removal of members by the Governor under certain circumstances; providing for action by a quorum of the board; requiring the Department of Transportation to provide space and video conference capability at each district office to enable a person requesting a hearing to appear remotely before the board; requiring that the additional appointments be made by a specified date; providing effective dates.

By the Committee on Finance and Tax; and Senator Diaz de la Portilla—

CS for SB 278—A bill to be entitled An act relating to downtown development districts; creating s. 189.056, F.S.; providing legislative intent; authorizing the governing body of a municipality with a certain population and located within a certain county to levy an ad valorem tax on all real and personal property in a downtown development district to finance the operation of the district; limiting the tax to a specified percentage; providing for limitation of the district's millage; providing an effective date.

By the Committee on Criminal Justice; and Senator Dean—

CS for SB 372—A bill to be entitled An act relating to confidential informants; amending s. 914.28, F.S.; requiring a law enforcement agency that uses confidential informants to adopt policies and procedures providing reasonable protective measures; requiring such agencies to provide certain prospective and current confidential informants with information on substance abuse treatment options that may be available; requiring that the policies and procedures provide general guidelines for the management and safety of confidential informants and training requirements for certain agency personnel; revising factors used in assessing a person's suitability as a confidential informant; requiring a law enforcement agency that solicits a person to act as a confidential informant to provide them with the opportunity to consult with legal counsel before signing a Substantial Assistance Agreement; authorizing such agencies to advise prospective confidential informants that they may waive that right; prohibiting a person under 18 years of age from participating in certain activities without written parental or guardian consent; allowing such person to provide confidential information to a law enforcement agency; prohibiting a person who is receiving certain substance abuse treatment from participating in certain activities; allowing such person to provide confidential information to a law enforcement agency; prohibiting a person who is under the jurisdiction of a drug court program from participating in certain activities without the consent of the state attorney assigned to the drug court program; requiring a law enforcement agency to report a drug court participant it believes has violated any drug court rules to the state attorney; requiring a law enforcement agency to annually collect and submit confidential informant data to the Department of Law Enforcement; prohibiting such data from disclosing certain information; specifying information required to be submitted to the department; requiring the department to

make such data publicly available by a specified date; providing penalties; providing an effective date.

By the Committees on Finance and Tax; and Commerce and Tourism; and Senator Garcia—

CS for CS for SB 384—A bill to be entitled An act relating to the Small Business Saturday sales tax holiday; providing a definition for the term “small business”; providing that the tax levied under ch. 212, F.S., may not be collected on the sale of certain tangible personal property by a small business during a specified period under certain circumstances; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 476—A bill to be entitled An act relating to mental health; amending s. 394.455, F.S.; redefining the term “psychiatric nurse”; amending s. 394.463, F.S.; adding a psychiatric nurse as a person at a receiving facility authorized to perform a required examination of certain patients; prohibiting the release of a patient from a receiving facility that is owned or operated by a hospital or health system without specified approvals; authorizing the release of a patient by a psychiatric nurse under certain circumstances; prohibiting a psychiatric nurse from releasing a patient if the involuntary examination was initiated by a psychiatrist without the psychiatrist’s approval; providing an effective date.

By the Committee on Criminal Justice; and Senator Detert—

CS for SB 488—A bill to be entitled An act relating to expunging and sealing criminal history records; amending s. 943.0515, F.S.; reducing the number of years that the Criminal Justice Information Program must retain certain minor offenders’ criminal history records; creating s. 943.0584, F.S.; establishing a nonjudicial expunction process within the Department of Law Enforcement for specified criminal history records; specifying types of records eligible for the process; providing exceptions to eligibility; establishing an application process and requiring that specified documentation be submitted; requiring a sworn statement from the petitioner; providing a criminal penalty for perjury on such sworn statement; specifying how the nonjudicial expunction must be processed; providing that an expunction under this section has the same effect as an expunction under s. 943.0585, F.S.; amending s. 943.0585, F.S.; providing jurisdiction of the courts over expunction procedures; specifying types of records that are eligible for court-ordered expunction; providing limitations as to when a court may expunge specified records; requiring specified documentation be submitted to the Department of Law Enforcement when seeking a certificate of eligibility for court-ordered expunction; specifying the documentation that must be submitted to the court with a petition to expunge; requiring a sworn statement from the petitioner; providing a criminal penalty for perjury on such sworn statements; providing guidelines for the processing of an order to expunge; providing the effect of the order to expunge on the criminal history record; requiring criminal justice agencies to destroy copies of records that have been expunged; specifying exceptions to the confidential and exempt status of an expunged criminal history record; specifying that a right to expunction is not created under this act; amending s. 943.059, F.S.; establishing a nonjudicial process within the Department of Law Enforcement for the sealing of specified records; specifying records that are eligible for the process; providing exceptions to eligibility and limitations on sealing of records; establishing an application process and requiring the submission of specified documentation; requiring a sworn statement from the petitioner; providing a criminal penalty for perjury on such sworn statement; specifying how the nonjudicial sealing must be processed; providing for the effect of a record that has been sealed under this section; amending ss. 776.09, 790.23, 943.0582, 948.08, 948.16, 961.06, 985.04, 985.045, and 985.345, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Latvala—

CS for SB 534—A bill to be entitled An act relating to human trafficking; creating s. 787.08, F.S.; requiring the Department of Transportation and certain employers to display human trafficking public

awareness signs at specified locations; providing civil penalties for violations; requiring the Attorney General, in consultation with certain others, to develop specifications for the form and content of such signs; providing sign requirements; providing that the Attorney General is responsible for enforcement; requiring rulemaking; providing an effective date.

By the Committee on Community Affairs; and Senator Sobel—

CS for SB 592—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; prohibiting a technical amendment to the Florida Building Code adopted by a local government from being rendered void in certain circumstances; providing an effective date.

By the Committee on Finance and Tax; and Senator Lee—

CS for SB 686—A bill to be entitled An act relating to military housing ad valorem tax exemptions; amending s. 196.199, F.S.; providing that certain leasehold interests and improvements to land owned by the United States, a branch of the United States Armed Forces, or any agency or quasi-governmental agency of the United States are exempt from ad valorem taxation under specified circumstances; providing that such leasehold interests and improvements are entitled to an exemption from ad valorem taxation without an application being filed for the exemption or the property appraiser approving the exemption; providing nonapplicability of provisions to transient public lodging establishments; providing that existing agreements to provide municipal services by municipalities or counties are not affected; providing retroactive applicability; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 896—A bill to be entitled An act relating to the location of utilities; amending s. 125.42, F.S.; authorizing the board of county commissioners to grant a license to work on or operate communications services within the right-of-way limits of certain county or public highways or roads; conforming a cross-reference; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce rules or regulations regarding placing and maintaining specified structures within the right-of-way limits of roads or publicly owned rail corridors under their respective jurisdictions; prohibiting a municipality or county from requiring a utility to provide proprietary maps of facilities under certain circumstances; prohibiting a municipality or county from requiring a provider of communications services to provide proprietary maps of facilities under certain circumstances; amending s. 337.403, F.S.; requiring a utility owner, under certain circumstances, to initiate at its own expense the work necessary to alleviate an interference to a public road or publicly owned rail corridor which is caused by a utility if it is placed within the right-of-way limits of the public road or publicly owned rail corridor; requiring an authority or an entity other than the authority to bear the costs of relocating a utility in certain circumstances; requiring the authority to bear the cost of the utility work necessary to eliminate an unreasonable interference if the utility is located within a certain utility easement; conforming a cross-reference; providing legislative findings; providing an effective date.

By the Committee on Criminal Justice; and Senators Altman, Soto, and Gibson—

CS for SB 1082—A bill to be entitled An act relating to juvenile justice; amending s. 985.265, F.S.; deleting provisions requiring the court to order the delivery of a child to a jail or other facility intended or used to detain adults; amending s. 985.557, F.S.; revising the circumstances under which the state attorney is authorized to file an information when a child of a certain age range commits or attempts to commit specified crimes; deleting a requirement that a state attorney file an information under certain circumstances; revising the effects of the direct filing of a child; prohibiting the transfer of a child under certain circumstances based on the child’s competency; requiring the court to consider certain factors after a written request is made for a hearing; authorizing the court, based on these factors, to waive the case back to juvenile court; requiring the Department of Juvenile Justice to collect

specified data under certain circumstances; requiring the department to provide an annual report to the Legislature; amending s. 985.56, F.S.; revising the age of a child who is subject to the jurisdiction of a court for certain crimes; prohibiting the transfer of a child under certain circumstances based on the child's competency; removing provisions regarding sentencing of a child; authorizing, rather than requiring, a court to transfer a child indicted under certain circumstances; amending s. 985.565, F.S.; revising the criteria in determining whether to impose juvenile or adult sanctions; requiring the adult court to render an order including specific findings of fact and the reasons for its decision; providing that the order is reviewable on appeal; requiring the court to consider any reports that may assist it; providing for the examination of the reports; revising how a child may be sanctioned under certain circumstances; removing a provision which requires a court to impose adult sanctions under certain circumstances; requiring the court to explain the basis for imposing adult sanctions; revising when juvenile sanctions may be imposed; amending s. 985.556, F.S.; conforming a cross-reference; reenacting s. 985.04(2), F.S., relating to oaths, records, and confidential information, to incorporate the amendments made to ss. 985.557, 985.56, and 985.565, F.S., in a reference thereto; reenacting ss. 985.15(1), 985.265(5), and 985.556(3), F.S., relating to filing decisions; detention transfer and release, education, and adult jails; and waiver of juvenile court jurisdiction and hearings, respectively, to incorporate the amendment made to s. 985.557, F.S., in references thereto; reenacting ss. 985.514(3) and 985.556(5)(a), F.S., relating to responsibility for cost of care and fees, and waiver of juvenile court jurisdiction and hearings, respectively, to incorporate the amendment made to s. 985.565, F.S., in references thereto; providing an effective date.

By the Committees on Community Affairs; and Banking and Insurance; and Senator Brandes—

CS for CS for SB 1094—A bill to be entitled An act relating to the peril of flood; amending s. 163.3178, F.S.; specifying requirements for the coastal management element required for a local government comprehensive plan; creating s. 472.0366, F.S.; defining terms; requiring a surveyor and mapper to complete an elevation certificate in accordance with a checklist developed by the Division of Emergency Management and to submit a copy of the elevation certificate to the division within a certain time after its completion; authorizing the redaction of certain personal information from the copy; amending s. 627.715, F.S.; authorizing flexible flood insurance; specifying coverage requirements; deleting a provision that prohibits supplemental flood insurance from including excess coverage over any other insurance covering the peril of flood; revising the information that must be prominently noted on a certain page of a flood insurance policy; requiring the Office of Insurance Regulation to require an insurer to provide appropriate credit to affected insureds if the office determines that a rate of the insurer is excessive or unfairly discriminatory; revising the notice that must be provided to and acknowledged by an applicant for flood coverage from an authorized or surplus lines insurer if the applicant's property is receiving flood insurance under the National Flood Insurance Program; allowing an authorized insurer to request a certification from the office which indicates that a policy, contract, or endorsement issued by the insurer provides coverage for the peril of flood which equals or exceeds the flood coverage offered by the National Flood Insurance Program; specifying requirements for such certification; authorizing such insurer or its agent to reference or include the certification in specified advertising, communications, and documentation; providing that misrepresenting that a flood policy, contract, or endorsement is certified is an unfair or deceptive act; providing an effective date.

By the Committee on Criminal Justice; and Senator Bradley—

CS for SB 1098—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding certain substances to the Schedule I list of controlled substances; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(1)(b), 458.3265(1)(e), 459.0137(1)(e), 782.04(1)(a) and (4), 893.0356(2)(a) and (5), 893.05(1), 893.12(2)(b)(c), and (d), 893.13(1)(a), (c), (d), (e), (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), 893.135(1)(k) and (l), and 921.0022(3)(b), (c), and (e), F.S., relating to the definitions used in ch. 39, F.S., driving under the influence, suspension of driver licenses, boating under the influence, drug-free workplace programs, pain-management clinics, murder, controlled substance analogs, practitioners and persons administering

controlled substances in their absence, contraband seizure and forfeiture, controlled substance offenses, offenses involving trafficking in controlled substances, and the offense severity ranking chart of the Criminal Punishment Code, respectively, to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

By the Committee on Health Policy; and Senators Latvala, Soto, and Diaz de la Portilla—

CS for SB 1180—A bill to be entitled An act relating to the practice of pharmacy; amending s. 465.027, F.S.; providing that the Florida Pharmacy Act and rules adopted under the act do not limit a veterinarian from engaging in an activity allowed under ch. 474; providing an effective date.

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

CS for SB 1212—A bill to be entitled An act relating to contracts for goods and services; creating s. 725.09, F.S.; prohibiting contracts for the sale or lease of consumer goods or services from waiving the right of the consumer to make certain statements; providing civil penalties; providing construction and applicability; providing an effective date.

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

CS for SB 1318—A bill to be entitled An act relating to state minimum wage; amending s. 448.110, F.S.; prohibiting an employer or any other party from knowingly procuring labor from any person with an intent to defraud or deceive such person; providing a penalty; providing an effective date.

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

CS for SB 1446—A bill to be entitled An act relating to public records; creating s. 570.077, F.S.; providing an exemption from public records requirements for criminal or civil intelligence or investigative information, or any other information, held by the Department of Agriculture and Consumer Services as part of an investigation with another state or federal regulatory, administrative, or criminal justice agency; providing exceptions to the public records exemption; providing applicability; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Flores—

CS for SB 1514—A bill to be entitled An act relating to offenses concerning racketeering and illegal debts; reordering and amending s. 895.02, F.S.; specifying the earliest date that incidents constituting a pattern of racketeering activity may have occurred; conforming a cross-reference; amending s. 895.05, F.S.; authorizing an investigative agency to institute a civil proceeding for forfeiture in a circuit court in certain circumstances; adding diminution in value as a ground for an action under certain circumstances; removing certain grounds for an action; authorizing a court to order the forfeiture of other property of the defendant up to the value of the unavailable property in certain circumstances; authorizing the Department of Legal Affairs to bring an action for certain violations to obtain specified relief, fees, and costs for certain purposes; providing for civil penalties for natural persons and other persons who commit certain violations; providing for deposit of moneys received for certain violations; authorizing a party to a specific civil action to petition the court for entry of a consent decree or for approval of a settlement agreement; providing requirements for such decrees or agreements; amending s. 895.06, F.S.; deleting the definition of "investigative agency" for purposes of provisions relating to civil investigative subpoenas; providing that a subpoena must be confidential for a specified time; restricting to whom the subpoenaed person or entity may disclose the existence of the subpoena; requiring certain information to be included in the subpoena; authorizing the investigative agency to apply for an order extending the amount of time the subpoena re-

mains confidential rather than having it extended by the court for a specified period; providing that the investigative agency has the authority to stipulate to protective orders with respect to documents and information submitted in response to a subpoena; amending s. 895.09, F.S.; conforming a cross-reference; providing for distribution of forfeiture proceeds to victims; amending ss. 16.56 and 905.34, F.S.; conforming cross-references; reenacting and amending s. 16.53, F.S., relating to the Department of Legal Affairs Trust Fund, to incorporate the amendment made by the act to s. 895.05, F.S., in references thereto; conforming a cross-reference; reenacting ss. 27.345(1) and 92.142(3), F.S., relating to the State Attorney RICO Trust Fund and witness pay, respectively, to incorporate the amendment made by the act to s. 895.05, F.S., in references thereto; providing an effective date.

By the Committee on Health Policy; and Senator Legg—

CS for SB 1526—A bill to be entitled An act relating to athletic trainers; amending s. 468.70, F.S.; revising legislative intent; amending s. 468.701, F.S.; revising definitions; amending s. 468.703, F.S.; deleting the requirement for the Governor to appoint the initial members of the Board of Athletic Training; amending s. 468.705, F.S.; revising the board's authorization to adopt certain rules relating to communication between an athletic trainer and a supervising physician; amending s. 468.707, F.S.; requiring certain applicants for licensure to submit fingerprints; revising requirements for licensure; authorizing the board to require a background screening for an applicant in certain circumstances; amending s. 468.709, F.S.; deleting the requirement for the board to establish an examination fee; amending s. 468.711, F.S.; revising continuing education requirements for license renewal; amending s. 468.713, F.S.; revising responsibilities of athletic trainers to include requirements that a trainer must practice under the direction of a physician; amending s. 468.715, F.S.; prohibiting sexual misconduct by an athletic trainer; amending s. 468.717, F.S.; prohibiting unlicensed persons from practicing athletic training or representing themselves as athletic trainers; prohibiting an unlicensed person from using specified titles; amending s. 468.719, F.S.; revising grounds for disciplinary action; amending s. 468.723, F.S.; providing exemptions; amending s. 456.0135, F.S.; revising general background screening provisions to include athletic trainers; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Transportation—

CS for SB 7040—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for e-mail addresses collected by the Department of Highway Safety and Motor Vehicles; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointee: Cecil-Van Den Heuvel, Denise J., West Palm Beach	10/31/2018

Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Trigueiro, Craig A., Lakewood Ranch	05/31/2018
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Board of Orthotists and Prosthetists Appointee: Gooljar, Ruphlal R., St. Augustine	10/31/2018
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Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
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Governing Board of the Northwest Florida Water Management District Appointee: Alter, John W., Malone	03/01/2019
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Referred to the Committees on Environmental Preservation and Conservation; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
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Adjutant General of Florida National Guard Appointee: Calhoun, Michael A., St. Augustine	Pleasure of Governor
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Referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 18 and March 23 were corrected and approved.

CO-INTRODUCERS

Senator Soto—SB 632, SB 1342

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 12:28 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 1 or upon call of the President.



Journal of the Senate

Number 6—Regular Session

Tuesday, March 31, 2015

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REPORTS OF COMMITTEES

The Committee on Commerce and Tourism recommends the following pass: CS for SB 968

The Committee on Finance and Tax recommends the following pass: SB 544

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 1144

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 368

The Committee on Community Affairs recommends the following pass: SB 164

The Committee on Criminal Justice recommends the following pass: SB 464; SB 804; SB 1174; SB 1534

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Judiciary recommends the following pass: SB 38

The bill was referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1138

The Committee on Judiciary recommends the following pass: CS for SB 286; SB 718

The bills contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 524

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Judiciary recommends the following pass: CS for SB 330

The bill was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1000

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

The Committee on Criminal Justice recommends the following pass: SB 1010

The Committee on Judiciary recommends the following pass: SB 26

The Committee on Transportation recommends the following pass: SB 788

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

The Committee on Community Affairs recommends the following pass: SB 752

The bill was referred to the Committee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 768

The Committee on Community Affairs recommends the following pass: SB 1430

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

The Committee on Ethics and Elections recommends the following pass: SB 984

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

The Committee on Community Affairs recommends the following pass: SB 238

The Committee on Criminal Justice recommends the following pass: SB 732

The Special Master on Claim Bills recommends the following pass: SB 30 with 1 amendment; SB 44; SB 78

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

The Committee on Criminal Justice recommends the following pass: SB 902

The bill was referred to the Committee on Regulated Industries under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 378

The Committee on Commerce and Tourism recommends the following pass: CS for SB 806; CS for SB 916

The Committee on Criminal Justice recommends the following pass: SB 944

The Committee on Finance and Tax recommends the following pass: SB 404

The Committee on Governmental Oversight and Accountability recommends the following pass: SM 1422

The Committee on Judiciary recommends the following pass: CS for SB 856; CS for SB 1146

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

The Committee on Criminal Justice recommends the following pass: SB 1376

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

The Committee on Appropriations recommends the following pass: CS for SB 604; CS for SB 642; CS for CS for SB 778; SB 7038

The Committee on Fiscal Policy recommends the following pass: CS for SB 172; SB 184; CS for SB 224; CS for SB 260; SB 590; SB 694; CS for SB 1060; SB 7014

The Committee on Judiciary recommends the following pass: SB 168

The Committee on Rules recommends the following pass: CS for SB 526; CS for SB 552; CS for SB 630; SB 672; SB 7016; SB 7032; CS for SB 7034

The bills were placed on the Calendar.

The Committee on Judiciary recommends a committee substitute for the following: SB 766

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

The Committee on Criminal Justice recommends committee substitutes for the following: CS for SB 390; SB 440; SB 1112; SB 1316

The Committee on Judiciary recommends committee substitutes for the following: SB 922; SB 1080; SB 1248

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Higher Education recommends committee substitutes for the following: SB 880; SB 938; SB 948; SB 1252

The bills with committee substitute attached were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1006

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 798

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1538

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 284; SB 918

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1304

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1032

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 80

The bill with committee substitute attached was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Judiciary recommends committee substitutes for the following: SB 70; SB 84

The Committee on Transportation recommends a committee substitute for the following: SB 1048

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 632

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 830; SB 968

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 244

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 510

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1372

The Committee on Health Policy recommends a committee substitute for the following: SB 1232

The Committee on Judiciary recommends a committee substitute for the following: SB 66

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

The Committee on Transportation recommends a committee substitute for the following: SB 908

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

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1102

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

The Committee on Health Policy recommends committee substitutes for the following: SB 738; SB 760

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1324; SB 1536

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 860

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1064; SB 1314

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 312

The Committee on Criminal Justice recommends a committee substitute for the following: SB 282

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1172

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 998

The Committee on Criminal Justice recommends a committee substitute for the following: SB 538

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 554

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

The Committee on Appropriations recommends committee substitutes for the following: SB 602; CS for SB 616; CS for SB 644; CS for SB 646; SB 802; SB 7044

The Committee on Fiscal Policy recommends a committee substitute for the following: CS for SB 1246

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

The Special Master on Claim Bills recommends the following not pass: SB 28; SB 62

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

The Committee on Community Affairs recommends the following not pass: CS for SB 934

The bill was laid on the table.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Criminal Justice recommends that the Senate confirm the following appointment made by the Governor and Cabinet:

Office and Appointment

*For Term
Ending*

Florida Commission on Offender Review

Appointee: Davison, Richard D.

06/30/2020

The Committee on Education Pre-K - 12 recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

State Board of Education

Appointee: Chartrand, Gary

12/31/2018

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Management Services

Appointee: Poppell, Patterson Chad

Pleasure of
Governor

The Committee on Health Policy recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Health Care Administration

Appointee: Dudek, Elizabeth

Pleasure of
Governor

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

*For Term
Ending*

Adjutant General of Florida National Guard

Appointee: Calhoun, Michael A.

Pleasure of
Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Appropriations—

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2015, and ending

June 30, 2016, and supplemental appropriations for the period ending June 30, 2015, to pay salaries and other expenses capital outlay-buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2502—A bill to be entitled An act relating to implementing the 2015-2016 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language, notwithstanding other provisions of law; amending s. 1013.64, F.S.; revising the basis for allocating fixed capital outlay funds for existing satisfactory facilities; providing the required ad valorem tax millage contribution by certain district school boards for funded construction projects; amending s. 1011.62, F.S.; requiring supplemental academic instruction categorical funds and research-based reading instruction allocation funds to be used by a school district with at least one of certain lowest-performing elementary schools for additional intensive reading instruction at such school during the summer program in addition to the school year; providing that the additional instruction requirements continue in the subsequent year for certain students; revising the funding of full-time equivalent values for students who earn CAPE industry certifications through dual enrollment; increasing the bonus awarded to teachers who provided instruction in courses that led to certain CAPE industry certifications; specifying a maximum bonus amount per teacher per school year; revising the calculation of the discretionary millage compression supplement amount; revising the computation of district sparsity index for districts with a specified full-time equivalent student membership; deleting obsolete language; revising the calculation of the virtual education contribution; creating a federally connected student supplement for school districts; specifying eligibility requirements and calculations for the supplement; amending s. 1011.71, F.S.; conforming a cross-reference; authorizing enterprise resource software to be acquired by certain fees and agreements; requiring the Board of Governors and the State Board of Education to base state performance funds for the State University System and the Florida College System, respectively, on specified metrics adopted by each board; specifying allocation of the funds; requiring certain funds to be withheld from an institution based on specified performance; requiring the boards to submit reports by a specified time to the Governor and the Legislature; incorporating by reference certain calculations for the Medicaid Low-Income Pool and Disproportionate Share Hospital programs; requiring the Agency for Health Care Administration to retroactively adjust hospital payment rates to align payments with available intergovernmental transfer funding under certain circumstances; amending s. 20.435, F.S.; revising the authorized uses of funding in the Medical Quality Assurance Trust Fund; prioritizing which categories of individuals on the wait list of the Agency for Persons with Disabilities shall be offered slots in the Medicaid home and community-based waiver programs; requiring the agency to allow an individual to receive waiver services if his or her parent or guardian is an active duty servicemember transferred to Florida and previously received these services in another state; providing that individuals remaining on the wait list are not entitled to a hearing in accordance with federal law or administrative proceeding under state law; amending s. 296.37, F.S.; requiring certain residents of a veterans' nursing home to contribute to his or her maintenance and support; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to reflect certain enrollment changes within the Children's Medical Services network; providing that certain funds provided for training purposes shall be allocated to community-based lead agencies based on a training needs assessment conducted by the Department of Children and Families; amending s. 216.262, F.S.; authorizing the Department of Corrections under certain circumstances to submit a budget amendment for additional positions; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; authorizing a municipality to expend funds from its special law enforcement trust fund to reimburse the municipality's general fund for moneys advanced from the general fund before a certain date; amending s. 215.18, F.S.; providing for trust fund loans to the state

court system sufficient to meet its appropriation; providing procedures for accessing and repaying the loan; directing the Department of Management Services to use tenant broker services to renegotiate or reprocure leases for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature; reenacting s. 624.502, F.S., relating to the deposit of fees for service of process made upon the Chief Financial Officer or Office of Insurance Regulation; providing for deposit of such fees into the Administrative Trust Fund rather than the Insurance Regulatory Trust Fund; authorizing the Agency for Persons with Disabilities, the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Fish and Wildlife Commission, and the Department of State to submit a budget amendment to realign funding, to increase certain budget authority from trust funds, or to transfer trust funds in order to implement specified law; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain small counties for waste tire and litter prevention, recycling education, and solid waste programs; amending s. 259.105, F.S.; providing that certain funds in the Florida Forever Trust Fund shall be distributed to only the Division of State Lands within the Department of Environmental Protection for the Board of Trustees Florida Forever Priority List land acquisition projects; amending s. 216.181, F.S.; authorizing the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects; providing direction to agencies for submitting budget amendments; amending s. 215.18, F.S.; authorizing the Governor, if there is a specified deficiency in the Land Acquisition Trust Fund in the Department of Environmental Protection, to transfer funds from other trust funds in the State Treasury as a temporary loan to the Land Acquisition Trust Fund; providing procedures for such transfer and the repayment of the loan; providing a legislative determination that the repayment of the temporary loan is a constitutionally allowable use of such moneys; amending s. 376.307, F.S.; authorizing moneys in the Water Quality Assurance Trust Fund to be used for the payment of debt service on, or to fund other amounts payable with respect to, certain bonds issued before a specified date by the South Florida Water Management District and St. Johns River Water Management District; authorizing the Department of Highway Safety and Motor Vehicles to extend its existing contract for driver license equipment and consumables under specified circumstances; amending s. 339.135, F.S.; requiring the Department of Transportation to use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; prohibiting these funds from causing the deferral, deletion, or reduction of other funded existing projects; reenacting s. 341.302(10), F.S., relating to the rail program; revising provisions related to the Department of Transportation's responsibilities for requiring and administering quiet zones as part of the statewide rail program; amending s. 339.2816, F.S.; authorizing certain funds from the State Transportation Trust Fund to be used for the Small County Road Assistance Program; reenacting s. 216.292(2)(a), F.S., relating to exceptions for nontransferable appropriations; removing a restriction on the type of review a legislative appropriations committee may make when reviewing certain notices of proposed transfers by state agencies; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; authorizing the transfer of unappropriated cash balances to the general revenue or budget stabilization funds from certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds between agencies in order to allocate a reduction relating to SUNCOM Network services; reenacting s. 110.12315, F.S., relating to the state employees' prescription drug program; requiring a 90-day supply limit for main-

tenance prescription drug purchases; requiring the Department of Management Services to negotiate the pharmacy dispensing fee; revising pharmacy reimbursement rates; requiring the department to maintain the preferred brand name drug list and maintenance drug list; specifying the requirements for filling certain types of prescriptions; specifying prescription drug copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2506—A bill to be entitled An act relating to the judiciary; creating s. 25.025, F.S.; establishing the headquarters of the Supreme Court; authorizing a Supreme Court Justice to designate a district court of appeal courthouse, a county courthouse, or any other facility in his or her county of residence as his or her official headquarters; providing that the official headquarters may serve as the justice's private chambers only; providing for a justice to receive subsistence and transportation reimbursement relating to travel to the headquarters of the Supreme Court under certain circumstances; providing for implementation; providing that a county is not required to provide space in a county courthouse to a justice; authorizing a county to enter into a specified agreement with the Supreme Court; prohibiting the Supreme Court from using state funds to lease space in a district court of appeal courthouse, county courthouse, or other facility to allow a justice to establish an official headquarters; amending s. 35.05, F.S.; authorizing a district court of appeal judge to designate a county courthouse or other facility in his or her county of residence as his or her official headquarters; providing that the official headquarters may serve as the judge's private chambers only; providing for a district court of appeal judge to receive reimbursement for transportation expenses relating to travel to the headquarters of the district court of appeal under certain circumstances; providing for implementation; providing that a county is not required to provide space in a county courthouse to a district court of appeal judge; authorizing a county to enter into a specified agreement with a district court of appeal; prohibiting a district court of appeal from using state funds to lease space in a county courthouse or other facility to allow a judge to establish an official headquarters; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2508—A bill to be entitled An act relating to education; amending s. 1001.7065, F.S.; requiring a state research university to enter into and maintain a formal agreement with a specified organization to offer college-sponsored merit scholarship awards as a condition of designation as a preeminent state research university; specifying that continuation of a state research university's institute for online learning is contingent on the university entering into and maintaining such an agreement; amending s. 1009.893, F.S., changing the name of the "Florida National Merit Scholar Incentive Program" to the "Benacquisto Scholarship Program"; providing that a student who receives the scholarship award under the program be referred to as a Benacquisto Scholar; conforming provisions to changes made by the act; amending s. 1011.61, F.S.; revising the term "full-time student" for the purposes of the Florida Education Finance Program; amending s. 1011.62, F.S.; requiring supplemental academic instruction categorical funds and research-based reading instruction allocation funds to be used by a school district with at least one of certain lowest-performing elementary schools for additional intensive reading instruction at such school during the summer program in addition to the school year; providing that the additional

instruction requirements continue in the subsequent year for certain students; revising the funding of full-time equivalent values for students who earn CAPE industry certifications through dual enrollment; increasing the bonus awarded to teachers who provided instruction in courses that led to certain CAPE industry certifications; specifying a maximum bonus amount per teacher per school year; revising the calculation of the discretionary millage compression supplement amount; revising the computation of district sparsity index for districts with a specified full-time equivalent student membership; deleting obsolete language; revising the calculation of the virtual education contribution; creating a federally connected student supplement for school districts; specifying eligibility requirements and calculations for the supplement; amending s. 1011.71, F.S.; a conforming a cross-reference; authorizing enterprise resource software to be acquired by certain fees and agreements; amending s. 1012.71, F.S.; requiring a classroom teacher to provide the school district with receipts for the expenditure of certain funds; requiring the Board of Governors and the State Board of Education to base state performance funds for the State University System and the Florida College System, respectively, on specified metrics adopted by each board; specifying allocation of the funds; requiring certain funds to be withheld from an institution based on specified performance; requiring the boards to submit reports by a specified time to the Governor and the Legislature; requiring the boards to adopt rules; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2510—A bill to be entitled An act relating to the Florida Business Information Portal; creating s. 20.166, F.S.; establishing the Florida Business Information Portal within the Department of Business and Professional Regulation; requiring the department, in collaboration with specified state agencies, to implement the portal by a specified date; specifying the contents of the portal; requiring designated state agencies to cooperate with the department in the development, implementation, and updates of the portal; authorizing the Department of Business and Professional Regulation to contract for services to develop the portal; repealing s. 215.1995, F.S., relating to the One-Stop Business Registration Portal Clearing Trust Fund; repealing s. 288.109, F.S., relating to the One-Stop Business Registration Portal; providing procedures for the termination of the trust fund; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2512—A bill to be entitled An act relating to Medicaid; amending s. 395.602, F.S.; revising the term "rural hospital"; amending s. 409.908, F.S.; deleting provisions that authorized the agency to receive funds from certain state entities, local governments, and other political subdivisions for a specific purpose; providing that the Agency for Health Care Administration is authorized to receive intergovernmental transfers of funds from governmental entities for specified purposes; requiring the agency to seek Medicaid waiver authority for the use of local intergovernmental transfers under certain parameters; revising the list of provider types that are subject to certain statutory provisions relating to the establishment of rates; amending s. 409.909, F.S.; revising definitions; altering the annual allocation cap for hospitals participating in the Statewide Medicaid Residency Program; creating the Graduate Medical Education Startup Bonus Program; providing allocations for the program; amending s. 409.911, F.S.; updating references to data used for calculating disproportionate share program payments to certain hospitals for the 2015-2016 fiscal year; repealing s. 409.97, F.S., relating to state and local Medicaid partnerships; amending s. 409.983, F.S.; providing parameters for the reconciliation of managed care plan payments in the long-term care managed care program; amending s. 408.07, F.S.; conforming a cross-reference; creating s. 409.720, F.S.; providing a short title; creating s. 409.721, F.S.; creating the Florida Health Insurance Affordability Exchange Program or FHIAX in the Agency for Health Care Administration; providing program authority and principles; creating s. 409.722, F.S.; defining terms; creating s. 409.723, F.S.; providing eligibility and enrollment criteria; providing patient rights and responsibilities; providing premium levels; creating s. 409.724, F.S.; providing for premium credits and choice counseling; establishing an education campaign; providing for customer support and disenrollment; creating s. 409.725, F.S.; providing for available products and services; creating s. 409.726, F.S.; providing for program accountability; creating s. 409.727,

F.S.; providing an implementation schedule; creating s. 409.728, F.S.; providing program operation and management duties; creating s. 409.729, F.S.; providing for the development of a long-term reorganization plan and the formation of the FHIX Workgroup; creating s. 409.730, F.S.; authorizing the agency to seek federal approval; creating s. 409.731, F.S.; providing for program expiration; repealing s. 408.70, F.S., relating to legislative findings regarding access to affordable health care; amending s. 408.910, F.S.; revising legislative intent; redefining terms; revising the scope of the Florida Health Choices Program and the pricing of services under the program; providing requirements for operation of the marketplace; providing additional duties for the corporation to perform; requiring an annual report to the Governor and the Legislature; amending s. 409.904, F.S.; establishing a date when new enrollment in the Medically Needy program is suspended; providing an expiration date for the program; amending s. 624.91, F.S.; revising eligibility requirements for state-funded assistance; revising the duties and powers of the Florida Healthy Kids Corporation; revising provisions for the appointment of members of the board of the Florida Healthy Kids Corporation; requiring transition plans; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 2514—A bill to be entitled An act relating to allocation of funds for community-based care lead agencies; amending s. 409.991, F.S.; revising the equity allocation model for funding community-based care lead agencies; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 7054—A bill to be entitled An act relating to the Department of Transportation; amending s. 320.072, F.S.; revising the distribution of revenues from additional fees imposed on certain motor vehicle registration transactions; providing for the use of moneys from such distribution by the department; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; providing legislative findings and intent; providing descriptions and components of the network; providing for the planning, development, operation, and maintenance of the network; requiring funding to be allocated to the Florida Shared-Use Nonmotorized Trail Network in the program and resource plan of the department; authorizing memoranda of agreement and contracts for maintaining the network; authorizing the department to adopt rules; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Governmental Oversight and Accountability—

SB 7056—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising the deadline to propose rules implementing new laws; amending s. 120.74, F.S.; revising requirements for the annual review of agency rules; providing procedures for preparing and publishing regulatory plans; specifying requirements for such plans; requiring publication by specified dates of notices of rule development and of proposed rules necessary to implement new laws; providing for suspension of an agency's rulemaking authority under certain circumstances; providing for applicability; repealing s. 120.7455, F.S., relating to legislative survey of regulatory impacts; providing for rescission of the suspension of rulemaking authority made under s. 120.745, F.S.; providing effective dates.

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

By the Committee on Governmental Oversight and Accountability—

SB 7058—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising requirements for the content of notices of rule development; revising the scope of public workshops to include information gathering for the preparation of statements of es-

timated regulatory costs; revising requirements for notices of proposed rules; requiring certain materials incorporated by reference to be accessible online at time of notice of proposed rule; authorizing electronic delivery of notices to persons who have requested advance notice of agency rulemaking proceedings; revising requirements for an agency's filing of specified information with the Administrative Procedures Committee; creating a presumption of adverse impact on small business in specified circumstances; requiring certain agency personnel to attend public hearings on proposed rules; requiring an agency to publish a notice of convening a separate proceeding in certain circumstances; tolling rulemaking deadlines during such separate proceedings; revising requirements for the contents of a notice of change; amending s. 120.541, F.S.; revising requirements for substantially affected persons to submit proposals for lower cost regulatory alternatives to a proposed rule following a notice of change; revising requirements for an agency's consideration of such lower cost regulatory alternatives; providing for an agency's revision and publication of a revised statement of estimated regulatory costs in response to such lower cost regulatory alternatives; requiring the agency to provide specified documents on a website under specific circumstances; deleting the definition of the term "transactional costs"; providing additional requirements for the calculation of estimated regulatory costs; amending s. 190.005, F.S.; requiring a petition to include a statement explaining the prospective economic impact of the establishment of a proposed community development district; providing an effective date.

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

By the Committee on Environmental Preservation and Conservation—

SB 7060—A bill to be entitled An act relating to ratification of Department of Environmental Protection rules; ratifying a specified rule relating to liners and leachate collection systems for construction and demolition debris disposal facilities, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds of likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Environmental Preservation and Conservation—

SB 7062—A bill to be entitled An act relating to ratification of Department of Environmental Protection rules; ratifying a specified rule relating to minimum flows and levels and recovery and prevention strategies, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Ethics and Elections—

SB 7064—A bill to be entitled An act relating to elections; creating s. 97.0525, F.S.; requiring the Division of Elections of the Department of State to develop an online voter registration system; providing application and security requirements; requiring the system to compare information submitted online with Department of Highway Safety and Motor Vehicles records; providing for the disposition of voter registration applications; requiring system compliance with federal accessibility provisions; providing for construction; requiring the division to report to the Legislature regarding online voter registration implementation by a specified date; amending s. 97.0535, F.S.; revising forms of acceptable identification for certain voter registration applicants; amending s. 98.077, F.S.; revising the time by which updates of voter signatures must be received by the supervisor of elections; removing the requirement that a voter signature on file at the start of the canvassing of absentee ballots be used for signature verification on absentee and provisional ballot certificates; amending s. 101.001, F.S.; revising requirements for pre-

cinct boundaries as of a specified date; amending s. 101.043, F.S.; authorizing additional forms of acceptable voter identification at a polling place or early voting site; amending s. 101.20, F.S.; authorizing a sample ballot to be mailed to certain electors in lieu of publication; amending s. 101.6102, F.S.; authorizing cities to conduct certain elections by mail if approved by the governing body and supervisor of elections; amending s. 101.62, F.S.; revising the time by which the supervisor must make certain absentee ballot information available; amending s. 101.65, F.S.; conforming a provision to changes made by the act; amending s. 101.657, F.S.; modifying timing requirements for designating early voting sites in special elections; amending ss. 101.68 and 101.6923, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By the Committee on Regulated Industries—

SB 7066—A bill to be entitled An act relating to low-THC cannabis; amending s. 381.986, F.S.; defining terms; revising the illnesses and symptoms for which a physician may order a patient the medical use of low-THC cannabis in certain circumstances; providing that a physician who improperly orders low-THC cannabis is subject to specified disciplinary action; revising the duties of the Department of Health; requiring the department to create a secure, electronic, and online compassionate use registry; requiring the department to begin to accept applications for licensure as a dispensing organization according to a specified application process; requiring the department to review all applications, notify applicants of deficient applications, and request any additional information within a specified period; requiring an application for licensure to be filed and complete by specified dates; providing for a lottery for licensure as a dispensing organization in certain circumstances; authorizing the department to issue additional licenses to qualified applicants in certain circumstances; providing an exemption for the application process; requiring the department to use an application form that requires specified information from the applicant; requiring the department to impose specified application fees; requiring the department to inspect each dispensing organization's properties, cultivation facilities, processing facilities, and retail facilities before those facilities may operate; authorizing followup inspections at reasonable hours; providing that licensure constitutes permission for the department to enter and inspect the premises and facilities of any dispensing organization; authorizing the department to inspect any licensed dispensing organization; requiring dispensing organizations to make all facility premises, equipment, documents, low-THC cannabis, and low-THC cannabis products available to the department upon inspection; authorizing the department to test low-THC cannabis or low-THC cannabis products; authorizing the department to suspend or revoke a license, deny or refuse to renew a license, or impose a maximum administrative penalty for specified acts or omissions; requiring the department to create a permitting process for vehicles used for the transportation of low-THC cannabis or low-THC cannabis products; authorizing the department to adopt rules as necessary for implementation of specified provisions and procedures, and to provide specified guidance; providing procedures and requirements for an applicant seeking licensure as a dispensing organization or the renewal of its license; requiring the dispensing organization to verify specified information of specified persons in certain circumstances; authorizing a dispensing organization to have cultivation facilities, processing facilities, and retail facilities; requiring a dispensing organization to provide the department with specified updated information within a specified period; authorizing a dispensing organization to transport low-THC cannabis or low-THC cannabis products in vehicles in certain circumstances; requiring such vehicles to be operated by specified persons in certain circumstances; requiring a fee for a vehicle permit; requiring the signature of the designated driver with a vehicle permit application; providing for expiration of the permit in certain circumstances; requiring the department to cancel a vehicle permit upon the request of specified persons; providing that the licensee authorizes the inspection and search of his or her vehicle without a search warrant by specified persons; requiring all low-THC cannabis and low-THC cannabis products to be tested by an independent testing laboratory before the dispensing organization may dispense it; requiring the independent testing laboratory to provide the lab results to the dispensing organization for a specified determination; requiring all low-THC cannabis and low-THC cannabis

products to be labeled with specified information before dispensing; requiring the University of Florida College of Pharmacy to establish and maintain a specified safety and efficacy research program; providing program requirements; requiring the department to provide information from the prescription drug monitoring program to the University of Florida as needed; requiring the Agency for Health Care Administration to provide access to specified patient records under certain circumstances; authorizing specified individuals to manufacture, possess, sell, deliver, distribute, dispense, and lawfully dispose of reasonable quantities of low-THC cannabis; authorizing a licensed laboratory and its employees to receive and possess low-THC cannabis in certain circumstances; providing that specified rules adopted by the department are exempt from the requirement to be ratified by the Legislature; amending s. 381.987, F.S.; requiring the department to allow specified persons engaged in research to access the compassionate use registry; amending s. 893.055, F.S.; providing that persons engaged in research at the University of Florida shall have access to specified information; amending s. 893.0551, F.S.; providing a specified public records exemption for persons engaged in research at the University of Florida; providing an effective date.

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

By the Committee on Appropriations—

SB 7068—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.455, F.S.; revising the definition of “mental illness” to include dementia and traumatic brain injuries; amending s. 394.492, F.S.; redefining the terms “adolescent” and “child or adolescent at risk of emotional disturbance”; creating s. 394.761, F.S.; requiring the Agency for Health Care Administration and the Department of Children and Families to develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care; establishing improved integration of behavioral health and primary care services through the development and effective implementation of coordinated care organizations as the primary goal of obtaining the additional funds; requiring the agency and the department to submit the written plan, which must include certain information, to the Legislature by a specified date; amending s. 394.875, F.S.; requiring that, by a specified date, the department modify certain licensure rules and procedures; providing requirements for providers; amending s. 394.9082, F.S.; revising Legislative findings and intent; redefining terms; requiring the managing entities, rather than the department, to develop and implement a plan with a certain purpose; requiring the regional network to offer access to certain services; requiring the plan to be developed in a certain manner; requiring the department to designate the regional network as a coordinated care organization after certain conditions are met; removing a provision providing legislative intent; requiring the department to contract with community-based managing entities for the development of specified objectives; removing duties of the department, the secretary of the department, and managing entities; removing a provision regarding the requirement of funding the managing entity's contract through departmental funds; removing legislative intent; requiring that the department's contract with each managing entity be performance based; providing for scaled penalties and liquidated damages if a managing entity fails to perform after a reasonable opportunity for corrective action; requiring the plan for the coordination and integration of certain services to be developed in a certain manner and to incorporate certain models; providing requirements for the department when entering into contracts with a managing entity; requiring the department to consider specified factors when considering a new contractor; revising the goals of the coordinated care organization; requiring a coordinated care organization to consist of a comprehensive provider network that includes specified elements; requiring that specified treatment providers be initially included in the provider network; providing for continued participation in the provider network; revising the network management and administrative functions of the managing entities; requiring that the managing entity support network providers in certain ways; authorizing the managing entity to prioritize certain populations when necessary; requiring that, by a certain date, a managing entity's governing board consist of a certain number of members selected by the managing entity in a specified manner; providing requirements for the governing board; removing departmental responsibilities; removing a reporting requirement; authorizing, rather than requiring, the department to adopt rules; creating s. 397.402, F.S.; requiring that the department modify certain

licensure rules and procedures by a certain date; providing requirements for a provider; amending s. 397.427, F.S.; removing provisions requiring the department to determine the need for establishing providers of medication-assisted treatment services for opiate addiction; removing provisions requiring the department to adopt rules; amending s. 409.967, F.S.; requiring that certain plans or contracts include specified requirements; amending s. 409.973, F.S.; requiring each plan operating in the managed medical assistance program to work with the managing entity to establish specific organizational supports and service protocols; amending s. 409.975, F.S.; revising the categories from which the agency must determine which providers are essential Medicaid providers; repealing s. 394.4674, F.S., relating to a plan and report; repealing s. 394.4985, F.S., relating to districtwide information and referral network and implementation; repealing s. 394.657, F.S., relating to county planning councils or committees; repealing s. 394.745, F.S., relating to an annual report and compliance of providers under contract with department; repealing s. 394.9084, F.S., relating to the Florida Self-Directed Care program; repealing s. 397.331, F.S., relating to definitions; repealing s. 397.333, F.S., relating to the Statewide Drug Policy Advisory Council; repealing s. 397.801, F.S., relating to substance abuse impairment coordination; repealing s. 397.811, F.S., relating to juvenile substance abuse impairment coordination; repealing s. 397.821, F.S., relating to juvenile substance abuse impairment prevention and early intervention councils; repealing s. 397.901, F.S., relating to prototype juvenile addictions receiving facilities; repealing s. 397.93, F.S., relating to children's substance abuse services and target populations; repealing s. 397.94, F.S., relating to children's substance abuse services and the information and referral network; repealing s. 397.951, F.S., relating to treatment and sanctions; repealing s. 397.97, F.S., relating to children's substance abuse services and demonstration models; amending ss. 397.321, 397.98, 409.966, 943.031, and 943.042, F.S.; conforming provisions and cross-references to changes made by the act; reenacting ss. 39.407(6)(a), 394.67(21), 394.674(1)(b), 394.676(1), 409.1676(2)(c), and 409.1677(1)(b), F.S., relating to the term "suitable for residential treatment" or "suitability," the term "residential treatment center for children and adolescents," children's mental health services, the indigent psychiatric medication program, and the term "serious behavioral problems," respectively, to incorporate the amendment made to s. 394.492, F.S., in references thereto; providing effective dates.

—was referred to the Committee on Children, Families, and Elder Affairs.

By the Committee on Appropriations—

SB 7070—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.453, F.S.; adding substance abuse impairment to a list of disorders for which the Legislature intends to develop treatment programs; providing that dignity and human rights are guaranteed to all individuals who are admitted to substance abuse facilities; amending s. 394.455, F.S.; defining and redefining terms; amending s. 394.457, F.S.; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; removing the department's responsibility for personnel standards; amending s. 394.4573, F.S.; redefining terms; adding substance abuse care as an element of the continuity of care management system that the department must establish; removing duties and measures of performance of the department regarding a continuity of care management system; amending s. 394.459, F.S.; extending a right to dignity to all individuals held for examination or admitted for mental health or substance abuse treatment; providing procedural requirements that must be followed to detain without consent an individual who has a mental illness or substance abuse impairment but who has not been charged with a criminal offense; providing that individuals held for examination or admitted for treatment at a facility have a right to certain evaluation and treatment procedures; removing provisions regarding express and informed consent for medical procedures requiring the use of a general anesthetic or electroconvulsive treatment; requiring facilities to have written procedures for reporting events that place individuals receiving services at risk of harm; requiring service providers to provide information concerning advance directives to individuals receiving services; amending s. 394.4597, F.S.; specifying certain persons who are prohibited from being selected as an individual's representative; providing certain rights for an individual's representative; amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as an individual's guardian advocate; providing guidelines for

decisions of guardian advocates; amending s. 394.4599, F.S.; adding health care surrogate or proxy to those individuals who have responsibilities to act on behalf of an individual admitted to a facility; amending s. 394.4615, F.S.; adding a condition under which the clinical record of an individual must be released to the state attorney; amending s. 394.462, F.S.; providing that a person in custody for a felony other than a forcible felony shall be transported to the nearest receiving facility for examination; providing that a law enforcement officer may transport an individual meeting the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility at the individual's request; amending s. 394.4625, F.S.; providing criteria for the examination and treatment of an individual admitted to a facility on voluntary status; providing criteria for the release or discharge of an individual on voluntary status; providing that an individual on voluntary status who is released or discharged and is currently charged with a crime shall be returned to the custody of a law enforcement officer; providing procedures for transferring an individual to voluntary status and transferring an individual to involuntary status; amending s. 394.463, F.S.; providing for the involuntary examination of a person for a substance abuse impairment; providing for the transportation of an individual for an involuntary examination; providing that a certificate for an involuntary examination must contain certain information; providing criteria and procedures for the release of an individual held for involuntary examination from receiving or treatment facilities; amending s. 394.4655, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary outpatient placement apply; providing guidelines for an attorney representing an individual subject to proceedings for involuntary outpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; requiring the court to consider certain information when determining whether to appoint a guardian advocate for the individual; requiring the court to inform the individual and his or her representatives of the individual's right to an independent expert examination with regard to proceedings for involuntary outpatient placement; amending s. 394.467, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary inpatient placement apply; adding addictions receiving facilities and detoxification facilities as identified receiving facilities; providing for first and second medical opinions in proceedings for placement for treatment of substance abuse impairment; providing guidelines for attorney representation of an individual subject to proceedings for involuntary inpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; setting standards for the court to accept a waiver of the individual's rights; requiring the court to consider certain testimony regarding the individual's prior history in proceedings; requiring the Division of Administrative Hearings to inform the individual and his or her representatives of the right to an independent expert examination; amending s. 394.4672, F.S.; providing authority of facilities of the United States Department of Veterans Affairs to conduct certain examinations and provide certain treatments; amending s. 394.875, F.S.; removing a limitation on the amount of beds in crisis stabilization units; transferring and renumbering s. 765.401, F.S.; transferring and renumbering s. 765.404, F.S.; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; specifying provisions that an advance directive may include; creating s. 765.406, F.S.; providing for execution of the mental health or substance abuse treatment advance directive; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment advance directive is valid upon execution even if a part of the advance directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the advance directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive exe-

cuted in another state if it complies with the laws of this state; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in four specified judicial circuits; providing eligibility criteria for participation in the pilot program; providing legislative intent concerning the training of judges; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature; amending ss. 39.407, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 395.0197, 395.1051, 397.311, 397.431, 397.702, 397.94, 402.3057, 409.1757, 409.972, 456.0575, 744.704, 765.101, 765.104 and 790.065, F.S.; conforming cross-references; repealing ss. 397.601, 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977, F.S.; providing an effective date.

—was referred to the Committee on Judiciary.

By the Committee on Transportation—

SB 7072—A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S., relating to requirements for requests to establish a specialty license plate; deleting application requirements; revising presale requirements; amending s. 320.08056, F.S.; deleting certain specialty license plates from the list of license plates for which an annual use fee must be collected; revising the minimum requirements to continue issuance of certain specialty plates; conforming cross-references; amending s. 320.08058, F.S.; deleting specified specialty license plates; revising provisions relating to specified specialty license plates; conforming cross-references; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; establishing an annual use fee for the plates; providing for distribution and use of fees collected from the sale of the plates; providing effective dates.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Legg—

CS for SB 66—A bill to be entitled An act for the relief of Ronald Miller by the City of Hollywood; providing for an appropriation to compensate him for injuries sustained as a result of the negligence of an employee of the City of Hollywood; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Flores—

CS for SB 70—A bill to be entitled An act for the relief of Amie Draiemann O'Brien, individually and as personal representative of the Estate of Christian Darby Stephenson, deceased, and for the relief of Hailey Morgan Stephenson and Christian Darby Stephenson II as surviving minor children of the decedent; providing an appropriation to compensate them for the wrongful death of Christian Darby Stephenson, which was due in part to the negligence of the Department of Transportation; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Flores—

CS for SB 80—A bill to be entitled An act for the relief of Michael and Patricia Rardin by the North Broward Hospital District; providing for an appropriation to compensate Michael and Patricia Rardin for injuries sustained as a result of the negligence of the North Broward Hospital

District; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Soto—

CS for SB 84—A bill to be entitled An act for the relief of Sharon Robinson, individually, as guardian of Mark Robinson, and as personal representative of the Estate of Matthew Robinson; authorizing the Central Florida Regional Transportation Authority to make an appropriation from funds of the authority not otherwise appropriated to compensate her and her son for the death of Matthew Robinson and for injuries and damages they sustained as a result of the negligence of the Central Florida Regional Transportation Authority as operator of Lynx buses; providing that the amount already paid by the authority and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of fees and costs; providing an effective date.

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

CS for SB 244—A bill to be entitled An act relating to volunteer rural firefighting; amending 633.102, F.S.; defining the term “volunteer rural firefighter”; amending 633.406, F.S.; authorizing the Division of State Fire Marshal within the Department of Financial Services to award a Volunteer Rural Firefighter Certificate of Completion; amending s. 633.408, F.S.; authorizing the division to establish by rule courses and course examinations to provide training required to obtain the certificate; providing requirements for the issuance of the certificate; requiring the division to award credit for certain courses as provided by rule adopted by the division; amending s. 633.412, F.S.; exempting applicants for certification as a volunteer rural firefighter from certain qualifications for firefighter certification; amending s. 633.414, F.S.; specifying requirements for the retention of the certificate; amending s. 633.416, F.S.; specifying the circumstances under which a fire service provider may retain the services of a volunteer firefighter; requiring a fire service provider to provide notice to the division regarding a decision to retain or not retain a volunteer rural firefighter; providing an effective date.

By the Committee on Criminal Justice; and Senator Hukill—

CS for SB 282—A bill to be entitled An act relating to tracking devices or tracking applications; creating s. 934.425, F.S.; defining terms; prohibiting the installation of a tracking device or tracking application without a person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions to the prohibition on installation of tracking devices or tracking applications; providing criminal penalties; providing an effective date.

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

CS for SB 284—A bill to be entitled An act relating to private property rights; amending s. 70.001, F.S.; revising the terms “property owner” and “real property”; authorizing a governmental entity to treat a written claim as pending litigation for purposes of holding certain meetings privately; providing that any settlement agreement reached between an owner and a governmental entity applies so long as the agreement resolves all issues; providing exceptions to the applicability of the Bert J. Harris, Jr., Private Property Rights Protection Act; creating s. 70.45, F.S.; defining terms; authorizing a property owner to bring an action for injunctive relief or the recovery of damages caused by a prohibited exaction; requiring a property owner to provide written notice of such action to the relevant governmental entity; authorizing the governmental entity to treat such claim as pending litigation for purposes of holding certain meetings privately; specifying the burdens of proof imposed on the governmental entity and the property owner in such action; authorizing the award of prejudgment interest and reasonable attorney fees and costs under specified circumstances; waiving the state's sovereign immunity for certain causes of action; amending s. 70.80, F.S.; specifying that an action for a prohibited exaction is not to be construed in pari materia with certain other actions; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Detert and Gaetz—

CS for SB 312—A bill to be entitled An act relating to restitution for juvenile offenses; amending s. 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.437, F.S.; requiring a child's parent or guardian, in addition to the child, to make restitution for damage or loss caused by the child's offense; providing for payment plans in certain circumstances; authorizing the parent or guardian to be absolved of liability for restitution in certain circumstances; authorizing the court to order restitution to be paid only by the parents or guardians who have current custody and parental responsibility of the child; specifying that the Department of Children and Families, foster parents, a facility registered under s. 409.176, F.S., and specified agencies contracted with the department are not guardians for purposes of restitution; amending s. 985.513, F.S.; removing duplicative provisions authorizing the court to require a parent or guardian to be responsible for any restitution ordered against the child; providing an effective date.

By the Committees on Criminal Justice; and Judiciary; and Senator Richter—

CS for CS for SB 390—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term "business entity"; amending s. 817.02, F.S.; providing for restitution to victims for certain victim out-of-pocket costs; providing for a civil cause of action for certain victims; creating s. 817.032, F.S.; defining the term "victim"; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing an exception; providing for verification of a victim's identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide or decline to provide information in certain circumstances; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; transferring, renumbering, and amending ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; clarifying provisions; amending s. 817.15, F.S.; substituting the term "business entity" for the term "corporation"; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term "business entity" for the term "corporation"; amending s. 817.40, F.S.; specifying that the term "misleading advertising" includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term "business entity" for the term "corporation"; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; amending s. 817.481, F.S.; clarifying provisions; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Bean—

CS for SB 440—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.701, F.S.; conforming a cross-reference to changes made by the act; amending s. 932.704, F.S.; requiring each state or local law enforcement agency that seizes property for the purpose of forfeiture to perform a specified periodic review at least annually; prohibiting certain compensation or benefit to any law enforcement officer

from being dependent upon attaining a quota of seizures; requiring a seizing agency to have certain written policies, procedures, and training to comply with specified legal requirements; requiring the probable cause for seizure to be promptly reviewed by supervisory personnel; requiring the seizing agency's legal counsel to be timely notified and conduct a specified review; requiring each seizing agency to have specified written policies and procedures for the prompt release of seized property under certain circumstances; requiring that settlement of any forfeiture actions be consistent with certain mandates and with the seizing agency's policy or directives; requiring specified training and maintenance of records for such training; creating s. 932.7061, F.S.; requiring each state or local law enforcement agency that seizes property for the purpose of forfeiture to complete an annual report; requiring certain information to be included in the annual report; requiring the report to be kept on file with the seizing agency for public access; amending ss. 322.34, 323.001, 328.07, and 817.625, F.S.; conforming cross-references; reenacting ss. 27.3451 and 874.08, F.S., relating to the State Attorney's Forfeiture and Investigative Support Trust Fund, and criminal gang activity, recruitment, and forfeiture, respectively, to incorporate the amendment made to s. 932.704, F.S., in references thereto; providing an effective date.

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

CS for SB 510—A bill to be entitled An act relating to the Miami-Dade County Lake Belt Area; amending s. 373.4149, F.S.; requiring amendments to local zoning and subdivision regulations concerning properties located within a certain area to be compatible with limestone mining activities; prohibiting amendments to local zoning and subdivision regulations which would result in an increase in residential density for certain property until there is no mining activity within a certain distance; amending s. 373.41492, F.S.; conforming a cross-reference; including water quality monitoring as an environmental purpose for which the per-ton mitigation fee may be applied; decreasing the amount of the per-ton mitigation fee for limerock and sand sold after certain dates; imposing an environmentally endangered lands fee; rescinding the water treatment plant upgrade fee; requiring the Department of Revenue to administer, enforce, and collect the environmentally endangered lands fee; adding water quality monitoring to the required uses for mitigation fee proceeds; removing a requirement that such uses be approved by the Miami-Dade County Lake Belt Mitigation Committee; requiring the environmentally endangered lands fee to be used solely for purposes related to wetland and threatened forest communities located in Miami-Dade County after proceeds are used for water treatment plant upgrades under certain conditions; reenacting s. 373.41495 (1), (2), and (3), F.S., relating to the Lake Belt Mitigation Trust Fund to incorporate the amendment made to s. 373.41492, F.S., in reference thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 538—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from electronically disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known that such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; exempting providers of specified services; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; reenacting s. 784.048(7), F.S., to incorporate the amendment made to s. 921.244, F.S., in a reference thereto; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senator Simmons—

CS for CS for SB 554—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company's articles of organization which limits a person's authority to transfer real property held in the com-

pany's name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0715, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after administrative dissolution; amending s. 605.0909, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after revocation of certificate of authority; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; repealing chapter 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.1101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, 605.0717, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

By the Committee on Appropriations; and Senators Gaetz and Galvano—

CS for SB 602—A bill to be entitled An act relating to students with disabilities; amending s. 11.45, F.S.; revising the duties of the Auditor General to include annual audits of educational fiscal intermediaries; creating s. 1002.384, F.S.; defining terms; requiring the Department of Education to issue a competitive solicitation to procure an educational fiscal intermediary; prescribing requirements and qualifications for an educational fiscal intermediary to compete for a contract; authorizing an educational fiscal intermediary to collect an administrative fee; specifying authorized and prohibited actions and requirements for an educational fiscal intermediary that is awarded a contract; establishing requirements for the department with respect to the oversight of contracted educational fiscal intermediaries; providing transitional provisions; amending s. 1002.385, F.S.; revising definitions applicable to the Florida Personal Learning Scholarship Accounts Program; revising scholarship application deadlines and guidelines; revising provisions to conform to the designation of educational fiscal intermediaries; requiring authorized program funds to support the student's educational needs; requiring the Florida Prepaid College Board to create certain procedures; authorizing part-time private tutoring services by persons meeting certain requirements; authorizing program funds to be spent for specified education programs and services; revising the conditions under which a student's personal learning scholarship account must be closed; revising the responsibilities for school districts; revising requirements for a private school's eligibility to participate in the program; revising responsibilities of the Department of Education and the Commissioner of Education with respect to program administration; revising responsibilities for parents and students to participate in the program; requiring a parent to affirm that program funds are used only for authorized purposes that serve the student's educational needs; revising responsibilities of education fiscal intermediaries pertaining to the administration of personal learning scholarship accounts; revising the wait list and priority of approving renewal and new applications; revising the notice requirement of an education fiscal intermediary; authorizing accrued interest to be used for authorized expenditures; requiring accrued interest to be reverted as a part of reverted scholarship funds; revising taxable income requirements; removing obsolete audit requirements; requiring the Auditor General to provide a copy of each annual operational audit performed to the Commissioner of Education within a specified timeframe; requiring the department to provide an annual report to the Governor and the Legislature regarding the program; prescribing report requirements; providing for future repeal of provisions pertaining to an implementation schedule of notification and eligibility timelines; amending s. 1009.971, F.S.; revising the powers and

duties of the Florida Prepaid College Board to include specified rule-making authority; amending ss. 1009.98 and 1009.981, F.S.; authorizing a prepaid college plan or a college savings plan to be purchased, accounted for, used, and terminated under certain circumstances; specifying rulemaking requirements applicable to the department; providing an effective date.

By the Committees on Appropriations; and Education Pre-K - 12; and Senator Legg—

CS for CS for SB 616—A bill to be entitled An act relating to education accountability; amending s. 1001.03, F.S.; revising the powers of the State Board of Education to require adoption of rules regarding notification forms for grade 3 retention and midyear promotion, and high school graduation requirements and options; amending s. 1008.22, F.S.; removing the requirement that English Language Arts statewide assessments be administered to students in grade 11; requiring that assessments be delivered through computer-based testing; providing exceptions; specifying minimum requirements for paper-based administration of assessments; requiring that performance results on specified assessments be provided to teachers and parents within a specified timeframe; providing applicability; requiring the Department of Education to collect and distribute liquidated damages relating to the administration of specified assessments to school districts under certain circumstances; prohibiting a school district from administering a local assessment on a subject measured under a statewide assessment; requiring a school district to provide a student's performance results on local assessments within a specified timeframe; revising requirements for the administration of local assessments; restricting the number of school hours that a school district may dedicate to administer specified assessments; providing exceptions; requiring a school district to secure consent of a student's parent if school hours dedicated to the administration of local assessments exceed the threshold amount; authorizing a student to take an examination or assessment adopted pursuant to State Board of Education rule; revising requirements regarding the school district's adoption and publication of testing schedules; amending s. 1008.24, F.S.; authorizing a school district to use district employees to administer and proctor specified assessments; providing minimum requirements for State Board of Education rules regarding the training of such employees; amending s. 1008.25, F.S.; revising requirements for a district school board's comprehensive student progression plan; removing references regarding local assessments; revising requirements regarding instruction and reassessment of students who exhibit a reading deficiency; amending s. 1008.30, F.S.; specifying alternative assessments that may be accepted by public postsecondary educational institutions in lieu of the common placement test; revising requirements for state board rules regarding common placement testing; authorizing, rather than requiring, high schools to perform specified college readiness evaluations; amending s. 1008.34, F.S.; adding references to school improvement ratings to provisions regarding the school grading system; specifying applicability of certain accountability measures to schools using turnaround options; requiring that students who score in the bottom quintile on the 2014-2015 grade 3 English Language Arts assessment be identified as at-risk students; requiring that each school district notify such students' parents, provide evidence, and provide intervention and support services; amending s. 1011.62, F.S.; requiring the Department of Education to contract with an independent, auditing entity if the administration of online assessments after a certain date does not comply with the minimum assessment protocols and requirements established by the department; requiring the auditing entity to perform certain duties; amending s. 1012.34, F.S.; revising requirements for the Commissioner of Education's annual report to the Governor and the Legislature regarding personnel evaluation systems; revising the percentage thresholds for performance evaluation criteria for instructional personnel and school administrators; revising requirements for the measurement of student performance; prescribing requirements for school districts regarding educator performance evaluations and related student performance results; requiring the state board to adopt rules by a certain date; revising rule requirements; removing a provision regarding district bonus awards; conforming a cross-reference; repealing s. 1012.3401, F.S., relating to the measurement of student performance in personnel evaluations; authorizing a school district to request approval from the state board to use student performance results on new statewide assessments for diagnostic and baseline purposes; requiring a district school superintendent to submit the waiver request to the Commissioner of Education; specifying required content of a waiver request; requiring

the commissioner to review and make recommendations to the state board regarding each waiver request; specifying conditions and requirements for a school that is granted a waiver for the 2014-2015 school year; providing for expiration; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to complete a study regarding the leasing of examination questions; requiring OPPAGA to submit a report summarizing the study findings to the Legislature by a specified date; amending ss. 1003.4282, 1003.4285, and 1012.22, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senators Garcia and Soto—

CS for SB 632—A bill to be entitled An act relating to newborn adrenoleukodystrophy screening; amending s. 383.14, F.S.; directing the Department of Health to expand statewide screening of newborns to include screening for adrenoleukodystrophy when adopted for inclusion on the federal Recommended Uniform Screening Panel; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Benacquisto—

CS for CS for SB 644—A bill to be entitled An act relating to trust funds; creating s. 1009.988, F.S.; creating the Florida ABLE Program Trust Fund within the State Board of Administration; authorizing sources of funds; specifying the purpose of the trust fund and authorized uses of the assets; providing for future review and termination or recreation of the trust fund; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Benacquisto—

CS for CS for SB 646—A bill to be entitled An act relating to public records; creating s. 1009.987, F.S.; providing an exemption from public records requirements for certain personal financial and health information held by the Florida Prepaid College Board, the Florida ABLE, Inc., or the Florida ABLE program, or an agent or service provider thereof; authorizing the release of such information under specified circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 738—A bill to be entitled An act relating to clinical laboratories; amending s. 483.041, F.S.; adding a consultant pharmacist or doctor of pharmacy licensed under chapter 465, F.S., to the definition of licensed practitioner; amending s. 483.181, F.S.; requiring clinical laboratories to make their services available to provide licensed practitioners; prohibiting such a clinical laboratory from charging different prices for its services based upon the chapter under which a practitioner is licensed; providing an effective date.

By the Committee on Health Policy; and Senators Bradley and Sobel—

CS for SB 760—A bill to be entitled An act relating to child protection; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the district medical directors to hold certain qualifications; amending s. 458.3175, F.S.; authorizing a physician with an expert witness certificate to provide expert testimony in a criminal child abuse case; reenacting ss. 39.3031 and 391.026(2), F.S., relating to rules of implementation of s. 39.303, F.S., and powers and duties of the Department of Health, respectively, to incorporate the amendment made to s. 39.303, F.S., in references thereto; reenacting ss. 776.102(12), 827.03(3)(a) and (b), and 960.03(3)(a), F.S., relating to expert witnesses, expert testimony, and the definition of the term “crime,” respectively, to incorporate the amendment made to s. 458.3175, F.S., in references thereto; providing an effective date.

By the Committee on Judiciary; and Senator Hukill—

CS for SB 766—A bill to be entitled An act relating to surveillance by a drone; amending s. 934.50, F.S.; defining terms; prohibiting a person, a state agency, or a political subdivision from using a drone to capture an image of privately owned real property or of the owner, tenant, occupant, invitee, or licensee of such property with the intent to conduct surveillance without his or her written consent if a reasonable expectation of privacy exists; specifying when a reasonable expectation of privacy may be presumed; authorizing the use of a drone by a person or entity engaged in a business or profession licensed by the state in certain circumstances; authorizing the use of a drone by an employee or contractor of a property appraiser for the purpose of assessing property for ad valorem taxation; providing that an owner, tenant, occupant, invitee, or licensee may initiate a civil action for compensatory damages and may seek injunctive relief against a person, a state agency, or a political subdivision that violates the act; providing for construction; providing for the recovery of attorney fees and punitive damages; specifying that remedies provided by the act are cumulative to other remedies; providing an effective date.

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

CS for SB 798—A bill to be entitled An act relating to household moving services; amending s. 507.01, F.S.; defining terms; amending s. 507.02, F.S.; clarifying intent; amending s. 507.04, F.S.; removing a prohibition that a mover may not limit its liability for the loss or damage of household goods to a specified valuation rate; removing a requirement that a mover disclose a liability limitation when the mover limits its liability for a shipper's goods; requiring a mover to offer valuation coverage to compensate a shipper for the loss or damage of the shipper's household goods that are lost or damaged during a household move; requiring the valuation coverage to indemnify the shipper for at least the cost of replacement goods less depreciated value; revising the time at which the mover must disclose the terms of the coverage to the shipper in writing; revising the information that the disclosure must provide to the shipper; amending s. 507.05, F.S.; requiring a mover to conduct a physical survey and provide a binding estimate in certain circumstances unless waived by the shipper; requiring specified content for the binding estimate; authorizing the mover to provide a maximum one-time fee for providing a binding estimate; requiring the mover and shipper to sign the estimate; requiring the mover to provide the shipper with a copy of the estimate at the time of signature; providing that a binding estimate may only be amended under certain circumstances; authorizing a mover to charge more than the binding estimate in certain circumstances; requiring a mover to allow a shipper to consider whether additional services are needed; requiring a mover to retain a copy of the binding estimate for a specified period; requiring a mover to provide a contract for service to the shipper before providing moving or accessorial services; requiring a driver to have possession of the contract before leaving the point of origin; requiring a mover to retain a contract of service for a specified period; creating s. 507.054, F.S.; requiring the department to prepare a publication that summarizes the rights and responsibilities of, and remedies available to, movers and shippers; requiring the publication to meet certain specifications; creating s. 507.055, F.S.; requiring a mover to provide certain disclosures to a prospective shipper; amending s. 507.06, F.S.; requiring a mover to tender household goods for delivery on the agreed upon delivery date or within a specified period unless waived by the shipper; requiring a mover to notify and provide certain information to a shipper if the mover is unable to perform delivery on the agreed upon date or during the specified period; creating s. 507.065, F.S.; providing a maximum amount that a mover may charge a shipper; requiring a mover to bill a shipper for certain amounts within a specified period; creating s. 507.066, F.S.; specifying the amount of payment that the mover may collect upon delivery of partially lost or destroyed household goods; requiring a mover to determine the proportion of lost or destroyed household goods; prohibiting a mover from collecting or requiring a shipper to pay any charges other than specific valuation rate charges if a household goods shipment is totally lost or destroyed in transit; amending s. 507.07, F.S.; providing that it is a violation of ch. 507, F.S., to fail to comply with specified provisions; providing that it is a violation of ch. 507, F.S., to increase the contracted cost for moving services in certain circumstances; conforming a provision to a change made by this act; amending s. 507.09, F.S.; requiring the department, upon verification by certain entities, to immediately suspend a registration or the processing of an application for a registration in certain

circumstances; amending s. 507.11, F.S.; providing criminal penalties; creating s. 507.14, F.S.; requiring the department to adopt rules; providing an effective date.

By the Committee on Appropriations; and Senator Gaetz—

CS for SB 802—A bill to be entitled An act relating to vocational rehabilitation; amending s. 413.202, F.S.; providing for the future repeal of the designation of the Division of Vocational Rehabilitation as the administrative unit for purposes of the Vocational Rehabilitation Act of 1973, subject to legislative review of a required report; amending s. 413.207, F.S.; requiring the Division of Vocational Rehabilitation to initiate, by a specified date, a performance improvement plan designed to achieve specified goals; requiring the division to submit a performance report annually, by a specified date, to the Governor and the Legislature which includes specified information; amending s. 413.23, F.S.; authorizing the division to develop and implement a pilot program; creating s. 413.80, F.S.; requiring the division to develop and implement a pilot program to improve the state vocational rehabilitation program; requiring the division to enter into partnership agreements with local, nonprofit organizations; authorizing the division to issue an invitation to negotiate under certain circumstances; requiring that the agreements include specific performance goals in certain areas; requiring the division to report activities and results of the pilot program to the Governor and the Legislature annually by a specified date; providing an effective date.

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

CS for SB 830—A bill to be entitled An act relating to the regulation of corporation not for profit self-insurance funds; amending s. 624.4625, F.S.; revising the requirements to form a corporation not for profit self-insurance fund; limiting the authorization to form such fund to corporations not for profit located in and organized under the laws of this state before a specified date; authorizing certain publicly supported organizations to be a participating member of a corporation not for profit self-insurance fund; specifying requirements for such members; requiring the Office of Insurance Regulation to review and take specified action against funds that do not meet certain requirements; requiring funds to purchase excess insurance from specified entities that have at least a certain rating; providing an effective date.

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

CS for SB 860—A bill to be entitled An act relating to pharmacy; creating s. 465.1862, F.S.; defining terms; providing requirements for contracts between pharmacy benefit managers and contracted pharmacies; requiring a pharmacy benefit manager to ensure that a prescription drug has met certain requirements to be placed on a maximum allowable cost pricing list; requiring the pharmacy benefit manager to disclose certain information to a plan sponsor; requiring a contract between a pharmacy benefit manager and a pharmacy to include an appeal process; providing an effective date.

By the Committee on Higher Education; and Senator Ring—

CS for SB 880—A bill to be entitled An act relating to student loan default rates; amending s. 1005.04, F.S.; requiring certain institutions to maintain a federal student loan cohort default rate below a specified percentage; requiring the Commission for Independent Education to revoke the license of an institution whose federal student loan cohort default rate exceeds the threshold percentage; providing that an institution is ineligible to receive certain grant payments or maintain a license, and remains ineligible, until the institution's federal student loan cohort default rate falls below a specified percentage; defining such an institution's period of ineligibility; amending s. 1005.31, F.S.; revising the minimum standards the Commission for Independent Education must use to evaluate an institution for licensure to include the institution's federal student loan cohort default rate; requiring the commission to deny a renewal license for an institution whose federal student loan cohort default rate exceeds a specified percentage; amending s. 1005.32, F.S.; revising the minimum criteria for an independent postsecondary educational institution to apply for a license by accreditation to include a

maximum percentage for the institution's federal student loan cohort default rate; amending s. 1011.81, F.S.; requiring Florida College System institution performance funding for industry certifications to take into consideration an institution's federal student loan cohort default rate; amending s. 1011.905, F.S.; requiring State University System institution performance funding calculations to take into consideration an institution's federal student loan cohort default rate; providing an effective date.

By the Committee on Transportation; and Senator Altman—

CS for SB 908—A bill to be entitled An act relating to traffic safety; amending s. 316.003, F.S.; providing definitions; amending s. 316.027, F.S.; redefining the term “vulnerable user”; deleting obsolete provisions; creating s. 316.0275, F.S.; providing criminal penalties for certain non-criminal traffic infractions that cause serious bodily injury or death to a person; defining the term “serious bodily injury”; amending s. 316.083, F.S.; revising provisions relating to the passing of a vehicle; creating s. 316.0833, F.S.; prohibiting passing and turning in front of a vulnerable user in an unsafe manner; providing penalties; amending s. 316.0875, F.S.; revising exceptions to provisions for designated no-passing zones; creating s. 316.1921, F.S.; prohibiting harassing, taunting, or throwing an object at a person riding a bicycle; providing fines and penalties; amending s. 316.1925, F.S.; revising provisions relating to careless driving; creating s. 318.142, F.S.; providing fines and penalties for specified infractions contributing to bodily injury of a vulnerable user; amending s. 318.19, F.S.; requiring a hearing for specified offenses; amending s. 322.0261, F.S.; conforming a cross-reference; amending s. 322.26, F.S.; providing mandatory revocation of license for a specified conviction; providing an effective date.

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

CS for SB 918—A bill to be entitled An act relating to environmental resources; amending s. 259.032, F.S.; requiring the Department of Environmental Protection to publish, update, and maintain a database of conservation lands; requiring the department to submit a report to the Governor and the Legislature identifying the percentage of such lands which the public has access to and the efforts the department has undertaken to increase public access; amending ss. 260.0144 and 335.065, F.S.; conforming provisions to changes made by the act; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; specifying the composition of the network; requiring the network to be included in the Department of Transportation's work program; declaring the planning, development, operation, and maintenance of the network to be a public purpose; authorizing the department to transfer maintenance responsibilities to certain state agencies and contract with not-for-profit or private sector entities to provide maintenance services; authorizing the department to adopt rules; creating s. 339.82, F.S.; requiring the department to develop a Shared-Use Nonmotorized Trail Network Plan; creating s. 339.83, F.S.; authorizing the department to enter into concession agreements with not-for-profit or private sector entities for certain commercial sponsorship signs, markings, and exhibits; authorizing the department to contract for the provision of certain services related to the trail sponsorship program; authorizing the department to adopt rules; amending s. 373.019, F.S.; revising the definition of the term “water resource development” to include self-suppliers under certain circumstances; amending s. 373.036, F.S.; requiring certain information to be included in the consolidated annual report for each project related to water quality or water quantity; amending s. 373.042, F.S.; requiring the Department of Environmental Protection or the governing board of a water management district to establish a minimum flow or minimum water level for an Outstanding Florida Spring; requiring the establishment of interim minimum flows or minimum water levels if minimum flows or minimum levels have not been adopted; requiring the application of interim minimum flows or minimum water levels in water management districts that may affect an interim minimum flow or minimum water level established in another water management district; providing a deadline for development and implementation of recovery or prevention strategies under certain circumstances; authorizing the department to use emergency rulemaking procedures under certain circumstances; amending s. 373.0421, F.S.; directing the department and water management district governing boards to adopt and implement certain recovery or prevention strategies

concurrent with the adoption of minimum flows and levels; providing criteria for such recovery or prevention strategies; requiring amendments to regional water supply plans to be concurrent with relevant portions of the recovery or prevention strategy; directing water management districts to notify the department when water use permit applications are denied for a specified reason; providing for the review and update of regional water supply plans in such cases; conforming cross-references; creating s. 373.0465, F.S.; providing legislative intent; defining the term “Central Florida Water Initiative Area”; requiring the department, the St. Johns River Water Management District, the South Florida Water Management District, the Southwest Florida Water Management District, and the Department of Agriculture and Consumer Services to develop and implement a multidistrict regional water supply plan; providing plan criteria and requirements; providing applicability; requiring the department to adopt rules; amending s. 373.1501, F.S.; specifying authority of the South Florida Water Management District to allocate quantities of, and assign priorities for the use of, water within its jurisdiction; directing the district to provide recommendations to the United States Army Corps of Engineers when developing or implementing certain water control plans or regulation schedules; amending s. 373.223, F.S.; requiring consumptive use permits authorizing over a certain amount to be monitored on a specified basis; requiring the costs of monitoring to be borne by the permittee; amending s. 373.2234, F.S.; directing water management district governing boards to consider the identification of preferred water supply sources for certain water users; amending s. 373.227, F.S.; prohibiting water management districts from modifying permitted allocation amounts under certain circumstances; requiring the water management districts to adopt rules to promote water conservation incentives; amending s. 373.233, F.S.; providing conditions under which the department and water management district governing boards are directed to give preference to certain applications; amending s. 373.4591, F.S.; providing priority consideration to certain public-private partnerships for water storage, ground-water recharge, and water quality improvements on private agricultural lands; amending s. 373.4595, F.S.; revising and providing definitions relating to the Northern Everglades and Estuaries Protection Program; clarifying provisions of the Lake Okeechobee Watershed Protection Program; directing the South Florida Water Management District to revise certain rules and provide for a watershed research and water quality monitoring program; revising provisions for the Caloosahatchee River Watershed Protection Program and the St. Lucie River Watershed Protection Program; revising permitting and annual reporting requirements relating to the Northern Everglades and Estuaries Protection Program; providing enforcement provisions for certain basin management action plans; amending s. 373.536, F.S.; requiring a water management district to include an annual funding plan in the water resource development work program; directing the department to post the work program on its website; amending s. 373.703, F.S.; authorizing water management districts to contract with private landowners for water production; amending s. 373.705, F.S.; providing first consideration for funding assistance to certain water supply development projects; requiring governing boards to include certain information in their annual budget submittals; requiring water management districts to promote expanded cost-share criteria for additional conservation practices; amending s. 373.707, F.S.; authorizing water management districts to provide technical and financial assistance to self-suppliers and to waive certain construction costs of alternative water supply development projects by certain water users; amending s. 373.709, F.S.; requiring water supply plans to include traditional and alternative water supply project options that are technically and financially feasible; directing the department to include certain funding analyses and project explanations in regional water supply planning reports; creating part VIII of ch. 373, F.S., entitled the “Florida Springs and Aquifer Protection Act”; creating s. 373.801, F.S.; providing legislative findings and intent; creating s. 373.802, F.S.; defining terms; creating s. 373.803, F.S.; requiring the department to delineate a priority focus area for each Outstanding Florida Spring by a certain date; creating s. 373.805, F.S.; requiring the department or a water management district to adopt or revise various recovery or prevention strategies under certain circumstances by a certain date; providing minimum requirements for recovery or prevention strategies for Outstanding Florida Springs; authorizing local governments to apply for an extension for projects in an adopted recovery or prevention strategy; creating s. 373.807, F.S.; requiring the department to initiate assessments of Outstanding Florida Springs by a certain date; requiring the department to develop basin management action plans; authorizing local governments to apply for an extension for projects in an adopted basin management action plan; requiring local governments to

adopt an urban fertilizer ordinance by a certain date; requiring the department, the Department of Health, and local governments to identify onsite sewage treatment and disposal systems within each priority focus area; requiring local governments to develop onsite sewage treatment and disposal system remediation plans; prohibiting property owners with identified onsite sewage treatment and disposal systems from being required to pay certain costs; creating s. 373.811, F.S.; specifying prohibited activities within a priority focus area of an Outstanding Florida Spring; creating s. 373.813, F.S.; providing rulemaking authority; creating s. 373.815, F.S.; requiring the department to submit annual reports; amending s. 403.061, F.S.; requiring the department to create a consolidated water resources work plan; directing the department to adopt by rule a specific surface water classification to protect surface waters used for treated potable water supply; providing criteria for such rule; authorizing the reclassification of surface waters used for treated potable water supply notwithstanding such rule; requiring the department to create and maintain a web-based interactive map; creating s. 403.0616, F.S.; creating the Florida Water Resources Advisory Council to provide the Legislature with recommendations for projects submitted by governmental entities; requiring the council to consolidate various reports to enhance the water resources of this state; requiring the department to adopt rules; creating s. 403.0617, F.S.; requiring the department to adopt rules to fund certain pilot projects; amending s. 403.0623, F.S.; requiring the department to establish certain standards to ensure statewide consistency; requiring the department to maintain a centralized database for testing results and analysis of water quantity and quality data; amending s. 403.861, F.S.; directing the department to add treated potable water supply as a designated use of a surface water segment under certain circumstances; providing an effective date.

By the Committee on Judiciary; and Senator Latvala—

CS for SB 922—A bill to be entitled An act relating to the appointment of an ad litem; creating s. 49.31, F.S.; defining the term “ad litem”; authorizing a court to appoint an ad litem for certain parties upon whom service of process by publication is made; prohibiting a court from appointing an ad litem to represent an interest for which a personal representative, guardian of property, or trustee is serving; requiring an ad litem, upon discovery that the party he or she represents is already represented by a personal representative, guardian of property, or trustee, or is deceased, to take certain actions; prohibiting a court from requiring an ad litem to post a bond or designate a resident agent; requiring a court to discharge an ad litem when the final judgment is entered or as otherwise ordered by the court; providing that an ad litem is entitled to an award of a reasonable fee for services and costs; providing for assessment; prohibiting the use of state funds to pay fees for services rendered by the ad litem except in certain circumstances; prohibiting declaring certain proceedings ineffective solely due to a lack of statutory authority to appoint an ad litem; providing construction; providing an effective date.

By the Committee on Higher Education; and Senators Flores and Soto—

CS for SB 938—A bill to be entitled An act relating to postsecondary education affordability; amending s. 212.08, F.S.; exempting textbooks required or recommended for a course offered by a public or nonpublic postsecondary educational institution from the tax imposed by ch. 212, F.S.; authorizing the Department of Revenue to adopt emergency rules; providing for expiration; amending s. 1001.7065, F.S.; conforming provisions to changes made by the act; creating s. 1004.084, F.S.; requiring the Board of Governors and the State Board of Education to identify strategies and initiatives to reduce the cost of higher education; requiring the Board of Governors and the state board to annually submit a report to the Governor and the Legislature; amending s. 1004.085, F.S.; defining the term “instructional materials”; revising policies and procedures relating to textbooks; requiring a public postsecondary institution to post information relating to required and recommended textbooks and instructional materials and prices in its course registration system and on its website; requiring the state board and the Board of Governors to adopt textbook and instructional materials affordability policies, procedures, and guidelines; providing requirements for the use of adopted undergraduate textbooks and instructional materials; requiring annual reporting of textbook and instructional materials cost information and affordability policies and procedures to the Chancellor of the Florida

College System or the Chancellor of the State University System; requiring electronic copies of the affordability policies and procedures be sent annually to the state board or the Board of Governors; amending s. 1009.22, F.S.; revising the amount tuition may vary for the combined total of the standard tuition and out-of-state fees; amending s. 1009.23, F.S.; prohibiting resident tuition at a Florida College System institution from exceeding a specified amount per credit hour; revising the amount tuition may vary for the combined total of the standard tuition and out-of-state fees; requiring a Florida College System institution to publicly notice meetings at which votes on proposed tuition or fee increases are scheduled; amending s. 1009.24, F.S.; prohibiting resident undergraduate tuition at a state university from exceeding a specified amount per credit hour; removing authority for a designee of the Board of Governors to establish graduate and professional tuition and out-of-state fees; prohibiting graduate and professional program tuition from exceeding a specified amount; requiring a state university to publicly notice meetings at which votes on proposed tuition or fee increases are scheduled; providing an effective date.

By the Committee on Higher Education; and Senator Gaetz—

CS for SB 948—A bill to be entitled An act relating to education; amending s. 446.021, F.S.; revising terms; amending s. 446.032, F.S.; conforming a provision to a change made by the act; amending s. 446.045, F.S.; clarifying State Apprenticeship Advisory Council membership; amending s. 446.081, F.S.; clarifying the limitations of certain provisions; amending s. 446.091, F.S.; conforming a provision to a change made by the act; amending s. 446.092, F.S.; revising characteristics of an apprenticeable occupation; amending s. 1011.62, F.S.; requiring a low-performing elementary school to administer the required additional hours of instruction in a summer program during specified fiscal years; requiring a school to continue to provide the additional instruction to certain students in the subsequent year if the school is no longer classified as one of the 300 lowest-performing elementary schools; revising the types and amounts of bonuses that a teacher may receive in any given school year; revising the discretionary millage compression supplement; revising a district sparsity index calculation; deleting obsolete language; revising the virtual education contribution calculation; creating the federally connected student supplement; providing eligibility requirements for and components of the supplement; amending s. 1011.71, F.S.; conforming a cross-reference; amending s. 1004.92, F.S.; requiring the State Board of Education to adopt rules for administration; amending s. 1006.735, F.S.; establishing the Rapid Response Education and Training Program within the Complete Florida Plus Program; requiring the Complete Florida Plus Program to work with Enterprise Florida, Inc., to offer education and training programs to businesses' employees; specifying the duties of the Rapid Response Education and Training Program; requiring reports to the Legislature; requiring the Division of Career and Adult Education within the Department of Education to conduct an analysis and assessment of the effectiveness of the education and training programs; amending s. 1001.7065, F.S.; requiring a state research university to enter into and maintain a formal agreement with a specified organization to offer college-sponsored merit scholarship awards as a condition of designation as a preeminent state research university; specifying that continuation of a state research university's institute for online learning is contingent on the university entering into and maintaining such an agreement; requiring the Board of Governors and the State Board of Education to base state performance funds for the State University System and the Florida College System on specified metrics adopted by each board; specifying allocation of the funds; requiring the Chancellor of the State University System and the Commissioner of Education to withhold disbursement of certain funds; requiring the boards to submit reports by a specified time to the Governor and the Legislature; requiring the boards to adopt rules; creating s. 1012.731, F.S.; providing legislative intent; establishing the Florida Best and Brightest Teacher Scholarship Program; authorizing funding; requiring that the State Board of Education adopt rules; providing an effective date.

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

CS for SB 968—A bill to be entitled An act relating to employee health care plans; amending s. 627.6699, F.S.; revising definitions; removing provisions requiring certain insurance carriers to provide semi-annual reports to the Office of Insurance Regulation; repealing re-

quirements that certain insurance carriers offer standard, basic, high deductible, and limited health benefit plans; making conforming changes; creating s. 627.66997, F.S.; authorizing certain health benefit plans to use a stop-loss insurance policy; defining the term "stop-loss insurance policy"; providing requirements for such policies; amending ss. 627.642, 627.6475, and 627.657, F.S.; conforming cross-references; amending ss. 627.6571, 627.6675, 641.31074, and 641.3922, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Margolis—

CS for CS for SB 998—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.63, F.S.; defining the term "powdered alcohol"; prohibiting the sale, offer for sale, purchase, use, offer for use, or possession of powdered alcohol; providing penalties; providing an exemption for the use of powdered alcohol by specified entities for research purposes; providing an exemption for the possession of powdered alcohol solely for the purpose of transportation through this state by specified entities; providing an effective date.

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

CS for SB 1006—A bill to be entitled An act relating to the depopulation of the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; requiring takeout agreements to be approved by the Office of Insurance Regulation; requiring an insurer to provide certain information to a policyholder regarding a takeout agreement; excluding corporation policyholders from future takeout offers for 6 months under certain circumstances; allowing specified applicants for corporation coverage to be considered renewal policyholders; providing an effective date.

By the Committee on Regulated Industries; and Senators Richter, Diaz de la Portilla, and Braynon—

CS for SB 1032—A bill to be entitled An act relating to point-of-sale terminals; amending s. 24.103, F.S.; defining the term "point-of-sale terminal"; amending s. 24.105, F.S.; authorizing the Department of the Lottery to create a program that authorizes certain persons to purchase a ticket or game at a point-of-sale terminal; authorizing the department to adopt rules; amending s. 24.112, F.S.; authorizing the department, a retailer operating from one or more locations, or a vendor approved by the department to use a point-of-sale terminal to sell a lottery ticket or game; requiring a point-of-sale terminal to perform certain functions; specifying that the point-of-sale terminal may not reveal winning numbers; prohibiting a point-of-sale terminal from including video depictions of slot machine or casino game themes or titles for game play; prohibiting a point-of-sale terminal from being used to redeem a winning ticket; providing that revenue generated by a point-of-sale-terminal shall be used to enhance instructional technology resources for students and teachers in this state; providing an effective date.

By the Committee on Transportation; and Senator Garcia—

CS for SB 1048—A bill to be entitled An act relating to motor vehicle manufacturer licenses; amending s. 320.64, F.S.; providing that a motor vehicle dealer who receives approval of a facility from an applicant or licensee within a specified timeframe is deemed to be in full compliance with facility-related requirements; providing that such motor vehicle dealer are entitled to certain benefits under certain circumstances; providing applicability; conforming a cross-reference; revising provisions related to an applicant or licensee who has undertaken or engaged in an audit of service-related payments or incentive payments; limiting the timeframe for the performance of such audits; defining the term "incentive"; providing that an applicant or licensee may deny or charge back only the portion of a service-related claim or incentive claim which the applicant or licensee has proven to be false or fraudulent or for which the dealer failed to substantially comply with certain procedures; prohibiting an applicant or licensee from taking adverse action against a motor vehicle dealer under certain circumstances; prohibiting an applicant or licensee from failing to make any payment due a motor vehicle dealer that substantially complies with the terms of a certain contract between the two parties regarding reimbursement for temporary replacement

vehicles under certain circumstances; authorizing a motor vehicle dealer to purchase goods or services from a vendor chosen by the motor vehicle dealer, subject to certain requirements; defining the term “goods or services”; prohibiting an applicant or licensee from requiring a motor vehicle dealer to pay for certain advertising or marketing, or to participate in or affiliate with a dealer advertising or marketing entity; providing that an applicant or licensee may not take or threaten to take any adverse action against a motor vehicle dealer who refuses to join or participate in such entity; defining the term “adverse action”; providing that an applicant or licensee may not require a dealer to participate in, or may not preclude only a number of its motor vehicle dealers in a designated market area from establishing, a voluntary motor vehicle dealer advertising or marketing entity; providing that an applicant or licensee is not required to fund such an entity under certain circumstances; providing for retroactive applicability under certain circumstances; providing an effective date.

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

CS for SB 1064—A bill to be entitled An act relating to insurance claims; amending s. 626.854, F.S.; providing that an assignment or agreement that transfers authority to adjust, negotiate, or settle a claim or that violates other specified provisions is void; amending s. 626.8651, F.S.; revising the authority of public adjuster apprentices; amending s. 627.405, F.S.; prohibiting assignment of an insurable interest except to subsequent purchasers after a loss; amending s. 627.422, F.S.; authorizing a property insurance policy to prohibit the post-loss assignment of certain benefits or rights that apply to specified losses; providing exceptions; providing that a post-loss assignment in violation of the act is void; providing an effective date.

By the Committee on Judiciary; and Senator Dean—

CS for SB 1080—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.241, F.S.; redirecting revenues from the filing fee for pleadings in specified civil actions in circuit court from the General Revenue Fund into the fine and forfeiture fund; amending s. 28.35, F.S.; expanding the list of duties of the Florida Clerks of Court Operations Corporation; revising the list of court-related functions that clerks may fund from filing fees, service charges, costs, and fines; amending s. 28.37, F.S.; removing an obsolete date; redirecting transfer of specified excess funds from the General Revenue Fund to the Clerks of the Court Trust Fund if certain future-year revenue deficits are estimated; restricting excess fund transfers to costs submitted for the previous county fiscal year; amending s. 40.24, F.S.; authorizing the clerk to seek reimbursement for jury-related costs from the state; amending s. 40.29, F.S.; requiring the clerk to forward quarterly estimates on jury-related costs to the Florida Clerks of Court Operations Corporation; revising procedures governing the payment of due-process costs; amending s. 40.31, F.S.; authorizing the Florida Clerks of Court Operations Corporation to apportion appropriations for jury-related costs if certain conditions are met; amending s. 40.32, F.S.; removing a provision regarding funding of jury-related costs to conform to changes made by the act; amending s. 40.33, F.S.; authorizing the clerk to request the Florida Clerks of Court Operations Corporation for additional funds to pay due-process costs in the event of a deficiency; amending s. 40.34, F.S.; requiring the clerk to provide for payroll in triplicate for the payment of jurors; requiring the clerk to forward juror payrolls to the Florida Clerks of Courts Operations Corporation; requiring the corporation to audit such payrolls; amending s. 318.18, F.S.; redirecting a portion of the revenue from the civil penalty for certain traffic infractions from the General Revenue Fund to the fine and forfeiture fund; removing an obsolete date; amending s. 318.21, F.S.; revising the distribution and payment of civil penalties received by a county court pursuant to ch. 318, F.S.; amending s. 775.083, F.S.; redirecting revenue from fines when adjudication is withheld from the General Revenue Fund to the fine and forfeiture fund; specifying the authorized budget for the clerks of the circuit court for the 2015-2016 county fiscal year; providing an effective date.

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

CS for SB 1102—A bill to be entitled An act relating to utility projects; providing a short title; providing definitions; authorizing certain

local government entities to finance the costs of a utility project by issuing utility cost containment bonds upon application by a local agency; specifying application requirements; requiring a successor entity of a local agency to assume and perform the obligations of the local agency with respect to the financing of a utility project; providing procedures for local agencies to use when applying to finance a utility project using utility cost containment bonds; authorizing an authority to issue utility cost containment bonds for specified purposes related to utility projects; authorizing an authority to form alternate entities to finance utility projects; requiring the governing body of the authority to adopt a financing resolution and impose a utility project charge on customers of a publicly owned utility as a condition of utility project financing; specifying required and optional provisions of the financing resolution; specifying powers of the authority; requiring the local agency or its publicly owned utility to assist the authority in the establishment or adjustment of the utility project charge; requiring that customers of the public utility specified in the financing resolution pay the utility project charge; providing for adjustment of the utility project charge; establishing ownership of the revenues of the utility project charge; requiring the local agency or its publicly owned utility to collect the utility project charge; conditioning a customer's receipt of public utility services on payment of the utility project charge; authorizing a local agency or its publicly owned utility to use available remedies to enforce collection of the utility project charge; providing that the pledge of the utility project charge to secure payment of bonds issued to finance the utility project is irrevocable and cannot be reduced or impaired except under certain conditions; providing that a utility project charge constitutes utility project property; providing that utility project property is subject to a lien to secure payment of costs relating to utility cost containment bonds; establishing payment priorities for the use of revenues of the utility project property; providing for the issuance and validation of utility cost containment bonds; securing the payment of utility cost containment bonds and related costs; providing that utility cost containment bonds do not obligate the state or any political subdivision and are not backed by their full faith and credit and taxing power; requiring that certain disclosures be printed on utility cost containment bonds; providing that financing costs related to utility cost containment bonds are an obligation of the authority only; providing limitations on the state's ability to alter financing costs or utility project property under certain circumstances; prohibiting an authority with outstanding payment obligations on utility cost containment bonds from becoming a debtor under certain federal or state laws; providing for construction; endowing public entities with certain powers; providing an effective date.

By the Committee on Criminal Justice; and Senator Abruzzo—

CS for SB 1112—A bill to be entitled An act relating to sexting; amending s. 847.0141, F.S.; removing the court's discretion to impose a specified penalty for a first violation of sexting; requiring a minor cited for a first violation to sign and accept a citation to appear before juvenile court or, in lieu of appearing in court, to complete community service work, pay a civil penalty, or participate in a cyber-safety program within a certain period of time, if such program is locally available; requiring the citation to be in a form prescribed by the issuing law enforcement agency; requiring such citation to include certain information; authorizing a court to order certain penalties under certain circumstances; authorizing a court to order specified additional penalties in certain circumstances; authorizing a law enforcement officer to issue a civil citation in lieu of criminal penalties; prohibiting the court from imposing incarceration; specifying that all court records and any information obtained or produced are confidential; providing retroactive application of confidentiality provisions for certain violations; conforming provisions to changes made by the act; requiring that a specified percentage of civil penalties received by a juvenile court be remitted by the clerk of court to the county commission to provide cyber-safety training for minors; requiring that the remaining percentage remain with the clerk of the court to cover administrative costs; amending s. 985.0301, F.S.; creating exclusive original jurisdiction in the circuit court when a child is alleged to have committed a noncriminal violation that is assigned to juvenile court; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 1172—A bill to be entitled An act relating to termination of a condominium association; amending s. 718.117, F.S.; providing and

revising procedures and requirements for termination of a condominium property; providing requirements for the rejection of a plan of termination; defining terms; providing applicability; providing and revising requirements relating to partial termination of a condominium property; authorizing a plan of termination to be withdrawn, modified, or amended under certain conditions; revising and providing requirements relating to the allocation of proceeds of the sale of condominium property; revising requirements relating to the right to contest a plan of termination; amending s. 718.1255, F.S.; revising the term “dispute”; providing an effective date.

By the Committee on Health Policy; and Senator Simpson—

CS for SB 1232—A bill to be entitled An act relating to building codes; amending s. 468.609, F.S.; revising the certification examination requirements for building code inspectors, plans examiners, and building code administrators; requiring the Florida Building Code Administrators and Inspectors Board to provide for issuance of certain provisional certificates; amending s. 489.105, F.S.; revising the term “plumbing contractor”; amending s. 489.1401, F.S.; revising legislative intent with respect to the purpose of the Florida Homeowners’ Construction Recovery Fund; providing legislative intent that Division II contractors set apart funds to participate in the fund; amending s. 489.1402, F.S.; revising terms; amending s. 489.141, F.S.; prohibiting certain claimants from making a claim against the recovery fund for certain contracts entered into before a specified date; amending s. 489.1425, F.S.; revising a notification provided by contractors to certain residential property owners to state that payment from the recovery fund is limited; amending s. 489.143, F.S.; revising provisions concerning payments from the recovery fund; specifying claim amounts for certain contracts entered into before or after specified dates; providing aggregate caps for payments; amending s. 489.503, F.S.; exempting certain low-voltage landscape lighting from licensed electrical contractor installation requirements; amending s. 514.031, F.S.; requiring the Department of Health to conduct inspections of certain public pools with operating permits to ensure continued compliance with specified criteria; authorizing the department to adopt rules; specifying the department’s jurisdiction for purposes of inspecting certain public pools; specifying duties of local enforcement agencies regarding modifications and repairs made to certain public pools as a result of the department’s inspections; requiring the department to ensure that certain rules enforced by local enforcement agencies comply with the Florida Building Code; amending s. 514.05, F.S.; specifying that the department may deny, suspend, or revoke operating permits for certain pools and bathing places if certain plans, variances, or requirements of the Florida Building Code are violated; specifying that the department may assess an administrative fine for violations by certain public pools and bathing places if certain plans, variances, or requirements of the Florida Building Code are violated; amending s. 553.721, F.S.; directing the Florida Building Code Compliance and Mitigation Program to fund, from existing resources, the recommendations made by the Building Code System Uniform Implementation Evaluation Workgroup; providing a limitation; requiring that a specified amount of funds from the surcharge be used to fund certain Florida Fire Code informal interpretations; amending s. 553.73, F.S.; authorizing local boards created to address specified issues to combine the appeals boards to create a single, local board; authorizing the appeal to a local administrative board of specified decisions made by a local fire official; specifying the decisions of the local building official and the local fire official which are subject to review; requiring the permitted installation or replacement of a water heater in a conditioned or attic space to include a water leak detection device; prohibiting the Florida Building Code from requiring more than one fire access elevator in certain buildings; amending s. 553.79, F.S.; authorizing a building official to issue a permit for the construction of the foundation or any other part of a building or structure before the construction documents for the whole building or structure have been submitted; providing that the holder of such permit shall begin building at the holder’s own risk with the building operation and without assurance that a permit for the entire structure will be granted; requiring local enforcing agencies to permit and inspect modifications and repairs made to certain public pools and public bathing places as a result of the department’s inspections; amending s. 553.841, F.S.; authorizing the department to maintain, update, develop or cause to be developed code-related training and education; removing provisions related to the development of advanced courses with respect to the Florida Building Code Compliance and Mitigation Program and the accreditation of courses

related to the Florida Building Code; amending s. 553.842, F.S.; providing that Underwriters Laboratories, LLC, is an approved evaluation entity; amending s. 553.908, F.S.; requiring local enforcement agencies to accept duct and air infiltration tests conducted in accordance with certain guidelines by specified individuals; amending s. 633.102, F.S.; revising terms; amending s. 633.104, F.S.; defining a term; clarifying intent; amending s. 633.202, F.S.; requiring all new high-rise and existing high-rise buildings to maintain a minimum radio signal strength for fire department communications; providing a transitory period for compliance; requiring areas of refuge to be required as determined by the Florida Building Code-Accessibility; prohibiting dead-end corridors within an apartment from exceeding a specified footage in specified buildings; amending s. 633.216, F.S.; requiring fire prevention plan reviewers to be certified by a specified date; authorizing the State Fire Marshal to determine alternative educational and experience requirements or certifications; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; providing for membership; requiring members of the task force to elect the chair; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; authorizing the reimbursement of task force members for certain expenses; requiring a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; providing for future repeal of the task force; providing an effective date.

By the Committees on Fiscal Policy; and Commerce and Tourism; and Senator Detert—

CS for CS for SB 1246—A bill to be entitled An act relating to individuals with disabilities; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining terms; authorizing a business entity to apply to the department for designation; requiring the department to consider nominations of business entities for designation; requiring the department to adopt procedures for application, nomination, and designation processes; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the department’s website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department and CareerSource Florida, Inc., to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; providing report requirements; requiring the department to adopt rules; providing appropriations; providing an effective date.

By the Committee on Judiciary; and Senator Stargel—

CS for SB 1248—A bill to be entitled An act relating to family law; amending s. 61.071, F.S.; requiring a court to consider certain alimony factors and make specific written findings of fact after making specified determinations; prohibiting a court from using certain presumptive alimony guidelines in calculating alimony pendente lite; amending s. 61.08, F.S.; defining terms; requiring a court to make specified initial written findings in a dissolution of marriage proceeding where a party has requested alimony; requiring a court to make specified findings before ruling on a request for alimony; providing for determinations of presumptive alimony amount range and duration range; providing presumptions concerning alimony awards depending on the duration of marriages; providing for imputation of income in certain circumstances; providing for awards of nominal alimony in certain circumstances; pro-

viding for taxability and deductibility of alimony awards; prohibiting a combined award of alimony and child support from constituting more than a specified percentage of a payor's net income; authorizing the court to order a party to protect an alimony award by specified means; providing for termination of an award; authorizing a court to modify or terminate the amount of an initial alimony award; prohibiting a court from modifying the duration of an alimony award; providing for payment of awards; amending s. 61.13, F.S.; creating a presumption that approximately equal time-sharing by both parents is in the best interests of the child; revising a finite list of factors that a court must evaluate when determining whether the presumption of approximately equal time-sharing is overcome; requiring a court order to be supported by written findings of fact under certain circumstances; amending s. 61.14, F.S.; providing that a party may pursue an immediate modification of alimony in certain circumstances; revising factors to be considered in determining whether an existing award of alimony should be reduced or terminated because of an alleged supportive relationship; providing for burden of proof for claims concerning the existence of supportive relationships; providing for the effective date of a reduction or termination of an alimony award; providing that the remarriage of an alimony obligor is not a substantial change in circumstance; providing that the financial information of a spouse of a party paying or receiving alimony is inadmissible and undiscoverable; providing an exception; providing for modification or termination of an award based on a party's retirement; providing a presumption upon a finding of a substantial change in circumstance; specifying factors to be considered in determining whether to modify or terminate an award based on a substantial change in circumstance; providing for a temporary suspension of an obligor's payment of alimony while his or her petition for modification or termination is pending; providing for an effective date of a modification or termination of an award; providing for an award of attorney fees and costs for unreasonably pursuing or defending a modification of an award; amending s. 61.30, F.S.; providing that whenever a combined alimony and child support award constitutes more than a specified percentage of a payor's net income, the child support award be adjusted to reduce the combined total; creating s. 61.192, F.S.; providing for motions to advance the trial of certain actions if a specified period has passed since the initial service on the respondent; providing applicability; providing an effective date.

By the Committee on Higher Education; and Senator Stargel—

CS for SB 1252—A bill to be entitled An act relating to higher education; amending s. 1000.03, F.S.; revising the mission of the Florida K-20 education system; amending s. 1000.21, F.S.; revising definitions to conform to the renaming of “Florida College System institution” to “Florida Community College System institution”; requiring a Florida Community College System institution to change its name by a specified date to maintain eligibility for state funding; amending s. 1001.02, F.S.; revising the duties of the State Board of Education with respect to the supervision of the divisions of the Department of Education; amending s. 1001.03, F.S.; revising requirements for the state board's articulation accountability measures; authorizing the state board to take certain action in the event of noncompliance of a district school board or a Florida Community College System institution board of trustees; defining the term “college”; specifying authorized and prohibited uses of the term; conforming provisions to changes made by the act; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving specified courses and programs; amending s. 1001.44, F.S.; prescribing the mission and responsibilities of a career center operated by a district school board; specifying certain restrictions applicable to a career center; amending s. 1001.60, F.S.; redesignating the “Florida College System” as the “Florida Community College System”; revising provisions relating to the name change of an institution; amending s. 1001.705, F.S.; prescribing the mission and responsibilities of the State University System; amending s. 1001.7065, F.S.; requiring a state research university to enter into and maintain a formal agreement with a specified organization to offer college-sponsored merit scholarship awards as a condition of designation as a preeminent state research university; specifying that continuation of a state research university's institute for online learning is contingent on the university entering into and maintaining such an agreement; amending s. 1002.34, F.S.; prescribing the mission and responsibilities of a charter technical career center; specifying certain restrictions applicable to a charter technical career center; amending s. 1004.015, F.S.; revising the composition of the Higher Education Coordinating Council; amending s. 1004.65, F.S.; providing that Florida Community College System institutions may offer

upper level instruction and award baccalaureate degrees, as authorized; conforming provisions to changes made by the act; amending s. 1004.92, F.S.; revising requirements for program standards for career, adult, and community education programs; requiring the state board to adopt rules; amending s. 1007.01, F.S.; revising required components for articulation policies established and adopted by the state board and the Board of Governors; amending s. 1007.23, F.S.; revising requirements for the statewide articulation agreement; amending s. 1007.273, F.S.; revising requirements for a contract between a district school board and a Florida Community College System institution for the administration of collegiate high school programs; requiring school districts and Florida Community College System institutions to annually report specified information regarding collegiate high school programs to the Department of Education; amending s. 1007.33, F.S.; revising provisions regarding baccalaureate degree programs that may be offered by a Florida Community College System institution; prohibiting a Florida Community College System institution from offering a Bachelor of Arts degree program; removing obsolete language; revising provisions regarding the approval process for baccalaureate degree programs; restricting total upper level, undergraduate full-time equivalent enrollment at a Florida Community College System institution; amending s. 1008.38, F.S.; revising minimum requirements for an articulation accountability process; requiring the state board and the Board of Governors to submit a report to the Governor and the Legislature by a specified date; prescribing report requirements; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

CS for SB 1304—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; authorizing the Chief Inspector General or his or her designee to retain legal counsel and issue and enforce subpoenas under certain circumstances; amending s. 20.055, F.S.; revising the definitions of the terms “agency head” and “state agency” to include the State Board of Administration and the Office of Early Learning of the Department of Education; prescribing additional hiring requirements, employment qualifications, and terms of employment for inspectors general and staff of the office of inspector general; specifying that an inspector general is entitled to access to specified buildings or facilities; establishing the duty of specified persons and entities with respect to cooperation with an inspector general's official duties; requiring contracts and other specified documents to contain a statement regarding compliance with an inspector general's official duties; providing an effective date.

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

CS for SB 1314—A bill to be entitled An act relating to electronic noticing of trust accounts; amending s. 736.0109, F.S.; authorizing a sender to post a document to a secure electronic account or website upon the authorization of a recipient; providing for effective authorization for such posting; requiring a sender to provide a separate notice once a document is electronically posted; specifying when a document sent electronically is deemed received by the recipient; requiring a sender to provide notice of the beginning of a limitations period and authority of a recipient to amend or revoke authorization for electronic posting; providing a form that may be used to effectuate such notice; requiring documents posted to an electronic website to remain accessible to the recipient for a specified period; establishing burdens of proof for purposes of determining whether proper notifications were provided; specifying that electronic messages are deemed received when sent; specifying situations under which electronic messages are not deemed received; specifying that service of documents in a judicial proceeding are governed by the Florida Rules of Civil Procedure; providing an effective date.

By the Committee on Criminal Justice; and Senator Soto—

CS for SB 1316—A bill to be entitled An act relating to public records; amending s. 985.04, F.S.; specifying that certain confidential information obtained under ch. 985, F.S., relating to juvenile justice, is exempt from public records requirements; providing applicability; revising applicability of public records requirements with respect to the arrest records of certain juvenile offenders; providing for future review and repeal

of such applicability provisions; amending s. 943.053, F.S.; providing an exemption from public records requirements for juvenile information compiled by the Criminal Justice Information Program from intrastate sources; providing exceptions; providing for future review and repeal of the exemption; providing for release by the Department of Law Enforcement of the criminal history information of a juvenile which has been deemed confidential and exempt under certain circumstances; amending ss. 496.4101 and 943.056, F.S.; conforming provisions to changes made by the act; providing a statement of public necessity; providing an effective date.

By the Committee on Criminal Justice; and Senator Latvala—

CS for SB 1324—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing exemptions from public records requirements for certain information related to active or former sworn or civilian law enforcement personnel and specified agency personnel, current and former state attorneys, assistant state attorneys, statewide prosecutors, assistant statewide prosecutors, public defenders, assistant public defenders, criminal conflict and civil regional counsel, assistant criminal conflict and civil regional counsel, capital collateral regional counsel, and assistant capital collateral regional counsel and their parents, siblings, or cohabitants; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Ethics and Elections; and Senator Gaetz—

CS for SB 1372—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the Commissioner of Education may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse", "fraud", and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, a criminal conflict and civil regional counsel, a capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.31455, F.S.; authorizing the Chief Financial Officer or a governing body to withhold an amount of a fine owed and related administrative costs from public salary-related payments of certain individuals; authorizing the Chief Financial Officer or a governing body to reduce the amount withheld if certain individuals demonstrate a hardship; transferring a provision relating to the garnishment of wages of specified individuals; creating s. 112.31456, F.S.; authorizing the Commission on Ethics to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; amending s. 112.3261, F.S.; revising terms to conform to changes made by the act; expanding the types of governmental entities that are subject to lobbyist registration requirements; amending ss. 129.03, 129.06, 166.241, and 189.016, F.S.; requiring counties, municipalities, and special districts to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.425, F.S.; defining the term "public funds"; requiring a unit of government to investigate and take necessary action to recover prohibited compensation; specifying methods of recovery and liability for unintentional and willful violations; providing a penalty; specifying applicability of procedures regarding suspension and removal of an officer who commits a willful violation; establishing eligibility criteria and amounts for rewards; specifying circumstances under which an employee has a cause of action under the Whistle-blower's Act; establishing causes of action if a unit of government fails to recover prohibited compensation within a certain timeframe; amending s. 215.86, F.S.; revising management systems and controls to be employed by each state agency and the judicial branch; amending s. 215.97, F.S.; revising the definition of the term "audit threshold"; amending s. 215.985, F.S.; revising the re-

quirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of noncompliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising the composition of an audit committee; prohibiting an audit committee member from exercising financial management duties on behalf of the governmental entity; restricting the length of a contract period; requiring the chair of an audit committee to sign and execute an affidavit affirming compliance with auditor selection procedures; prescribing procedures in the event of noncompliance with auditor selection procedures; amending s. 288.92, F.S.; prohibiting specified officers and board members of Enterprise Florida, Inc., from representing a person or entity for compensation before Enterprise Florida, Inc., and associated entities thereof, for a specified timeframe; amending s. 288.9604, F.S.; prohibiting a director of the board of directors of the Florida Development Finance Corporation from representing a person or entity for compensation before the corporation for a specified timeframe; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; removing an obsolete provision; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 68.082, 68.083, 218.503, and 1002.455, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

By the Committee on Criminal Justice; and Senator Flores—

CS for SB 1536—A bill to be entitled An act relating to public records; amending s. 895.06, F.S.; providing an exemption from public records requirements for certain documents and information held by an investigative agency pursuant to an investigation relating to an activity prohibited under the Florida RICO Act; authorizing disclosure of such documents and information under certain conditions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

CS for SB 1538—A bill to be entitled An act relating to a natural gas rebate program; amending s. 377.810, F.S.; authorizing the Department of Agriculture and Consumer Services to award additional rebates for certain applicants using unencumbered funds; creating s. 377.811, F.S.; creating the heavy transportation industry natural gas rebate program within the department; defining terms; prescribing powers and duties of the department with respect to the program; prescribing limits on rebate awards; providing policies and procedures for application approval; authorizing the department to adopt rules by a specified date; requiring the department to publish on its website the availability of rebate funds; requiring the department to submit an annual assessment to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability by a specified date; authorizing an appropriation; providing an effective date.

By the Committees on Appropriations; and Health Policy—

CS for SB 7044—A bill to be entitled An act relating to a health insurance affordability exchange; creating s. 409.720, F.S.; providing a short title; creating s. 409.721, F.S.; creating the Florida Health Insurance Affordability Exchange Program or FHIIX in the Agency for Health Care Administration; providing program authority and principles; creating s. 409.722, F.S.; defining terms; creating s. 409.723, F.S.; providing eligibility and enrollment criteria; providing patient rights and responsibilities; providing premium levels; creating s. 409.724, F.S.; providing for premium credits and choice counseling; establishing an education campaign; providing for customer support and disenrollment; creating s. 409.725, F.S.; providing for available products and services; creating s. 409.726, F.S.; providing for program accountability; creating s. 409.727, F.S.; providing an implementation schedule; creating s. 409.728, F.S.; providing program operation and management duties; creating s. 409.729, F.S.; providing for the development of a long-term reorganization plan and the formation of the FHIIX Workgroup; creating s. 409.730, F.S.; authorizing the agency to seek federal approval; creating s. 409.731, F.S.; providing for program expiration; repealing s. 408.70, F.S., relating to legislative findings regarding access to affordable health care; amending s. 408.910, F.S.; revising legislative intent; redefining terms; revising the scope of the Florida Health Choices Program and the pricing of services under the program; providing requirements for operation of the marketplace; providing additional duties for the corporation to perform; requiring an annual report to the Governor and the Legislature; amending s. 409.904, F.S.; limiting eligible persons in the Medically Needy program to those under the age of 21 and pregnant women, and specifying an effective date; providing an expiration date for the program; amending s. 624.91, F.S.; revising eligibility requirements for state-funded assistance; revising the duties and powers of the Florida Healthy Kids Corporation; revising provisions for the appointment of members of the board of the Florida Healthy Kids Corporation; requiring transition plans; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

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

CS for SB 510—A bill to be entitled An act relating to the Miami-Dade County Lake Belt Area; amending s. 373.4149, F.S.; requiring amendments to local zoning and subdivision regulations concerning properties located within a certain area to be compatible with limestone mining activities; prohibiting amendments to local zoning and subdivision regulations which would result in an increase in residential density for certain property until there is no mining activity within a certain distance; amending s. 373.41492, F.S.; conforming a cross-reference; including water quality monitoring as an environmental purpose for which the per-ton mitigation fee may be applied; decreasing the amount of the per-ton mitigation fee for limerock and sand sold after certain dates; imposing an environmentally endangered lands fee; rescinding the water treatment plant upgrade fee; requiring the Department of Revenue to administer, enforce, and collect the environmentally endangered lands fee; adding water quality monitoring to the required uses for mitigation fee proceeds; removing a requirement that such uses be approved by the Miami-Dade County Lake Belt Mitigation Committee; requiring the environmentally endangered lands fee to be used solely for purposes related to wetland and threatened forest communities located in Miami-Dade County after proceeds are used for water treatment plant upgrades under certain conditions; reenacting s. 373.41495 (1), (2), and (3), F.S., relating to the Lake Belt Mitigation Trust Fund to incorporate the amendment made to s. 373.41492, F.S., in reference thereto; providing an effective date.

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>
Florida Building Commission		
Appointee:	Schilling, Frederick C., Jr., Boca Raton	01/31/2019
Board of Trustees of Florida Gateway College		
Appointee:	Lander, Lindsey, Trenton	05/31/2018
Board of Trustees of Seminole State College		
Appointee:	Brandon, Wendy H., Sanford	05/31/2018
Board of Professional Geologists		
Appointee:	Warden, Stanley M., Confidential pursuant to s. 119.071(4), F.S.	10/31/2017
Board of Nursing		
Appointees:	Desmond, Lori L., Valrico	10/31/2018
	Glymph, Derrick C., Pembroke Pines	10/31/2016
Board of Professional Surveyors and Mappers		
Appointee:	Grubbs, O. George, Bartow	10/31/2018

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Trustees, University of West Florida		
Appointee:	Bear, Lewis, Jr., Gulf Breeze	01/06/2020

Referred to the Committees on Higher Education; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 145 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Highway & Waterway Safety Subcommittee and Representative(s) Beshears—

CS for HB 145—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; providing for an appeal to the board for an excess weight citation under certain circumstances; providing for citation revocation by the board; revising the membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing for terms of the additional members; providing qualifications for such members; providing for removal of members by the Governor under certain circumstances; providing for action by a quorum of the board; requiring that the additional appointments be made by a specified date; providing effective dates.

—was referred to the Committees on Transportation; Governmental Oversight and Accountability; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 189 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Finance & Tax Committee and Representative(s) Cummings—

CS for HB 189—A bill to be entitled An act relating to insurance guaranty associations; amending s. 625.012, F.S.; revising the definition of the term "asset" to include Florida Insurance Guaranty Association

assessments, under certain conditions, for purposes of determining the financial condition of an insurer; amending ss. 631.717 and 631.737, F.S.; transferring a provision relating to the obligation of the Florida Life and Health Insurance Guaranty Association to pay valid claims under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 257 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Ray—

HB 257—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term "freight logistics zone"; authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; providing an effective date.

—was referred to the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 273 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee and Representative(s) Perry—

CS for HB 273—A bill to be entitled An act relating to insurer notifications; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; defining the term "optional coverage"; revising the requirements applicable to insurers when providing a notice of change in policy terms for a renewal policy to include the requirement that the notice be an advance notice; authorizing such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in policy terms to the insurance agent at a specified time; prohibiting the use of such notice to add optional coverage that increases the policy's premium unless the policyholder approves the additional optional coverage; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 277 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Veteran & Military Affairs Subcommittee, Business & Professions Subcommittee and Representative(s) Hager, Ahern, Baxley, Burgess, Burton, Combee, Corcoran, Cortes, B., Costello, Diaz, J., Fitzenhagen, Gaetz, Harrell, Ingoglia, Moskowitz, Narain, Perry, Plakon, Raburn, Raschein, Santiago, Wood—

CS for CS for HB 277—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals

who present a valid military identification card; prohibiting duplication of military identification cards; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 489, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Local & Federal Affairs Committee and Representative(s) Sullivan—

CS for HB 489—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple tangible personal property accounts to file a single joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in the evidence list for a value adjustment board hearing under certain circumstances; amending s. 194.013, F.S.; providing that only a single filing fee may be charged for specified petitions to the value adjustment board with respect to real property parcels or tangible personal property accounts; reenacting s. 196.011(6)(a) and (8), F.S., relating to applications for certain tax exemptions, to incorporate the amendment made by the act to s. 194.011, F.S., in references thereto; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 4011 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee and Representative(s) Goodson—

CS for HB 4011—A bill to be entitled An act relating to motor vehicle insurance; amending ss. 627.041 and 627.728, F.S.; revising definitions of the terms "motor vehicle insurance" and "policy," respectively, to remove exclusions for policies that insure more than four automobiles from provisions regulating insurance rates and the cancellation or non-renewal of motor vehicle insurance contracts; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7001, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Criminal Justice Subcommittee and Representative(s) Trujillo, Moskowitz—

HB 7001—A bill to be entitled An act relating to intercepting and recording oral communications; amending s. 934.03, F.S.; providing that it is lawful to intercept and record certain oral communications; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7005 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Government Operations Subcommittee and Representative(s) Ingoglia—

HB 7005—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1005.38, F.S., relating to exemptions from public records and public meeting requirements for records of investigations conducted by the Commission for Independent Education, discussions of such investigatory records at probable cause panel meetings, and the recordings, minutes, and findings from the closed portions of such meetings; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committees on Higher Education; Governmental Oversight and Accountability; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7009 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Finance & Tax Committee and Representative(s) Sullivan—

HB 7009—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2015 version of the Internal Revenue Code; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term "adjusted federal income"; revising the treatment by this state of certain depreciation and expensing of assets allowed for federal income tax purposes; authorizing the Department of Revenue to adopt emergency rules; reenacting s. 1009.97(3)(l), F.S., relating to the definition of the term "Internal Revenue Code" with respect to prepaid college programs, to incorporate the amendment made by the act to s. 220.03, F.S., in a reference thereto; providing for retroactive applicability; providing an effective date.

—was referred to the Committees on Finance and Tax; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7011 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Government Operations Subcommittee and Representative(s) Fant—

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 341.3026, F.S., relating to an exemption from public records requirements for certain personal identifying information held by a public transit provider; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7059 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Civil Justice Subcommittee and Representative(s) Passidomo—

HB 7059—A bill to be entitled An act relating to offenses concerning racketeering and illegal debts; reordering and amending s. 895.02, F.S.; specifying the earliest date that incidents constituting a pattern of racketeering activity may have occurred; conforming a cross-reference; amending s. 895.05, F.S.; authorizing an investigative agency to institute a civil proceeding for forfeiture in a circuit court in certain circumstances; adding diminution in value as a ground for an action under certain circumstances; removing certain grounds for an action; authorizing a court to order the forfeiture of other property of the defendant up to the value of unavailable property in certain circumstances; authorizing the Department of Legal Affairs to bring an action for certain violations to obtain specified relief, fees, and costs for certain purposes; providing for civil penalties for natural persons and other persons who commit certain violations; providing for deposit of moneys received for certain violations; authorizing a party to a specific civil action to petition the court for entry of a consent decree or for approval of a settlement agreement; providing requirements for such decrees or agreements; amending s. 895.06, F.S.; deleting the definition of "investigative agency" for purposes of provisions relating to civil investigative subpoenas; providing that a subpoena must be confidential for a specified time; restricting to whom the subpoenaed person or entity may disclose the existence of the subpoena; requiring certain information be included in the subpoena; authorizing the investigative agency to apply for an order extending the amount of time the subpoena remains confidential rather than having it extended by the court for a specified period; providing that the investigative agency has the authority to stipulate to protective orders with respect to documents and information submitted in response to a subpoena; amending s. 895.09, F.S.; conforming a cross-reference; providing for distribution of forfeiture proceeds to victims; amending ss. 16.56 and 905.34, F.S.; conforming cross-references; reenacting and amending s. 16.53, F.S., relating to the Department of Legal Affairs Trust Fund, to incorporate the amendment made by the act to s. 895.05, F.S., in references thereto; conforming a cross-reference; reenacting ss. 27.345(1) and 92.142(3), F.S., relating to the State Attorney RICO Trust Fund and witness pay, respectively, to incorporate the amendment made by the act to s. 895.05, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7061 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Bob Ward, Clerk

By Civil Justice Subcommittee and Representative(s) Passidomo—

HB 7061—A bill to be entitled An act relating to public records; amending s. 895.06, F.S.; providing an exemption from public records requirements for certain documents and information held by an investigative agency pursuant to an investigation relating to an activity prohibited under the Florida RICO Act; authorizing disclosure of such documents and information under certain conditions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7069, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Appropriations Subcommittee, Education Committee and Representative(s) O'Toole—

CS for HB 7069—A bill to be entitled An act relating to education accountability; amending s. 1001.42, F.S.; revising a requirement for the

uniform opening date of public schools; amending s. 1002.20, F.S.; deleting provisions relating to assessment, intensive instruction, and progress monitoring for students with reading deficiencies; amending ss. 1003.4156 and 1003.4282, F.S.; deleting provisions relating to remediation for certain middle grades and high school students, respectively; amending s. 1003.4285, F.S.; revising requirements for the scholar designation on standard high school diplomas; amending s. 1003.621, F.S.; requiring that academically high-performing school districts comply with provisions relating to the uniform opening date of public schools; amending s. 1008.22, F.S.; revising the purpose of the student assessment program to include providing instructional personnel with certain information when available; revising the grade levels of students who must take the statewide, standardized English Language Arts assessment; revising provisions relating to end-of-course assessments; requiring that all students enrolled in certain courses take the statewide, standardized end-of-course assessment associated with the course; prohibiting students who take an end-of-course assessment for a course from taking other specified assessments; providing for use of certain assessment results for students; revising provisions relating to local assessments administered by school districts; requiring that certain information relating to student achievement be provided to instructional personnel when available; requiring that all end-of-course assessment results be reported annually by a specified date; providing an exemption for the 2014-2015 school year; requiring the Commissioner of Education to annually publish a uniform calendar for assessment and reporting on the Department of Education's website; requiring each school district to establish assessment schedules, approve such schedules at a district school board meeting, and publish such schedules on the district's website; requiring each public school to publish such schedules on the school's website; providing that certain assessments replace final assessments in certain courses; requiring teachers and parents to be provided with results of district-required local assessments in a timely manner; requiring rulemaking relating to the uniform calendar; amending s. 1008.24, F.S.; providing that school districts may use specified employees to administer and proctor certain assessments; amending s. 1008.25, F.S.; deleting requirements for the comprehensive student progression plan; requiring each district school board to adopt

criteria for student grade-level progression; revising provisions relating to support for certain students and student promotion from grade 3 to grade 4; requiring that certain information relating to student achievement be provided to instructional personnel when available; providing for intensive instruction for certain students; revising reporting requirements; amending s. 1008.30, F.S.; deleting a requirement for certain students to be evaluated for college readiness; amending s. 1008.36, F.S.; providing additional funds to certain schools through the Florida School Recognition Program under certain conditions; amending s. 1011.62, F.S.; revising requirements for the funding of a comprehensive reading instruction system, to include certain components for students in intensive reading acceleration courses; requiring the department to regularly report certain findings to the State Board of Education; requiring the state board to annually review the effectiveness of each school district's K-12 comprehensive reading plan; amending s. 1012.34, F.S.; revising reporting requirements relating to school district personnel evaluation systems; revising evaluation criteria and requirements; revising provisions relating to the measurement of student performance; deleting provisions relating to district bonus rewards for performance pay based on evaluation progress; repealing s. 1012.3401, F.S., relating to requirements for measuring student performance in instructional personnel and school administrator performance evaluations and performance evaluation of personnel for purposes of performance salary schedule; amending s. 1012.98, F.S.; revising provisions relating to personnel evaluation for purposes of professional development; providing effective dates.

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

CO-INTRODUCERS

Senators Abruzzo—CS for SB 268; Gaetz—SB 1326; Hays—SB 590; Negron—SB 1016; Sobel—CS for SB 534; Soto—SB 98, SB 156, CS for SB 606



Journal of the Senate

Number 7—Regular Session

Wednesday, April 1, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:00 a.m. A quorum present—38:

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	

Excused: Senator Ring

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Executive Director of Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty God, creator of the universe: As we approach the holiday of Passover, let us invoke the ancient lessons of Passover today. We pray that we always remember that Passover can happen in our daily lives today, too. We pray for the strength to experience our personal exodus from our personal Egypt: to overcome our obstacles, challenges, and habits.

Almighty God: Grant us the power to take that leap of faith. Give us the strength to look only at the good within us, not at our faults. Let us be like the ancient Hebrews who escaped slavery in mere moments. Let us pass over our personal shortcomings, and let us rise from despair to freedom. And let us remember the teachings of the Sages, who said that darkness is but the absence of light and that a little light drives away much darkness.

Almighty God: As we proceed through the desert, when we feel dry and empty, let us never stray far from our wells of inner goodness and light. Let us be inspired by the life of the Lubavitcher Rebbe Rabbi Schneer-

sohn, whose birthday we just celebrated yesterday. The Rebbe taught us all to focus on the light, not on the darkness, and that every act of goodness and kindness can change our lives and the world, bringing the immediate redemption to the entire universe. Let us add light to our world, both in our lives and the lives of others, by adding acts of goodness and kindness.

We pray that our acts of light finally tip the scale of good and evil to usher in the age of redemption for all mankind. Amen.

PLEDGE

Senator Gaetz led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

On motion by Senator Richter—

By Senator Richter—

SR 800—A resolution recognizing May 2015 as “Bladder Cancer Awareness Month” in Florida.

WHEREAS, according to the Centers for Disease Control and Prevention, bladder cancer is the sixth most common cancer in the United States, and

WHEREAS, among the states, Florida has the third largest population, the third highest incidence of bladder cancer, and the second highest rate of bladder cancer deaths in the nation, and

WHEREAS, bladder cancer is the fourth most common cancer in men and the eleventh most common cancer in women, and

WHEREAS, men have a 1 in 27 chance and women have a 1 in 86 chance of being diagnosed with bladder cancer during their lifetimes, and

WHEREAS, this year in the United States, approximately 74,000 new cases of bladder cancer will be diagnosed and nearly 16,000 people will die from the disease, and

WHEREAS, bladder cancer consistently occurs in more women each year than does cervical cancer, and

WHEREAS, women often have a delayed diagnosis due to bladder cancer being mistaken for common gynecological problems, and

WHEREAS, although bladder cancer can occur at any age, a high percentage of people suffering from the disease are over the age of 55 years, and

WHEREAS, even though bladder cancer is the sixth most common cancer in the United States, it ranks 19th in research money received, and

WHEREAS, due to a reoccurrence rate of 50 to 80 percent, bladder cancer is one of the most expensive cancers to treat, NOW, THEREFORE,

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

That May 2015 is recognized as “Bladder Cancer Awareness Month” in Florida.

—was introduced out of order and read by title. On motion by Senator Richter, **SR 800** was read the second time by title and adopted.

On motion by Senator Bean—

By Senator Bean—

SR 1620—A resolution celebrating the 450th anniversary of the founding of St. Augustine and recognizing September 8, 2015, as “Founder’s Day” in Florida.

WHEREAS, on September 8, 1565, Pedro Menendez de Avilés founded San Agustín in the Spanish territory, La Florida, and

WHEREAS, after its founding, St. Augustine was occupied over the years by Spanish, British, and American colonists, and

WHEREAS, St. Augustine is recognized as the oldest continuously occupied European settlement in North America and was the site of the first free African-American settlement in the Americas, known as Fort Mose, and

WHEREAS, the first Christian Mass in the new world was offered in St. Augustine by Father Francisco López de Mendoza Grajales, who founded the parish of Saint Augustine and helped establish Christianity in North America, and

WHEREAS, St. Augustine was also home to the first hospital and the first tavern in North America, and

WHEREAS, 2015 marks the 450th anniversary of the founding of St. Augustine and the multicultural founding of America, NOW, THEREFORE,

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

That the 450th anniversary of the founding of St. Augustine is celebrated, and September 8, 2015, is recognized as “Founder’s Day” in Florida.

—was introduced out of order and read by title. On motion by Senator Bean, **SR 1620** was read the second time by title and adopted.

SPECIAL RECOGNITION

Senator Benacquisto recognized her daughter, Gabriella, for her 16th birthday today.

INTRODUCTION OF FORMER SENATORS

Senator Latvala recognized Congresswoman Debbie Wasserman Schultz, former Senator, who was present in the chamber.

SPECIAL GUESTS

Senator Hays recognized his granddaughter, Madison Sarah Phillips, who was present in the gallery.

On motion by Senator Soto—

By Senator Soto—

SR 1608—A resolution to raise awareness of Evans syndrome in this state.

WHEREAS, Evans syndrome is an autoimmune disorder in which a person’s immune system creates antibodies that attack the blood’s red and white cells and platelets, and

WHEREAS, the antibodies’ attack on red cells decreases the oxygen level in the blood, causing those who have the disease to become easily exhausted, and

WHEREAS, the antibodies’ attack on white cells interferes with the body’s natural ability to fight infections, making such routine illnesses as the common cold difficult to recover from; and their attack on platelets impedes healthy blood clotting, placing those who have the disease at great risk should they have an injury, and

WHEREAS, Evans syndrome is extraordinarily rare, occurring in just 1 in 1 million people, and

WHEREAS, many physicians are unaware of Evans syndrome, and there is no known cure or ongoing research of possible causes or cures for the disorder, and

WHEREAS, chemotherapy, coupled with biweekly platelet checks, is the standard of care today for those who have Evans syndrome, and the cost of each round of chemotherapy may be \$25,000 or more, NOW, THEREFORE,

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

That it is of paramount importance that awareness of Evans syndrome be raised to encourage research, improve diagnosis and treatment, and, one day, identify a cure.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Ricardo Garcia as a tangible token of the appreciation of the Florida Senate for his brave battle against Evans syndrome and his willingness to step into the spotlight to advocate for all who have the disease.

—was introduced out of order and read by title. On motion by Senator Soto, **SR 1608** was read the second time by title and adopted.

At the request of Senator Hukill—

By Senators Hukill and Gaetz—

SR 104—A resolution recognizing the week of November 16-22, 2015, as “Spinal Cord Injury Awareness Week” in Florida.

WHEREAS, the central nervous system is made up of two parts, the brain and the spinal cord, and

WHEREAS, the spinal cord is considered the “information super-highway” of the body because it contains bundles of neurons that carry signals to and from the brain, controlling many bodily functions, and

WHEREAS, after a spinal cord injury occurs, damaged neurons can no longer emit signals to or from the brain, and the injured person suffers permanent sensory loss and loss of muscle control, and

WHEREAS, some 273,000 individuals in the United States have sustained a spinal cord injury, and

WHEREAS, it is estimated that the annual incidence of spinal cord injury in the United States is about 12,000 new cases, not including those who die at the scene of an accident, and

WHEREAS, age 42 is the average age for spinal cord injuries, with nearly half of all injuries occurring between the ages of 16 and 30, and

WHEREAS, men are at much greater risk for spinal cord injury, with 80.7 percent of all spinal cord injuries occurring in men, and

WHEREAS, the four leading causes of spinal cord injury for both men and women are auto accidents, falls, acts of violence, and recreational sporting activities, and

WHEREAS, the average annual cost of care for individuals who have a spinal cord injury ranges from \$340,000 to \$1.04 million the first year after injury, with an estimated lifetime cost ranging between \$1.5 million and \$4.6 million depending on the severity of injury, and

WHEREAS, over the past two decades, scientists have made major breakthroughs in understanding how to encourage damaged neurons to regenerate and restore function and how to improve the quality of life for patients in areas such as infertility and pain management, and

WHEREAS, the Darrell Gwynn Foundation has worked to help fund research aimed at finding a cure for paralysis, as well as improving the overall quality of life for individuals with paralysis, and

WHEREAS, the Darrell Gwynn Foundation will spend the week of November 16-22, 2015, working with local governments and schools to educate Floridians about the causes of and treatments for spinal cord injuries, as well as informing the public on the prevention of these injuries, NOW, THEREFORE,

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

That November 16-22, 2015, is recognized as "Spinal Cord Injury Awareness Week" in the State of Florida.

—was introduced, read and adopted by publication.

At the request of Senator Flores—

By Senator Flores—

SR 452—A resolution recognizing April 2015 as "Landscape Architecture Month" in Florida.

WHEREAS, landscape architects serve to preserve, protect, and conserve Florida's scenic beauty, unique and fragile ecosystems, and abundant natural resources through thoughtful planning and design and careful stewardship, and

WHEREAS, the profession of landscape architecture significantly enriches the quality of life enjoyed by Floridians and visitors to this great state by artfully creating safe, functional, accessible, and aesthetically pleasing public and private places, and

WHEREAS, landscape architects foster and promote the economically and ecologically sustainable development of the state's land and water resources for present enjoyment, while ensuring the same opportunity to future generations, and

WHEREAS, the profession of landscape architecture encompasses the analysis, planning, design, management, and stewardship of natural and built environments through a broad and diverse spectrum of projects, including water resource management, stormwater conveyance systems, urban design, streetscapes, transportation facilities, greenways and parks, residential and commercial spaces, monuments, historic preservation and restoration spaces, hospitality spaces and resorts, academic campuses, and conservation and reclamation lands, as well as landscape art, earth sculptures, gardens, arboreta, and interior landscapes, and

WHEREAS, excellence in the practice of professional landscape architecture is promoted through undergraduate and graduate programs offered through the State University System and regulated by the Department of Business and Professional Regulation and the Board of Landscape Architecture, and

WHEREAS, the profession of landscape architecture serves a unique and vital role in both green and development industries in Florida, NOW, THEREFORE,

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

That April 2015 is recognized as "Landscape Architecture Month" in Florida, honoring and celebrating the valuable and important contributions made by landscape architects for the betterment of the state.

—was introduced, read and adopted by publication.

At the request of Senator Grimsley—

By Senator Grimsley—

SR 844—A resolution recognizing August 2015 as "Amblyopia Awareness Month" in Florida.

WHEREAS, amblyopia is a cause of permanent vision loss if not identified and treated early in life, and

WHEREAS, the detection of amblyopia in early childhood increases the chances of successful treatment, especially if the disorder is detected before a child reaches 5 years of age, and

WHEREAS, many forms of amblyopia are difficult to detect and can be identified only through proper screening techniques, and

WHEREAS, the earlier children are identified as having amblyopia, the sooner treatment can commence, and

WHEREAS, fewer than 20 percent of preschool children are currently being screened for vision problems, despite the fact that such screening is a covered service by many health insurance plans and health maintenance organizations, and

WHEREAS, parents should be encouraged to have their children screened for vision problems prior to admission to preschool, and

WHEREAS, the Florida Society of Ophthalmology and a number of statewide associations, charitable organizations, state agencies, and local public health departments believe that it is of paramount importance to promote statewide preschool vision screening, with the goal of testing all children between 3 and 5 years of age, NOW, THEREFORE,

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

That August 2015 is recognized as "Amblyopia Awareness Month" in Florida.

—was introduced, read and adopted by publication.

SENATOR GAETZ PRESIDING

THE PRESIDENT PRESIDING

SPECIAL GUESTS

Senator Gibson recognized her father, Ernest Gibson, who was present in the gallery.

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

SPECIAL ORDER CALENDAR

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2015, and ending June 30, 2016, and supplemental appropriations for the period ending June 30, 2015, to pay salaries and other expenses capital outlay-buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was read the second time by title.

Senator Hays moved the following amendment which was adopted:

Amendment 1 (995027)—

	DELETE	INSERT
EDUCATION, DEPARTMENT OF		
Blind Services, Division Of	48180000	
In Section 02 On Page 010		
Special Categories	100486	
Grants And Aids - Client Services	IOEB	

Immediately following Specific Appropriation 49, DELETE:

From the funds in Specific Appropriation 49 from the General Revenue Fund, \$50,000 is provided for the Lighthouse for the Blind - Pasco/Hernando, \$150,000 is provided for the Lighthouse for the Blind - Miami, and \$2,000,000 is provided for New Vision for Independence.

AND INSERT:

From the funds in Specific Appropriation 49 from the General Revenue Fund, \$50,000 is provided for the Lighthouse for the Blind - Pasco/Hernando, \$150,000 is provided for the Lighthouse for the Blind - Miami, and \$2,000,000 is provided for the Florida Association of Agencies Serving the Blind to provide statewide services to visually impaired children, ages 6 to 13.

Senator Thompson moved the following amendment which was adopted:

Amendment 2 (995036)—

	DELETE	INSERT
	EDUCATION, DEPARTMENT OF Public Schools, Division Of Program: State Grants/K-12 Program - Non FEFP 48250400	
106	In Section 02 On Page 026 Special Categories 104052 Grants And Aids - School And Instructional Enhancements IOEB	

From the list of programs following Specific Appropriation 106, DELETE:

Florida Children's Initiative..... 1,800,000

AND INSERT:

Florida Children's Initiative..... 1,750,000
The Howard Center for Children and Families..... 25,000
Strengthening Our Sons..... 25,000

Amendment 3 (995052) was withdrawn.

Senator Garcia moved the following amendment which was adopted:

Amendment 4 (995039)—

	DELETE	INSERT
	AGENCY FOR PERSONS WITH DISABILITIES Program: Services To Persons With Disabilities Home And Community Services 67100100	
250	In Section 03 On Page 060 Special Categories 100778 Grants And Aids - Contracted Services IOEB	
1000	General Revenue Fund CA 50,000 FSI1NR 50,000	3,867,000 3,917,000

At the end of existing proviso language, following Specific Appropriation 250, INSERT:

From the funds in Specific Appropriation 250, \$50,000 in nonrecurring funds from the General Revenue Fund is provided to the statewide Centers for Autism and Related Disabilities (CARD) and shall be distributed equally amongst the centers.

	Developmental Disability Centers - Forensic Program 67100500	
277W	In Section 03 On Page 065 Fixed Capital Outlay 080754 Agency For Persons With Disabilities Fixed Capital Outlay Needs For Centrally Managed Facilities IOEB	
1000	General Revenue Fund CA -50,000 FSI1NR -50,000	2,600,000 2,550,000

DELETE the proviso immediately following Specific Appropriation 277W:

From the funds in Specific Appropriation 277W, \$2,600,000 in nonrecurring funds from the General Revenue Fund is provided for Americans with Disabilities Act (ADA) accessibility modifications and

other critical repairs to state facilities.

AND INSERT:

From the funds in Specific Appropriation 277W, \$2,550,000 in nonrecurring funds from the General Revenue Fund is provided for Americans with Disabilities Act (ADA) accessibility modifications and other critical repairs to state facilities.

Senator Galvano moved the following amendment which was adopted:

Amendment 5 (995040)—

	DELETE	INSERT
	AGENCY FOR HEALTH CARE ADMINISTRATION Program: Health Care Services Medicaid Services To Individuals 68501400	
213	In Section 03 On Page 054 Special Categories 102673 Prepaid Health Plans IOEB	

At the end of existing proviso language, following Specific Appropriation 213, INSERT:

The Agency for Health Care Administration may, pursuant to section 409.912, Florida Statutes, contract with a provider service network to provide or arrange for the care of Medicaid eligible medically complex and medically fragile children through either a capitated or fee-for-service payment arrangement.

Senator Garcia moved the following amendment which was adopted:

Amendment 6 (995041)—

	DELETE	INSERT
	HEALTH, DEPARTMENT OF Program: Community Public Health Statewide Public Health Support Services 64200800	
504	In Section 03 On Page 093 Special Categories 100778 Grants And Aids - Contracted Services IOEB	
1000	General Revenue Fund CA 50,000 FSI1NR 50,000	1,620,536 1,670,536

At the end of existing proviso language, following Specific Appropriation 504, INSERT:

From the funds in Specific Appropriation 504, \$50,000 in nonrecurring funds from the General Revenue Fund is provided to the Guardian Hands Foundation to raise awareness of rare diseases.

519	In Section 03 On Page 094 Fixed Capital Outlay 081108 Health Facilities Repair And Maintenance - Statewide IOEB	
1000	General Revenue Fund CA -50,000 FSI1NR -50,000	3,533,207 3,483,207

DELETE the proviso immediately following Specific Appropriation 519:

From the funds in Specific Appropriation 519, \$3,533,207 in nonrecurring funds from the General Revenue Fund and \$624,800 in nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:

Jacksonville Laboratory..... 3,533,207
Orlando Health Physics Lab..... 624,800

AND INSERT:

From the funds in Specific Appropriation 519, \$3,483,207 in

nonrecurring funds from the General Revenue Fund and \$624,800 in nonrecurring funds from the Radiation Protection Trust Fund are provided for the following maintenance and repair and/or code correction projects at state laboratory facilities:

Jacksonville Laboratory.....	3,483,207
Orlando Health Physics Lab.....	624,800

Amendment 7 (995042) was withdrawn.

Senator Garcia moved the following amendments which were adopted:

Amendment 8 (995043)—

	DELETE	INSERT
AGENCY FOR PERSONS WITH DISABILITIES Program: Services To Persons With Disabilities Home And Community Services 67100100		
250 In Section 03 On Page 060 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 50,000 FSI1NR 50,000	3,867,000	3,917,000

At the end of existing proviso language, following Specific Appropriation 250, INSERT:

From the funds in Specific Appropriation 250, \$50,000 in nonrecurring funds from the General Revenue Fund is provided to the Angels Reach Foundation, Inc., to provide services for individuals with autism.

Developmental Disability Centers - Forensic Program 67100500		
277W In Section 03 On Page 065 Fixed Capital Outlay 080754 Agency For Persons With Disabilities Fixed Capital Outlay Needs For Centrally Managed Facilities IOEB		
1000 General Revenue Fund CA -50,000 FSI1NR -50,000	2,600,000	2,550,000

DELETE the proviso immediately following Specific Appropriation 277W:

From the funds in Specific Appropriation 277W, \$2,600,000 in nonrecurring funds from the General Revenue Fund is provided for Americans with Disabilities Act (ADA) accessibility modifications and other critical repairs to state facilities.

AND INSERT:

From the funds in Specific Appropriation 277W, \$2,550,000 in nonrecurring funds from the General Revenue Fund is provided for Americans with Disabilities Act (ADA) accessibility modifications and other critical repairs to state facilities.

Amendment 9 (995044)—

	DELETE	INSERT
CHILDREN AND FAMILIES, DEPARTMENT OF Services Program: Family Safety Program Family Safety And Preservation Services 60910310		
312 In Section 03 On Page 069 Special Categories 100778 Grants And Aids - Contracted Services IOEB		
1000 General Revenue Fund CA 50,000 FSI1NR 50,000	1,450,000	1,500,000

At the end of existing proviso language, following Specific Appropriation 312, INSERT:

From the funds in Specific Appropriation 312, the nonrecurring sum of \$50,000 from the General Revenue Fund is provided to Victory For Youth Corp. for the Share Your Heart program.

Administration
Program: Executive Leadership
Executive Direction And Support Services 60900101

295 In Section 03 On Page 067
Fixed Capital Outlay 080751
Department Of Children And Family
Services Fixed Capital Needs For
Centrally Managed Facilities IOEB

1000 General Revenue Fund CA -50,000 FSI1NR -50,000	2,283,696	2,233,696
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Senator Abruzzo moved the following amendment:

Amendment 10 (995029)—

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Probation And Community Corrections Program Community Supervision 80700700		
1141 In Section 04 On Page 165 Special Categories 100005 Juvenile Redirections Program IOEA		
1000 General Revenue Fund CA -300,000 FSI1 -300,000	5,364,831	5,064,831
LAW ENFORCEMENT, DEPARTMENT OF Program: Investigations And Forensic Science Program Provide Investigative Services 71600200		
1259 In Section 04 On Page 177 Special Categories 102009 Grants And Aids - Special Projects IOEB		
1000 General Revenue Fund CA 300,000 FSI1 300,000	1,433,017	1,733,017

At the end of existing proviso language, following Specific Appropriation 1259, INSERT:

From the funds in Specific Appropriation 1259, \$300,000 in recurring general revenue funds is provided for the Care for the Retired Law Enforcement Dogs Program.

Senator Abruzzo moved the following substitute amendment which was adopted:

Substitute Amendment 10 (995053)—

	DELETE	INSERT
JUVENILE JUSTICE, DEPARTMENT OF Program: Probation And Community Corrections Program Community Supervision 80700700		
1141 In Section 04 On Page 165 Special Categories 100005 Juvenile Redirections Program IOEA		
1000 General Revenue Fund CA -300,000 FSI1 -300,000	5,364,831	5,064,831
LAW ENFORCEMENT, DEPARTMENT OF Program: Investigations And Forensic Science Program Provide Investigative Services 71600200		

In Section 04 On Page 177
 1259 Special Categories 102009
 Grants And Aids - Special Projects IOEB

1000	General Revenue Fund	1,433,017	1,733,017
	CA 300,000 FSI1 300,000		

At the end of existing proviso language, following Specific Appropriation 1259, INSERT:

From the funds in Specific Appropriation 1259, \$300,000 in recurring general revenue funds is provided for the Care for Retired Law Enforcement Dogs Program contingent on the passage of Senate Bill 1016.

Senator Soto moved the following amendment which was adopted:

Amendment 11 (995028)—

	DELETE	INSERT
LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL 41000000		

In Section 04 On Page 183

Before Specific Appropriation 1313, INSERT:

The Department of Legal Affairs may not use funds in Specific Appropriations 1313 through 1367 for the purpose of stopping, delaying, or otherwise inhibiting the implementation of any aspects or phases of the executive policy referred to as "deferred action" as set forth in the memorandum from Secretary of the United States Department of Homeland Security Jeh Charles Johnson, "Exercising Prosecutorial Discretion with Respect to Individuals Who Came to the United States as Children and with Respect to Certain Individuals Who Are the Parents of U.S. Citizens or Permanent Residents," dated November 20, 2014.

The vote was:

Yeas—16

Abruzzo	Garcia	Sachs
Braynon	Gibson	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Thompson
Diaz de la Portilla	Margolis	
Flores	Montford	

Nays—15

Mr. President	Dean	Lee
Altman	Evers	Legg
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Grimsley	Simmons

Senator Montford moved the following amendment which was adopted:

Amendment 12 (995037)—

	DELETE	INSERT
CORRECTIONS, DEPARTMENT OF Program: Education And Programs Adult Offender Transition, Rehabilitation And Support 70450300		

In Section 04 On Page 119
 766 Special Categories 100777
 Contracted Services IOEA

DELETE the fifth paragraph of proviso following Specific Appropriation 766:

From the funds in Specific Appropriation 766, \$200,000 in recurring general revenue funds is provided for the Bethel Empowerment Foundation Reentry Program. Funds used for startup activities for the Bethel

Empowerment Foundation Reentry Program may not exceed 25 percent of the total funds appropriated. Bethel Empowerment Foundation Reentry Program will provide pre-release risk assessment, a plan-of-care, career development and life skills training, and referrals for incarcerated inmates who may be eligible for Bethel Empowerment Foundation Reentry Program services upon release. Bethel Empowerment Foundation Reentry Program will also provide post-release services including case management, career development and life skills training, life-coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Bethel Empowerment Foundation Reentry Program may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than one year before entry into the Bethel Empowerment Foundation Reentry Program. Eligibility for participation in the Bethel Empowerment Foundation Reentry Program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Leon County and surrounding counties. The department may request a budget amendment pursuant to chapter 216, Florida Statutes, to transfer funding between Specific Appropriations 616, 628, 641, 726 and 766 in order to serve incarcerated inmates as well as persons under community corrections supervision.

AND INSERT:

From the funds in Specific Appropriation 766, \$150,000 in recurring general revenue funds is provided for the Bethel Empowerment Foundation Reentry Program. Funds used for startup activities for the Bethel Empowerment Foundation Reentry Program may not exceed 25 percent of the total funds appropriated. Bethel Empowerment Foundation Reentry Program will provide pre-release risk assessment, a plan-of-care, career development and life skills training, and referrals for incarcerated inmates who may be eligible for Bethel Empowerment Foundation Reentry Program services upon release. Bethel Empowerment Foundation Reentry Program will also provide post-release services including case management, career development and life skills training, life-coaching (mentoring), family reunification, and job placement assistance to offenders on community supervision. Bethel Empowerment Foundation Reentry Program may also provide such post-release services to formerly incarcerated persons (ex-inmates) who have been released from a Department of Corrections' facility no more than one year before entry into the Bethel Empowerment Foundation Reentry Program. Eligibility for participation in the Bethel Empowerment Foundation Reentry Program is limited to inmates, offenders on community supervision, and recently released ex-inmates who are transitioning back into the communities and workforce of Leon County and surrounding counties. The department may request a budget amendment pursuant to chapter 216, Florida Statutes, to transfer funding between Specific Appropriations 616, 628, 641, 726 and 766 in order to serve incarcerated inmates as well as persons under community corrections supervision.

	In Section	On Page	000
766	000000	IOE	

At the end of existing proviso language, following Specific Appropriation 766, INSERT:

From the funds in Specific Appropriation 766, \$50,000 in recurring general revenue funds is provided for the Gadsden County Jail Faith Behind Bars re-entry program. The Gadsden County Jail Faith Behind Bars re-entry program offers pre-release activities such as substance abuse counseling, anger management, employment skills, drug and alcohol awareness education, family counseling, job search training, GED preparation, and horticultural training. The re-entry program partners with the Gadsden County Chamber of Commerce to connect inmates with employment opportunities following release.

Senator Richter moved the following amendment which was adopted:

Amendment 13 (995032)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		

In Section 05 On Page 246

1927 Fixed Capital Outlay 088865
Economic Development Transportation
Projects - Road Fund IOEK

At the end of existing proviso language, following Specific Appropriation 1927, INSERT:

Big Carlos Pass Bridge Project Development & Environmental Study - Lee
.....\$1,000,000

Senator Latvala moved the following amendment:

Amendment 14 (995033)—

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF		
Program: Strategic Business Development		
Strategic Business Development 40400100		
In Section 06 On Page 281		
2247A Special Categories 100257		
Qualified Television Revolving Loan Fund IOEA		
2041 State Economic Enhancement And	10,000,000	0
Development Trust Fund		
CA -10,000,000 FSI1NR -10,000,000		

DELETE the proviso immediately following Specific Appropriation 2247A:

Funds in Specific Appropriation 2247A for the Qualified Television Revolving Loan Program are contingent upon Senate Bill 196 or similar legislation creating the program becoming law.

2247B Special Categories 100258
Entertainment Industry Quick Action Fund IOEA

2041 State Economic Enhancement And	10,000,000	
Development Trust Fund		
CA 10,000,000 FSI1NR 10,000,000		

Senator Latvala moved the following substitute amendment which was adopted:

Substitute Amendment 14 (995054)—

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF		
Program: Strategic Business Development		
Strategic Business Development 40400100		
In Section 06 On Page 281		
2247A Special Categories 100257		
Qualified Television Revolving Loan Fund IOEA		
2041 State Economic Enhancement And	10,000,000	0
Development Trust Fund		
CA -10,000,000 FSI1NR -10,000,000		

DELETE the proviso immediately following Specific Appropriation 2247A:

Funds in Specific Appropriation 2247A for the Qualified Television Revolving Loan Program are contingent upon Senate Bill 196 or similar legislation creating the program becoming law.

2247B Special Categories 100XXX
Entertainment Action Fund IOEA

2041 State Economic Enhancement And	10,000,000	
Development Trust Fund		
CA 10,000,000 FSI1NR 10,000,000		

Following Specific Appropriation 2247B, INSERT:

Funds in Specific Appropriation 2247B for the Entertainment Action Fund are contingent upon Senate Bill 1046 or similar legislation creating the program becoming law.

Senator Clemens moved the following amendment which was adopted:

Amendment 15 (995034)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF		
Transportation Systems Operations		
Program: Highway Operations 55150200		
In Section 05 On Page 246		
1927 Fixed Capital Outlay 088865		
Economic Development Transportation		
Projects - Road Fund IOEK		

At the end of existing proviso language, following Specific Appropriation 1927, INSERT:

Broadway Corridor/15th Street Infrastructure/Beautification, Riviera Beach.....\$300,000

Senator Latvala moved the following amendment which was adopted:

Amendment 16 (995035)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF		
Transportation Systems Operations		
Program: Highway Operations 55150200		
In Section 05 On Page 246		
1927 Fixed Capital Outlay 088865		
Economic Development Transportation		
Projects - Road Fund IOEK		

At the end of existing proviso language, following Specific Appropriation 1927, INSERT:

Pinellas Suncoast Transit Authority Bus Rapid Transit Study...\$1,000,000

RECONSIDERATION OF AMENDMENT

Senator Latvala moved that the Senate reconsider the vote by which **Amendment 11 (995028)** was adopted. The motion to reconsider was adopted. The vote was:

Yeas—22

Mr. President	Evers	Legg
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Stargel
Dean	Latvala	
Detert	Lee	

Nays—15

Abruzzo	Garcia	Sachs
Braynon	Gibson	Smith
Bullard	Joyner	Sobel
Clemens	Margolis	Soto
Diaz de la Portilla	Montford	Thompson

The question recurred on **Amendment 11 (995028)** which failed.

Senator Thompson moved the following amendment:

Amendment 17 (995045)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF		
Transportation Systems Operations		
Program: Highway Operations 55150200		

In Section 05 On Page 246
 1927 Fixed Capital Outlay 088865
 Economic Development Transportation
 Projects - Road Fund IOBK

2540 State Transportation (Primary) 37,318,250 37,468,250
 Trust Fund
 CA 150,000 FSI1NR 150,000

At the end of existing proviso language, following Specific
 Appropriation 1927, INSERT:

Pine Hills/Silver Star Crosswalk - Orange.....\$150,000

ECONOMIC OPPORTUNITY, DEPARTMENT OF
 Program: Community Development
 Housing And Community Development 40300200

In Section 06 On Page 277
 2233A Special Categories 100931
 Grants And Aids - Housing And Community
 Development Projects IOEB

2041 State Economic Enhancement And 23,807,058 23,657,058
 Development Trust Fund
 CA -150,000 FSI1NR -150,000

In Section 06, on Page 277, DELETE the following:

Charles Adams Floating Museum - Jacksonville.....\$500,000

In Section 06, on Page 277, INSERT the following:

Charles Adams Floating Museum - Jacksonville.....\$350,000

Pursuant to Rule 7.1(1), there being no objection, consideration of the
 following late-filed amendment was allowed:

Senator Latvala moved the following substitute amendment which
 was adopted:

Substitute Amendment 17 (995055)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
In Section 05 On Page 246		
1927 Fixed Capital Outlay 088865		
Economic Development Transportation Projects - Road Fund IOBK		
2540 State Transportation (Primary) 37,318,250 37,318,250		
Trust Fund		
CA 0		

At the end of existing proviso language, following Specific
 Appropriation 1927, INSERT:

Pine Hills/Silver Star Crosswalk - Orange.....\$150,000

Senator Thompson moved the following amendment:

Amendment 18 (995046)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
In Section 05 On Page 246		
1927 Fixed Capital Outlay 088865		
Economic Development Transportation Projects - Road Fund IOBK		
2540 State Transportation (Primary) 37,318,250 38,155,850		

Trust Fund
 CA 837,600 FSI1NR 837,600

At the end of existing proviso language, following Specific
 Appropriation 1927, INSERT:

Winter Garden Franklin Street Trail - Orange.....\$837,600

ECONOMIC OPPORTUNITY, DEPARTMENT OF
 Program: Community Development
 Housing And Community Development 40300200

In Section 06 On Page 277
 2233A Special Categories 100931
 Grants And Aids - Housing And Community
 Development Projects IOEB

2041 State Economic Enhancement And 23,807,058 22,969,458
 Development Trust Fund
 CA -837,600 FSI1NR -837,600

In Section 06, on Page 277, DELETE the following:

Mote Marine Laboratory Infrastructure Expansion.....\$1,900,000

In Section 06, on Page 277, INSERT the following:

Mote Marine Laboratory Infrastructure Expansion.....\$1,062,400

Pursuant to Rule 7.1(1), there being no objection, consideration of the
 following late-filed amendment was allowed:

Senator Latvala moved the following substitute amendment which
 was adopted:

Substitute Amendment 18 (995056)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
In Section 05 On Page 246		
1927 Fixed Capital Outlay 088865		
Economic Development Transportation Projects - Road Fund IOBK		

2540 State Transportation (Primary) 37,318,250 37,318,250
 Trust Fund
 CA 0

At the end of existing proviso language, following Specific
 Appropriation 1927, INSERT:

Winter Garden Franklin Street Trail - Orange.....\$250,000

Senator Bullard moved the following amendment which was adopted:

Amendment 19 (995047)—

	DELETE	INSERT
ECONOMIC OPPORTUNITY, DEPARTMENT OF Program: Community Development Florida Housing Finance Corporation 40300600		
In Section 06 On Page 279		
2240 Special Categories 105035		
Grants And Aids - Housing Finance Corporation (Hfc) - Affordable Housing Programs IOED		

2250 Local Government Housing Trust 26,400,000 26,400,000
 Fund
 CA 0

At the end of existing proviso language, following Specific
 Appropriation 2240, INSERT:

From the funds in Specific Appropriation 2240, \$5,000,000 is provided to fund the construction or rehabilitation of affordable housing units for essential services personnel in the Florida Keys. Essential services personnel include but are not limited to teachers, police and fire personnel, health care personnel, skilled building trades and tourism personnel and other public or private job categories who derive at least 70 percent of their income from employment in the Florida Keys Area of critical state concern. The Florida Housing Finance Corporation, as designated lead agency, is authorized to provide Florida Keys Area of critical state concern Workforce Housing Loans to a qualified developer or developers for construction or rehabilitation of workforce housing consistent with the local government's housing assistance plan. Any project deemed eligible shall be subject to a low interest loan of up to 50 percent of the total project cost, including land, provided that the minimum loan amount is \$1,000,000. This funding is intended to be matched with other public and private sector resources.

Senator Grimsley moved the following amendment which was adopted:

Amendment 20 (995048)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
In Section 05 On Page 247		
1928 Fixed Capital Outlay 088866		
Traffic Engineering Consultants IOEK		

AND INSERT:

From the funds in Specific Appropriation 1928, \$1,000,000 of nonrecurring funds from the State Transportation Trust Fund is provided for the continued development and deployment of multi-level fog monitoring stations; use of multi-spectral satellite imagery and multi-level sensor arrays for conducting further data analysis and refinement of the fog model; the addition of test sites in eastern central, western central and southern Florida; and further refinement of the weather model to provide advanced warning of other weather road conditions and traffic congestion.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Margolis moved the following amendment which was adopted:

Amendment 21 (995049)—

	DELETE	INSERT
TRANSPORTATION, DEPARTMENT OF Transportation Systems Operations Program: Highway Operations 55150200		
In Section 05 On Page 246		
1927 Fixed Capital Outlay 088865		
Economic Development Transportation Projects - Road Fund IOEK		

At the end of existing proviso language, following Specific Appropriation 1927, INSERT:

City of Miami Beach-Intelligent Transportation System.....\$100,000

Amendment 22 (995050) was withdrawn.

Senator Thompson moved the following amendment which was adopted:

Amendment 23 (995051)—

	DELETE	INSERT
In Section On Page 000		
ECONOMIC OPPORTUNITY, DEPARTMENT OF		
Program: Strategic Business Development		
Strategic Business Development 40400100		

In Section 06 On Page 282
2249A Special Categories 100562
Economic Development Projects IOEA

2041	State Economic Enhancement And Development Trust Fund CA 0	10,020,900	10,020,900
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DELETE the second and third paragraphs of proviso immediately following Specific Appropriation 2249A:

From the funds in Specific Appropriation 2249A, \$1,300,000 of nonrecurring funds from the State Economic Enhancement and Development Trust Fund are allocated to the Sankofa Project.

The remaining nonrecurring funds in Specific Appropriation 2249A from the State Economic Enhancement and Development Trust Fund are allocated as follows:

Miami-Dade Economic and Advisory Trust-South Dade	
Culinary Project.....	150,000
Tampa Innovation Alliance.....	1,500,000
Pasco County Economic Development Council - Aeronautical Use and Feasibility Study.....	100,000
Scripps Florida.....	1,000,000
Miami Boat Show Relocation.....	500,000
BioEnergy Partnership.....	1,000,000
MAF Center for Advanced Manufacturing Excellence, Inc. - FloridaMakes.....	500,000
Tampa Bay Innovation Center - St. Petersburg Center for Innovation.....	1,000,000
All Children's Hospital Pediatric Research Zone.....	2,000,000
City of Miami - EB5 Regional Center.....	500,000

and INSERT:

From the funds in Specific Appropriation 2249A, \$1,000,000 of nonrecurring funds from the State Economic Enhancement and Development Trust Fund are allocated to the Sankofa Project.

The remaining nonrecurring funds in Specific Appropriation 2249A from the State Economic Enhancement and Development Trust Fund are allocated as follows:

Miami-Dade Economic and Advisory Trust- South Dade	
Culinary Project.....	150,000
Tampa Innovation Alliance.....	1,500,000
Pasco County Economic Development Council - Aeronautical Use and Feasibility Study.....	100,000
Scripps Florida.....	1,000,000
Miami Boat Show Relocation.....	500,000
BioEnergy Partnership.....	1,000,000
MAF Center for Advanced Manufacturing Excellence, Inc. - FloridaMakes.....	500,000
Tampa Bay Innovation Center - St. Petersburg Center for Innovation.....	1,000,000
All Children's Hospital Pediatric Research Zone.....	2,000,000
City of Miami - EB5 Regional Center.....	500,000
Wells Built Museum.....	175,000
Harry T. Moore Cultural Center.....	125,000

Senator Altman moved the following amendment:

Amendment 24 (995031)—

	DELETE	INSERT
ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: State Lands Land Administration And Management 37100400		
In Section 05 On Page 211		
1570 Fixed Capital Outlay 084108		
Land Acquisition, Environmentally Endangered, Unique/Irreplaceable Lands, Statewide IOEJ		
2348 Florida Forever Trust Fund	2,000,000	300,000,000

CA 298,000,000 FSI1NR 298,000,000

2423 Land Acquisition Trust Fund 2,000,000 0
CA -2,000,000 FSI1NR -2,000,000

Immediately following Specific Appropriation 1570, INSERT:

From the funds in Specific Appropriation 1570, \$300,000,000 from the Florida Forever Trust Fund are provided pursuant to section 259.105, Florida Statutes, from bonds authorized from the Florida Forever Program.

Program: Recreation And Parks
State Park Operations 37500300

In Section 05 On Page 225
1707 Fixed Capital Outlay 080039
State Park Facility Improvements IOEJ

2348 Florida Forever Trust Fund 15,000,000
CA 15,000,000 FSI1NR 15,000,000
2423 Land Acquisition Trust Fund 15,000,000 0
CA -15,000,000 FSI1NR -15,000,000

Immediately following Specific Appropriation 1707, INSERT:

From the funds in Specific Appropriation 1707, 15,000,000 from the Florida Forever Trust Fund for state park facility improvements are provided from the proceeds of bonds authorized from the Florida Forever program.

Program: Water Policy And Ecosystems
Restoration
Water Policy And Ecosystems Restoration 37200100

In Section 05 On Page 216
1618 Fixed Capital Outlay 083045
Land Acquisition IOEJ

2348 Florida Forever Trust Fund 20,000,000
CA 20,000,000 FSI1NR 20,000,000
2423 Land Acquisition Trust Fund 20,000,000 0
CA -20,000,000 FSI1NR -20,000,000

At the end of existing proviso language, following Specific Appropriation 1618, INSERT:

From the funds in Specific Appropriation 1618, \$20,000,000 from the Florida Forever Trust Fund are provided from the proceeds of bonds authorized from the Florida Forever program.

Program: State Lands
Land Administration And Management 37100400

In Section 05 On Page 000
1570A Fixed Capital Outlay 081117
Debt Service - Florida Forever Bonds -
New Series IOEN

2423 Land Acquisition Trust Fund 33,500,000
CA 33,500,000 FSI1 33,500,000

Immediately following Specific Appropriation 1570A, INSERT:

Funds provided in Specific Appropriation 1570A are for Fiscal Year 2015-2016 debt service on new bonds authorized pursuant to section 215.618, Florida Statutes, including any other continuing payments necessary or incidental to the repayment of the bonds, such as remarketing agent fees, tender agent fees, liquidity facility provider fees and similar fees and expenses. These funds may be used to refinance any or all series if it is in the best interest of the state as determined by the Division of Bond Finance. If the debt service varies as a result of a change in the interest rate, timing of issuance, or other circumstances, there is appropriated from the Land Acquisition Trust Fund an amount sufficient to pay such debt service.

In Section 05 On Page 211
1569A Special Categories 109983
Transfer To Florida Forever Trust Fund IOEH

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following substitute amendment which was adopted:

Substitute Amendment 24 (995057)—

	DELETE	INSERT
FISH AND WILDLIFE CONSERVATION COMMISSION Program: Habitat And Species Conservation Habitat And Species Conservation 77350200		
In Section 05 On Page 234 1807 Special Categories 102334 Control Of Invasive Exotics IOEA		

2423 Land Acquisition Trust Fund 34,823,647 24,823,647
CA -10,000,000 FSI1 -10,000,000

AGRICULTURE AND CONSUMER SERVICES,
DEPARTMENT OF, AND COMMISSIONER OF
AGRICULTURE
Program: Office Of The Commissioner And
Administration
Agricultural Water Policy Coordination 42010200

In Section 05 On Page 191
1380 Special Categories 104127
Agricultural Nonpoint Sources Best
Management Practices Implementation IOEA

2423 Land Acquisition Trust Fund 9,965,000 4,965,000
CA -5,000,000 FSI1 -5,000,000

ENVIRONMENTAL PROTECTION, DEPARTMENT OF
Program: State Lands
Land Administration And Management 37100400

In Section 05 On Page 211
1570 Fixed Capital Outlay 084108
Land Acquisition, Environmentally
Endangered, Unique/ Irreplaceable Lands,
Statewide IOEJ

2423 Land Acquisition Trust Fund 15,000,000
CA 15,000,000 FSI1 15,000,000

AND INSERT:

Funds in Specific Appropriation 1570 are provided for land acquisition in the Florida Forever program.

Program: Environmental Assessment And
Restoration
Water Science And Laboratory Services 37300100

In Section 05 On Page 218
1639 Fixed Capital Outlay 087870
Springs Restoration IOEJ

2423 Land Acquisition Trust Fund 50,000,000 50,000,000
CA 0

At the end of existing proviso language, following Specific Appropriation 1639, INSERT:

From the funds provided in Specific Appropriation 1639, \$10,000,000 shall be used for land acquisition.

Program: Water Policy And Ecosystems
Restoration
Water Policy And Ecosystems Restoration 37200100

In Section 05 On Page 216			
1620A	Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Water Resources IOEM	140032	
1000	General Revenue Fund	30,000,000	30,000,000
CA 0			
2423	Land Acquisition Trust Fund	20,000,000	20,000,000
CA 0			

At the end of existing proviso language, following Specific Appropriation 1620A, INSERT:

From the funds is Specific Appropriation 1620A, \$10,000,000 from the Land Acquisition Trust Fund shall be used for land acquisition.

Amendment 25 (995030) was withdrawn.

Amendment 26 (995038) was withdrawn.

On motion by Senator Lee, by two-thirds vote **SB 2500** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Detert, Latvala

DISCLOSURE

I have an ownership interest in Caregivers Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 2500**, **SB 2502**, **SB 2512**, and **SB 2514**, which come before the Senate for a vote on April 1, 2015.

Therefore, I believe that, because Caregivers Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 2502—A bill to be entitled An act relating to implementing the 2015-2016 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language, notwithstanding other provisions of law; amending s. 1013.64, F.S.; revising the basis for allocating fixed capital outlay funds for existing satisfactory facilities; providing the required ad valorem tax millage contribution by certain district school boards for funded construction projects; amending s. 1011.62, F.S.; requiring supplemental academic instruction categorical funds and research-based reading instruction allocation funds to be used by a school district with at least one of certain lowest-performing elementary schools for additional intensive reading

instruction at such school during the summer program in addition to the school year; providing that the additional instruction requirements continue in the subsequent year for certain students; revising the funding of full-time equivalent values for students who earn CAPE industry certifications through dual enrollment; increasing the bonus awarded to teachers who provided instruction in courses that led to certain CAPE industry certifications; specifying a maximum bonus amount per teacher per school year; revising the calculation of the discretionary millage compression supplement amount; revising the computation of district sparsity index for districts with a specified full-time equivalent student membership; deleting obsolete language; revising the calculation of the virtual education contribution; creating a federally connected student supplement for school districts; specifying eligibility requirements and calculations for the supplement; amending s. 1011.71, F.S.; conforming a cross-reference; authorizing enterprise resource software to be acquired by certain fees and agreements; requiring the Board of Governors and the State Board of Education to base state performance funds for the State University System and the Florida College System, respectively, on specified metrics adopted by each board; specifying allocation of the funds; requiring certain funds to be withheld from an institution based on specified performance; requiring the boards to submit reports by a specified time to the Governor and the Legislature; incorporating by reference certain calculations for the Medicaid Low-Income Pool and Disproportionate Share Hospital programs; requiring the Agency for Health Care Administration to retroactively adjust hospital payment rates to align payments with available intergovernmental transfer funding under certain circumstances; amending s. 20.435, F.S.; revising the authorized uses of funding in the Medical Quality Assurance Trust Fund; prioritizing which categories of individuals on the wait list of the Agency for Persons with Disabilities shall be offered slots in the Medicaid home and community-based waiver programs; requiring the agency to allow an individual to receive waiver services if his or her parent or guardian is an active duty servicemember transferred to Florida and previously received these services in another state; providing that individuals remaining on the wait list are not entitled to a hearing in accordance with federal law or administrative proceeding under state law; amending s. 296.37, F.S.; requiring certain residents of a veterans' nursing home to contribute to his or her maintenance and support; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to reflect certain enrollment changes within the Children's Medical Services network; providing that certain funds provided for training purposes shall be allocated to community-based lead agencies based on a training needs assessment conducted by the Department of Children and Families; amending s. 216.262, F.S.; authorizing the Department of Corrections under certain circumstances to submit a budget amendment for additional positions; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; authorizing a municipality to expend funds from its special law enforcement trust fund to reimburse the municipality's general fund for moneys advanced from the general fund before a certain date; amending s. 215.18, F.S.; providing for trust fund loans to the state court system sufficient to meet its appropriation; providing procedures for accessing and repaying the loan; directing the Department of Management Services to use tenant broker services to renegotiate or reprocure leases for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature; reenacting s. 624.502, F.S., relating to the deposit of fees for service of process made upon the Chief Financial Officer or Office of Insurance Regulation; providing for deposit of such fees into the Administrative Trust Fund rather than the Insurance Regulatory Trust Fund; authorizing the Agency for Persons with Disabilities, the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Fish and Wildlife Commission, and the Department of State to submit a budget amendment to realign funding, to increase certain budget authority from trust funds, or to transfer trust funds in order to implement specified law; amending s. 403.7095, F.S.; requiring the Department of Environmental Protection to award a specified amount in grants to certain small counties for waste tire and litter prevention, recycling education, and solid waste programs; amending s. 259.105, F.S.; providing that certain funds in the Florida Forever Trust Fund shall be distributed to only the Division of State Lands within the Department of Environmental Protection for the Board of Trustees Florida Forever Priority List land acquisition projects; amending s. 216.181, F.S.; authorizing the Legislative Budget Com-

mission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for fixed capital outlay projects; providing direction to agencies for submitting budget amendments; amending s. 215.18, F.S.; authorizing the Governor, if there is a specified deficiency in the Land Acquisition Trust Fund in the Department of Environmental Protection, to transfer funds from other trust funds in the State Treasury as a temporary loan to the Land Acquisition Trust Fund; providing procedures for such transfer and the repayment of the loan; providing a legislative determination that the repayment of the temporary loan is a constitutionally allowable use of such moneys; amending s. 376.307, F.S.; authorizing moneys in the Water Quality Assurance Trust Fund to be used for the payment of debt service on, or to fund other amounts payable with respect to, certain bonds issued before a specified date by the South Florida Water Management District and St. Johns River Water Management District; authorizing the Department of Highway Safety and Motor Vehicles to extend its existing contract for driver license equipment and consumables under specified circumstances; amending s. 339.135, F.S.; requiring the Department of Transportation to use appropriated funds to support the establishment of a statewide system of interconnected multiuse trails and related facilities; prohibiting these funds from causing the deferral, deletion, or reduction of other funded existing projects; reenacting s. 341.302(10), F.S., relating to the rail program; revising provisions related to the Department of Transportation's responsibilities for requiring and administering quiet zones as part of the statewide rail program; amending s. 339.2816, F.S.; authorizing certain funds from the State Transportation Trust Fund to be used for the Small County Road Assistance Program; reenacting s. 216.292(2)(a), F.S., relating to exceptions for nontransferable appropriations; removing a restriction on the type of review a legislative appropriations committee may make when reviewing certain notices of proposed transfers by state agencies; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and aligning amounts paid for human resource management services; amending s. 112.24, F.S.; providing conditions on the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds; authorizing the transfer of unappropriated cash balances to the general revenue or budget stabilization funds from certain trust funds; providing a legislative determination that the issuance of new debt is in the best interests of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds between agencies in order to allocate a reduction relating to SUNCOM Network services; reenacting s. 110.12315, F.S., relating to the state employees' prescription drug program; requiring a 90-day supply limit for maintenance prescription drug purchases; requiring the Department of Management Services to negotiate the pharmacy dispensing fee; revising pharmacy reimbursement rates; requiring the department to maintain the preferred brand name drug list and maintenance drug list; specifying the requirements for filling certain types of prescriptions; specifying prescription drug copayment amounts; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by this act; providing severability; providing effective dates.

—was read the second time by title.

Senator Dean moved the following amendment which was adopted:

Amendment 1 (148226)—Delete line 277 and insert:
generates less than \$2 million in revenue from a 1-mill levy of

On motion by Senator Lee, by two-thirds vote **SB 2502** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Soto
Bullard	Hukill	Stargel
Clemens	Joyner	Thompson
Dean	Lee	
Diaz de la Portilla	Legg	

Nays—None

Vote after roll call:

Yea—Detert, Latvala, Simmons, Sobel

DISCLOSURE

I have an ownership interest in Caregivers Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 2500**, **SB 2502**, **SB 2512**, and **SB 2514**, which come before the Senate for a vote on April 1, 2015.

Therefore, I believe that, because Caregivers Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 2504—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was read the second time by title. On motion by Senator Lee, by two-thirds vote **SB 2504** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Detert

SB 7038—A bill to be entitled An act relating to employer contributions to fund retiree benefits; amending ss. 112.363, 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy; amending s. 121.71, F.S.; revising the required employer retirement contribution rates for members of each

membership class and subclass of the Florida Retirement System; providing findings of an important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Hays, by two-thirds vote **SB 7038** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Detert, Garcia

Consideration of **SB 2506** and **SB 2508** was deferred.

SB 2510—A bill to be entitled An act relating to the Florida Business Information Portal; creating s. 20.166, F.S.; establishing the Florida Business Information Portal within the Department of Business and Professional Regulation; requiring the department, in collaboration with specified state agencies, to implement the portal by a specified date; specifying the contents of the portal; requiring designated state agencies to cooperate with the department in the development, implementation, and updates of the portal; authorizing the Department of Business and Professional Regulation to contract for services to develop the portal; repealing s. 215.1995, F.S., relating to the One-Stop Business Registration Portal Clearing Trust Fund; repealing s. 288.109, F.S., relating to the One-Stop Business Registration Portal; providing procedures for the termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Hays, by two-thirds vote **SB 2510** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Detert

SB 2512—A bill to be entitled An act relating to Medicaid; amending s. 395.602, F.S.; revising the term “rural hospital”; amending s. 409.908, F.S.; deleting provisions that authorized the agency to receive funds from certain state entities, local governments, and other political subdivisions for a specific purpose; providing that the Agency for Health Care Administration is authorized to receive intergovernmental transfers of funds from governmental entities for specified purposes; requiring the agency to seek Medicaid waiver authority for the use of local intergovernmental transfers under certain parameters; revising the list of provider types that are subject to certain statutory provisions relating to the establishment of rates; amending s. 409.909, F.S.; revising definitions; altering the annual allocation cap for hospitals participating in the Statewide Medicaid Residency Program; creating the Graduate Medical Education Startup Bonus Program; providing allocations for the program; amending s. 409.911, F.S.; updating references to data used for calculating disproportionate share program payments to certain hospitals for the 2015-2016 fiscal year; repealing s. 409.97, F.S., relating to state and local Medicaid partnerships; amending s. 409.983, F.S.; providing parameters for the reconciliation of managed care plan payments in the long-term care managed care program; amending s. 408.07, F.S.; conforming a cross-reference; creating s. 409.720, F.S.; providing a short title; creating s. 409.721, F.S.; creating the Florida Health Insurance Affordability Exchange Program or FHIAX in the Agency for Health Care Administration; providing program authority and principles; creating s. 409.722, F.S.; defining terms; creating s. 409.723, F.S.; providing eligibility and enrollment criteria; providing patient rights and responsibilities; providing premium levels; creating s. 409.724, F.S.; providing for premium credits and choice counseling; establishing an education campaign; providing for customer support and disenrollment; creating s. 409.725, F.S.; providing for available products and services; creating s. 409.726, F.S.; providing for program accountability; creating s. 409.727, F.S.; providing an implementation schedule; creating s. 409.728, F.S.; providing program operation and management duties; creating s. 409.729, F.S.; providing for the development of a long-term reorganization plan and the formation of the FHIAX Workgroup; creating s. 409.730, F.S.; authorizing the agency to seek federal approval; creating s. 409.731, F.S.; providing for program expiration; repealing s. 408.70, F.S., relating to legislative findings regarding access to affordable health care; amending s. 408.910, F.S.; revising legislative intent; redefining terms; revising the scope of the Florida Health Choices Program and the pricing of services under the program; providing requirements for operation of the marketplace; providing additional duties for the corporation to perform; requiring an annual report to the Governor and the Legislature; amending s. 409.904, F.S.; establishing a date when new enrollment in the Medically Needy program is suspended; providing an expiration date for the program; amending s. 624.91, F.S.; revising eligibility requirements for state-funded assistance; revising the duties and powers of the Florida Healthy Kids Corporation; revising provisions for the appointment of members of the board of the Florida Healthy Kids Corporation; requiring transition plans; repealing s. 624.915, F.S., relating to the operating fund of the Florida Healthy Kids Corporation; providing effective dates.

—was read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (366580)—In title, between lines 71 and 72 insert: providing a directive to the Division of Law Revision and Information;

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Sobel moved the following amendment which was adopted:

Amendment 2 (210870) (with title amendment)—Between lines 1902 and 1903 insert:

Section 26. Section 18 of chapter 2012-33, 2012 Laws of Florida, is amended to read:

Section 18. Notwithstanding s. 430.707, Florida Statutes, and subject to federal approval of an additional site for the Program of All-Inclusive Care for the Elderly (PACE), the Agency for Health Care Administration shall contract with a current PACE organization authorized to provide PACE services in Southeast Florida to develop and operate a PACE program in Broward County to serve frail elders who reside in Broward County or Miami-Dade County. The organization

shall be exempt from chapter 641, Florida Statutes. The agency, in consultation with the Department of Elderly Affairs and subject to an appropriation, shall approve up to 150 initial enrollee slots in the Broward program established by the organization.

And the title is amended as follows:

Between lines 69 and 70 insert: amending chapter 2012-33, Laws of Florida; requiring a Program of All-Inclusive Care for the Elderly organization in Broward County to serve frail elders in Miami-Dade County;

On motion by Senator Garcia, by two-thirds vote **SB 2512** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Margolis
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Evers	Legg	

Nays—1

Brandes

Vote after roll call:

Yea—Detert

DISCLOSURE

I have an ownership interest in Caregivers Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 2500**, **SB 2502**, **SB 2512**, and **SB 2514**, which come before the Senate for a vote on April 1, 2015.

Therefore, I believe that, because Caregivers Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 2514—A bill to be entitled An act relating to allocation of funds for community-based care lead agencies; amending s. 409.991, F.S.; revising the equity allocation model for funding community-based care lead agencies; providing an effective date.

—was read the second time by title. On motion by Senator Garcia, by two-thirds vote **SB 2514** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bullard	Garcia
Abruzzo	Clemens	Gibson
Altman	Dean	Grimsley
Bean	Diaz de la Portilla	Hays
Benacquisto	Evers	Hukill
Bradley	Flores	Joyner
Brandes	Gaetz	Latvala
Braynon	Galvano	Lee

Legg	Sachs	Soto
Margolis	Simmons	Stargel
Montford	Simpson	Thompson
Negron	Smith	
Richter	Sobel	

Nays—None

Vote after roll call:

Yea—Detert

DISCLOSURE

I have an ownership interest in Caregivers Inc., a company based in Pensacola, Florida. The company provides services to the elderly and the disabled and a minority of its revenues are derived from reimbursements from the Escambia County Council on Aging and the Florida Medicaid program. Because Caregivers Inc. is among a class of health care providers receiving funds from such state sources, it appears to me that the company may be affected by **SB 2500**, **SB 2502**, **SB 2512**, and **SB 2514**, which come before the Senate for a vote on April 1, 2015.

Therefore, I believe that, because Caregivers Inc. is a member of such class, I am required by Senate Rule 1.39 to disclose the above facts.

Senator Don Gaetz, 1st District

SB 7054—A bill to be entitled An act relating to the Department of Transportation; amending s. 320.072, F.S.; revising the distribution of revenues from additional fees imposed on certain motor vehicle registration transactions; providing for the use of moneys from such distribution by the department; creating s. 339.81, F.S.; creating the Florida Shared-Use Nonmotorized Trail Network; providing legislative findings and intent; providing descriptions and components of the network; providing for the planning, development, operation, and maintenance of the network; requiring funding to be allocated to the Florida Shared-Use Nonmotorized Trail Network in the program and resource plan of the department; authorizing memoranda of agreement and contracts for maintaining the network; authorizing the department to adopt rules; providing an effective date.

—was read the second time by title. On motion by Senator Latvala, by two-thirds vote **SB 7054** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Sachs
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Smith
Braynon	Hukill	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Dean	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Detert

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

BILLS ON THIRD READING

SENATOR GAETZ PRESIDING

On motion by Senator Dean, by unanimous consent—

CS for SB 584—A bill to be entitled An act relating to the implementation of the water and land conservation constitutional amendment; terminating certain trust funds within the Department of Environmental Protection, the Department of Agriculture and Consumer Services, and the Fish and Wildlife Conservation Commission; providing for the disposition of balances in the trust funds; requiring the Department of Environmental Protection to pay all outstanding debts or obligations of the terminated trust funds; requiring the Chief Financial Officer to close out and remove the terminated trust funds from the various state accounting systems; amending s. 17.61, F.S.; requiring moneys in land acquisition trust funds created or designated to receive funds under s. 28, Art. X of the State Constitution to be retained in those trust funds; repealing s. 161.05301, F.S., relating to beach erosion control project staffing; amending s. 161.054, F.S.; redirecting certain proceeds from the Ecosystem Management and Restoration Trust Fund to the Florida Coastal Protection Trust Fund; amending s. 161.091, F.S.; authorizing disbursements from the Land Acquisition Trust Fund for the beach management plan; amending s. 201.0205, F.S.; conforming provisions to changes made by the act; amending s. 201.15, F.S.; revising and deleting distributions of the tax; providing that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under s. 215.20, F.S.; revising the purposes for which distributions may be used; amending s. 211.3103, F.S.; authorizing a percentage of proceeds from the phosphate rock excise tax to be credited to the State Park Trust Fund; amending s. 215.20, F.S.; conforming provisions to changes made by the act; amending s. 215.618, F.S.; authorizing Florida Forever bonds to be issued to finance or refinance the acquisition and improvement of land, water areas, and related property interests; amending ss. 215.619, 253.027, and 253.03, F.S.; conforming provisions to changes made by the act; amending s. 253.034, F.S.; requiring proceeds from the sale of surplus conservation lands before a certain date to be deposited into the Florida Forever Trust Fund and after such date under certain circumstances into the Land Acquisition Trust Fund; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 253.7824, F.S.; conforming provisions to changes made by the act; amending s. 258.435, F.S.; requiring moneys received in trust by the Department of Environmental Protection relating to aquatic preserves to be deposited into the Grants and Donations Trust Fund; amending s. 259.032, F.S.; conforming provisions affected by the termination of the Conservation and Recreation Lands Trust Fund; authorizing state agencies designated to manage lands acquired with funds deposited into the Land Acquisition Trust Fund to contract with local governments and soil and water conservation districts to assist in management activities; amending s. 259.035, F.S.; requiring the Acquisition and Restoration Council to develop rules defining specific criteria and numeric performance measures needed for lands acquired with funds deposited into the Land Acquisition Trust Fund pursuant to s. 28(a), Art. X of the State Constitution; requiring the proposed rules to be submitted to the Legislature for consideration; requiring recipients of funds from the Land Acquisition Trust Fund to annually report to the Division of State Lands; requiring the council to consider and evaluate in writing each project proposed for acquisition using such funds and ensure that each proposed project meets the requirements of s. 28, Art. X of the State Constitution; amending ss. 259.036, 259.037, 259.04, and 259.041, F.S.; conforming cross-references; amending s. 259.101, F.S.; conforming provisions affected by the termination of the Preservation 2000 Trust Fund; requiring agencies and water management districts that acquired lands using Preservation 2000 funds to make them available for public recreational use; requiring water management districts and the department to control the growth of nonnative invasive plant species on certain lands; amending s. 259.105, F.S.; deleting obsolete provisions; conforming cross-references; prohibiting more than a certain amount of funds to be expended from the Land Acquisition Trust Fund for funding a certain contractual arrangement; amending s. 259.1051, F.S.; conforming cross-references; amending ss. 338.250, 339.0801, 339.55, 341.303, 343.58, 369.252, 373.026, and 373.089, F.S.; conforming provisions to changes made by the act; amending s. 373.129, F.S.; requiring certain civil penalties to be deposited into the Water Quality Assurance Trust Fund; amending ss. 373.1391 and 373.199, F.S.; conforming provisions to changes made by the act; amending s.

373.430, F.S.; requiring certain moneys to be deposited into the Florida Permit Fee Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 373.459, 373.4592, 373.45926, 373.470, and 373.584, F.S.; conforming provisions to changes made by the act; amending s. 373.59, F.S.; conforming provisions affected by the termination of the Water Management Lands Trust Fund; amending s. 373.5905, F.S.; conforming a cross-reference; amending ss. 373.703 and 375.031, F.S.; conforming provisions to changes made by the act; amending s. 375.041, F.S.; designating the Land Acquisition Trust Fund within the Department of Environmental Protection for receipt of certain documentary stamp tax revenues for the prescribed uses of s. 28, Art. X of the State Constitution; providing priority for the use of moneys in the trust fund; requiring agencies receiving transfers of moneys from the fund to maintain the integrity of such funds; amending s. 375.044, F.S.; conforming provisions to changes made by the act; repealing s. 375.045, F.S., relating to the Florida Preservation 2000 Trust Fund; amending s. 375.075, F.S.; conforming provisions to changes made by the act; amending s. 376.11, F.S.; revising the funds required to be deposited into the Florida Coastal Protection Trust Fund and the purposes for which such funds may be used; amending s. 376.123, F.S.; conforming a cross-reference; amending s. 376.307, F.S.; revising the funds required to be deposited into the Water Quality Assurance Trust Fund and the purposes for which such funds may be used; amending s. 376.40, F.S.; conforming a cross-reference; repealing s. 379.202, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Fish and Wildlife Conservation Commission; amending s. 379.206, F.S.; requiring grants and donations from development-of-regional-impact wildlife mitigation contributions to be credited to the Grants and Donations Trust Fund; amending s. 379.212, F.S.; providing that the Land Acquisition Trust Fund within the Fish and Wildlife Conservation Commission shall be used to implement s. 28, Art. X of the State Constitution; authorizing the department to transfer certain funds; requiring the commission to maintain the integrity of such funds; providing for the transfer of certain funds; amending s. 379.214, F.S.; conforming provisions to changes made by the act; amending s. 379.362, F.S.; requiring the Department of Agriculture and Consumer Services to use funds appropriated from the Land Acquisition Fund within the Department of Environmental Protection to fund certain oyster management and restoration programs; amending s. 380.0666, F.S.; conforming provisions to changes made by the act; repealing s. 380.0677, F.S., relating to the Green Swamp Land Authority; amending s. 380.507, F.S.; conforming provisions to changes made by the act; amending s. 380.508, F.S.; requiring certain funds to be credited to or deposited into the Internal Improvement Trust Fund; requiring funds over and above eligible project costs to be deposited into the Florida Forever Trust Fund rather than the Florida Communities Trust Fund; amending s. 380.510, F.S.; requiring certain funds collected under a grant or loan agreement to be deposited into the Internal Improvement Trust Fund rather than the Florida Communities Trust Fund; requiring the deed or lease of any real property acquired with certain funds to contain covenants and restrictions sufficient to ensure that the use of such real property complies with s. 28, Art. X of the State Constitution; repealing s. 380.511, F.S., relating to the Florida Communities Trust Fund; amending s. 403.0615, F.S.; conforming provisions to changes made by the act; amending ss. 403.08601 and 403.121, F.S.; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; repealing s. 403.1651, F.S., relating to the Ecosystem Management and Restoration Trust Fund; amending s. 403.885, F.S.; conforming provisions to changes made by the act; repealing s. 403.8911, F.S., relating to the annual appropriation from the Water Protection and Sustainability Program Trust Fund; amending s. 403.9325, F.S.; redefining the term “public lands set aside for conservation or preservation” to include lands and interests acquired with funds deposited into the Land Acquisition Trust Fund; amending s. 403.93345, F.S.; redefining the term “fund” to mean the Water Quality Assurance Trust Fund; requiring certain funds to be deposited into the Water Quality Assurance Trust Fund rather than the Ecosystem Management and Restoration Trust Fund; amending ss. 420.5092 and 420.9073, F.S.; conforming provisions to changes made by the act; repealing s. 570.207, F.S., relating to the Conservation and Recreation Lands Program Trust Fund of the Department of Agriculture and Consumer Services; amending s. 570.321, F.S.; conforming provisions to changes made by the act; amending s. 570.71, F.S.; excluding funds from the Land Acquisition Trust Fund from being deposited into the Incidental Trust Fund under certain circumstances; amending s. 895.09, F.S.; conforming provisions to changes made by the act; making technical changes; reenacting s. 339.2818(6), F.S., relating to the Small County Outreach Program, s.

339.2819(5), F.S., relating to the Transportation Regional Incentive Program, s. 339.61(3), F.S., relating to the Florida Strategic Intermodal System, s. 341.051(6), F.S., relating to the New Starts Transit Program, s. 373.470(4)(e), F.S., relating to debt service for Everglades restoration bonds, and s. 420.9079(1), F.S., relating to the Local Government Housing Trust Fund, to incorporate the amendment made by this act to s. 201.15, F.S., in references thereto; reenacting s. 258.015(3)(b), F.S., relating to funds available to citizen support organizations, to incorporate the amendment made by this act to s. 375.041, F.S., in a reference thereto; reenacting s. 287.0595(2), F.S., relating to Department of Environmental Protection's authority to adopt certain pollution response rules, to incorporate the amendment made by this act to s. 376.307, F.S., in a reference thereto; providing effective dates.

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

On motion by Senator Dean, **CS for SB 584** was passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Detert

SB 576—A bill to be entitled An act relating to trust funds; amending s. 20.1971, F.S.; creating the Land Acquisition Trust Fund within the Agency for Persons with Disabilities; providing for the purpose of the trust fund and sources of funds; requiring the agency to maintain the integrity of such funds; providing for disposition of funds available from reversions or reductions in budget authority; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the agency or its designee to manage the lands or property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **SB 576** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—35

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Detert, Joyner

SB 578—A bill to be entitled An act relating to trust funds; creating s. 20.142, F.S.; creating the Land Acquisition Trust Fund within the Department of Agriculture and Consumer Services; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the department or its designee to manage lands or related property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **SB 578** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—35

Abruzzo	Gaetz	Montford
Altman	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Bean, Detert

SB 580—A bill to be entitled An act relating to trust funds; creating s. 20.106, F.S.; creating the Land Acquisition Trust Fund within the Department of State; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested in the Board of Trustees of the Internal Improvement Trust Fund; requiring the department or its designee to manage lands or related property interests in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **SB 580** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—35

Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Benacquisto	Clemens	Gaetz
Bradley	Dean	Galvano
Brandes	Diaz de la Portilla	Garcia

Gibson	Legg	Simpson
Grimsley	Margolis	Smith
Hays	Montford	Sobel
Hukill	Negron	Soto
Joyner	Richter	Stargel
Latvala	Sachs	Thompson
Lee	Simmons	

Nays—None

Vote after roll call:

Yea—Mr. President, Bean, Detert

SB 582—A bill to be entitled An act relating to trust funds; creating s. 20.232, F.S.; creating the Land Acquisition Trust Fund within the Department of Transportation; providing for the purpose of the trust fund and sources of funds; requiring the department to maintain the integrity of such funds; providing for disposition of funds from reversions or reductions in budget authority from the trust fund; requiring that title to lands or related property interests acquired be vested by the state; requiring the department or its designee to manage lands or related property interests acquired in accordance with the purposes set forth in s. 28, Art. X of the State Constitution; providing a restriction on how funds may be invested; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **SB 582** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Detert

MOTIONS

On motion by Senator Lee, the rules were waived and staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2500** as necessary.

On motion by Senator Lee, the House was requested to pass the following Senate appropriations bills as passed by the Senate; or agree to include these bills in the appropriations conference: **SB 2500, SB 2502, SB 2504, SB 2510, SB 2512, SB 2514, SB 7038, SB 7054, SB 576, SB 578, SB 580, SB 582, and CS for SB 584.**

On motion by Senator Simmons, by two-thirds vote the following Senate appropriations bills passed this day were ordered immediately certified to the House: **SB 2500, SB 2502, SB 2504, SB 2510, SB 2512, SB 2514, SB 7038, SB 7054, SB 576, SB 578, SB 580, SB 582, and CS for SB 584.**

BILLS ON THIRD READING, continued

CS for CS for SB 202—A bill to be entitled An act relating to insurer notifications; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; defining the term “optional coverage”; revising the requirements applicable to insurers when providing a notice of change in policy terms for a renewal policy to include the requirement that the notice be an advance notice and to allow such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in policy terms to the insurance agent at a specified time; prohibiting the use of such notice to add optional coverage that increases the policy’s premium unless the policyholder approves the optional coverage; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 202**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 273** was withdrawn from the Committees on Banking and Insurance; and Commerce and Tourism.

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

CS for HB 273—A bill to be entitled An act relating to insurer notifications; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to elect delivery of policy documents by electronic means; amending s. 627.43141, F.S.; defining the term “optional coverage”; revising the requirements applicable to insurers when providing a notice of change in policy terms for a renewal policy to include the requirement that the notice be an advance notice; authorizing such notice to be sent separately from the notice of renewal premium within a specified timeframe; requiring the insurer to provide a sample copy of the notice of change in policy terms to the insurance agent at a specified time; prohibiting the use of such notice to add optional coverage that increases the policy’s premium unless the policyholder approves the additional optional coverage; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 202** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote **CS for HB 273** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Detert

CS for CS for SB 234—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.041, F.S.; revising the definition of the term “motor vehicle insurance” to include a policy that insures more than four automobiles; amending s. 627.728, F.S.; revising the definition of the term “policy” to include a policy that insures more than four automobiles; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 234**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 4011** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Rules.

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

CS for HB 4011—A bill to be entitled An act relating to motor vehicle insurance; amending ss. 627.041 and 627.728, F.S.; revising definitions of the terms “motor vehicle insurance” and “policy,” respectively, to remove exclusions for policies that insure more than four automobiles from provisions regulating insurance rates and the cancellation or non-renewal of motor vehicle insurance contracts; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 234** and read the second time by title.

On motion by Senator Montford, by two-thirds vote **CS for HB 4011** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Detert

CS for CS for SB 394—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals who are currently on active duty who present a valid military identification card; prohibiting duplication of military identification cards; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 394**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 277** was withdrawn from the Committees on Regulated Industries; Commerce and Tourism; and Military and Veterans Affairs, Space, and Domestic Security.

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

CS for CS for HB 277—A bill to be entitled An act relating to public lodging establishments; creating s. 509.095, F.S.; requiring specified public lodging establishments to waive certain policies for individuals who present a valid military identification card; prohibiting duplication of military identification cards; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 394** and read the second time by title.

On motion by Senator Brandes, by two-thirds vote **CS for CS for HB 277** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard
Bean	Brandes	Clemens

Dean	Hays	Richter
Diaz de la Portilla	Hukill	Sachs
Evers	Joyner	Simmons
Flores	Latvala	Simpson
Gaetz	Lee	Smith
Galvano	Legg	Sobel
Garcia	Margolis	Soto
Gibson	Montford	Stargel
Grimsley	Negron	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Detert

Consideration of **SB 462** was deferred.

CS for SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 341.3026, F.S., relating to an exemption from public record requirements for certain information held by a public transit provider; removing superfluous language; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 7000**, pursuant to Rule 3.11(3), there being no objection, **HB 7011** was withdrawn from the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

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

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 341.3026, F.S., relating to an exemption from public records requirements for certain personal identifying information held by a public transit provider; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **CS for SB 7000** and read the second time by title.

On motion by Senator Simpson, by two-thirds vote **HB 7011** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hukill	Smith
Bullard	Joyner	Sobel
Clemens	Latvala	Soto
Dean	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Detert, Hays

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1005.38, F.S., relating to exemptions from public records and meeting requirements for investigatory records held by and portions of meetings conducted by the

Commission for Independent Education in disciplinary proceedings; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 7004**, pursuant to Rule 3.11(3), there being no objection, **HB 7005** was withdrawn from the Committees on Higher Education; Governmental Oversight and Accountability; and Rules.

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

HB 7005—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1005.38, F.S., relating to exemptions from public records and public meeting requirements for records of investigations conducted by the Commission for Independent Education, discussions of such investigatory records at probable cause panel meetings, and the recordings, minutes, and findings from the closed portions of such meetings; removing the scheduled repeal of the exemptions; providing an effective date.

—a companion measure, was substituted for **SB 7004** and read the second time by title.

On motion by Senator Stargel, by two-thirds vote **HB 7005** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Smith
Clemens	Hukill	Sobel
Dean	Joyner	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 7020—A bill to be entitled An act relating to corrections; amending s. 20.315, F.S.; revising the method of appointment for the Secretary of Corrections; creating the Florida Corrections Commission within the Justice Administrative Commission; providing for membership and terms of appointment for commission members; prescribing duties and responsibilities of the commission; prohibiting the commission from entering into the department's operation; establishing meeting and notice requirements; requiring the commission to appoint an executive director; authorizing reimbursement of per diem and travel expenses for commission members; prohibiting certain conflicts of interest among commission members; providing for applicability; amending s. 216.136, F.S.; requiring the Criminal Justice Estimating Conference to develop projections of prison admissions and populations for elderly felony offenders; amending s. 921.0021, F.S.; revising the definition of "victim injury" by removing a prohibition on assessing certain victim injury sentence points for sexual misconduct by an employee of the Department of Corrections or a private correctional facility with an inmate or an offender supervised by the department; conforming a provision to changes made by the act; amending s. 944.151, F.S.; expanding the department's security review committee functions; ensuring physical inspections of state and private buildings and structures and prioritizing institutions for inspection that meet certain criteria; amending s. 944.275, F.S.; prohibiting an inmate from receiving incentive gain-time credits for completing the requirements for and receiving a general educational development certificate or vocational certificate if the inmate was convicted of a specified offense on or after a specified date;

amending s. 944.31, F.S.; requiring that a copy of a written memorandum of understanding for notification and investigation of certain events between the Department of Corrections and the Department of Law Enforcement be provided in a timely manner to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring specialized training in certain circumstances; amending s. 944.331, F.S.; requiring the Department of Corrections to provide multiple private, internal avenues for the reporting by inmates of sexual abuse and sexual harassment; requiring the department, in consultation with the Correctional Medical Authority, to review inmate health care grievance procedures at each correctional institution and private correctional facility; requiring the department to review inmate grievance procedures at each correctional institution and private correctional facility; amending s. 944.35, F.S.; requiring that correctional officers have specialized training in the effective, nonforceful management of mentally ill inmates who may exhibit erratic behavior; requiring each institution to create and maintain a system to track the use of force episodes to determine if inmates need subsequent physical or mental health treatment; requiring annual reporting of use of force on the agency website; requiring that reports of physical force be signed under oath; prohibiting employees with notations regarding incidents involving the inappropriate use of force from being assigned to transitional care, crisis stabilization, or corrections mental health treatment facility housing; providing an exception; expanding applicability of a current felony offense to include certain employees of private providers and private correctional facilities; defining the term "neglect of an inmate"; providing for the determination of neglect of an inmate; creating criminal penalties for certain employees who neglect an inmate in specified circumstances; providing for anonymous reporting of inmate abuse directly to the department's Office of Inspector General; requiring that instruction on communication techniques related to crisis stabilization to avoid use of force be included in the correctional officer training program; directing the department to establish policies to protect inmates and employees from retaliation; requiring the department to establish policies relating to the use of chemical agents; amending s. 944.8041, F.S.; requiring the department to report health care costs for elderly inmates in its annual report; creating s. 944.805, F.S.; providing legislative intent relating to specialized programs for veterans; requiring the department to measure recidivism and report its finding in that regard; amending s. 945.10, F.S.; authorizing the release of certain confidential and exempt information to the Florida Corrections Commission; amending s. 945.215, F.S.; requiring that specified proceeds and certain funds be deposited in the State Operated Institutions Inmate Welfare Trust Fund; providing that the State Operated Institutions Inmate Welfare Trust Fund is a trust held by the Department of Corrections for the benefit and welfare of certain inmates; prohibiting deposits into the trust fund from exceeding \$5 million per fiscal year; requiring that deposits in excess of that amount be deposited into the General Revenue Fund; requiring that funds of the trust fund be used exclusively for specified purposes at correctional facilities operated by the department; requiring that funds from the trust fund only be expended pursuant to legislative appropriations; requiring the department to annually compile a report, at the statewide and institutional level documenting trust fund receipts and expenditures; requiring that the report be submitted by September 1 for the previous fiscal year to specified offices of the Legislature and to the Executive Office of the Governor; prohibiting the purchase of weight-training equipment; providing a contingent effective date; amending s. 945.48, F.S.; specifying correctional officer staffing requirements pertaining to inmates housed in mental health treatment facilities; amending s. 945.6031, F.S.; changing the frequency of required surveys; amending s. 945.6033, F.S.; providing for damages in inmate health care contracts; amending s. 945.6034, F.S.; requiring the department to consider the needs of inmates over 50 years of age and adopt health care standards for that population; creating s. 945.6039, F.S.; allowing an inmate's family, lawyer, and other interested parties to hire and pay for an independent medical evaluation; specifying the purpose for outside evaluations; requiring the department to provide reasonable and timely access to the inmate; amending s. 947.149, F.S.; defining the term "elderly and infirm inmate"; expanding eligibility for conditional medical release to include elderly and infirm inmates; amending ss. 948.10 and 951.221, F.S.; conforming cross-references to changes made by the act; providing for applicability; reenacting ss. 435.04(2)(uu) and 921.0022(3)(f), F.S., relating to level 2 screening standards and the Criminal Punishment Code and offense severity ranking chart, respectively, to incorporate the amendment made to s. 944.35, F.S., in references thereto; reenacting ss. 944.72(1), 945.21501(1), and 945.2151, F.S., relating to the Privately Operated Institutions Inmate Welfare Trust

Fund, the Employee Benefit Trust Fund, and the verification of social security numbers, respectively, to incorporate the amendment made to s. 945.215, F.S., in references thereto; providing for appropriations to the Corrections Commission; providing for appropriations to the Correctional Medical Authority; providing for appropriations to the Department of Corrections; providing effective dates.

—as amended March 24 was read the third time by title.

On motion by Senator Evers, **CS for SB 7020** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—1

Gibson

Vote after roll call:

Yea—Mr. President

CS for SB 540—A bill to be entitled An act relating to trust funds; creating s. 944.73, F.S.; creating the State-Operated Institutions Inmate Welfare Trust Fund within the Department of Corrections; providing a purpose; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for SB 540** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Hays

SB 450—A bill to be entitled An act relating to pain management clinics; amending ss. 458.3265 and 459.0137, F.S.; deleting provisions relating to the future repeal of those sections; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **SB 450** was passed and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 332—A bill to be entitled An act relating to nursing home facility pneumococcal vaccination requirements; amending s. 400.141, F.S.; requiring a resident of a licensed facility to be assessed for eligibility for pneumococcal vaccination or revaccination by a specified date and, if indicated, to be vaccinated or revaccinated by a specified date; deleting obsolete provisions; making technical changes; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **SB 332** was passed and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 456—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; revising methods by which a labor pool is required to compensate day laborers; requiring a labor pool to provide certain notice before a day laborer's first pay period; specifying requirements for a labor pool that selects to compensate a day laborer by payroll debit card; authorizing a labor pool to deliver a wage statement electronically upon request by the day laborer; providing an effective date.

—was read the third time by title.

On motion by Senator Braynon, **SB 456** was passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Smith
Clemens	Hukill	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for CS for SB 296—A bill to be entitled An act relating to the Diabetes Advisory Council; amending s. 385.203, F.S.; requiring the council, in conjunction with the Department of Health, the Agency for Health Care Administration, and the Department of Management Services, to develop plans to manage, treat, and prevent diabetes; requiring a report to the Governor and the Legislature; specifying the contents of the report; adjusting the representation of certain areas of health care specialization and institutions in the membership of the council; adding an organization from which a representative may be selected to serve as a council member; providing an effective date.

—was read the third time by title.

THE PRESIDENT PRESIDING

On motion by Senator Braynon, **CS for CS for CS for SB 296** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Sachs
Brandes	Gibson	Simmons
Braynon	Grimsley	Simpson
Bullard	Hays	Smith
Clemens	Hukill	Sobel
Dean	Joyner	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Latvala

CS for CS for CS for SB 342—A bill to be entitled An act relating to no contact orders; amending s. 903.047, F.S.; providing for the effect and enforceability of orders of no contact as a part of pretrial release; requiring that the defendant receive a copy of the order of no contact prior to release; specifying acts prohibited by a no contact order; reenacting ss. 741.29(6), 784.046(13) and (15), and 901.15(13), F.S., relating to domestic violence, repeat, sexual, or dating violence, and arrest without a warrant, respectively, to incorporate the amendment made to s. 903.047, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for CS for CS for SB 342** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Sachs
Benacquisto	Garcia	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Lee	Thompson
Detert	Legg	
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Latvala

SB 7024—A bill to be entitled An act relating to the State Board of Administration; repealing s. 121.153, F.S., relating to restrictions on investments in institutions doing business in or with Northern Ireland; amending s. 218.421, F.S.; establishing conditions for the transfer of any residual balance in the Fund B Surplus Funds Trust Fund upon self-liquidation; specifying the method of calculating the payment amount to an entitled participant; requiring that additional income received after distribution of the residual balance be deposited in the Local Government Surplus Funds Trust Fund; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **SB 7024** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Sachs
Benacquisto	Garcia	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Lee	Thompson
Detert	Legg	
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Latvala

CS for SB 7022—A bill to be entitled An act relating to individuals with disabilities; creating s. 17.68, F.S.; providing legislative findings; establishing the Financial Literacy Program for Individuals with Developmental Disabilities within the Department of Financial Services; requiring the department to develop and implement the program in consultation with specified stakeholders; providing for the participation of banks, credit unions, savings associations, and savings banks; requiring the program to provide information and other offerings on specified issues to individuals with developmental disabilities and employers in this state; requiring the department to establish on its website a clearinghouse for information regarding the program and to publish a

brochure describing the program; requiring, by a specified date, qualified public depositories to make copies of the department's brochure available and provide a hyperlink on their websites to the department's website for the program; reordering and amending s. 110.107, F.S.; revising definitions and defining the term "individual who has a disability"; amending s. 110.112, F.S.; revising the state's equal employment opportunity policy to include individuals who have a disability; requiring each executive agency to annually report to the Department of Management Services regarding the agency's progress in increasing employment among certain underrepresented groups; revising the required content of the department's annual workforce report; requiring the department to develop and implement certain programs geared toward individuals who have a disability; requiring the department to develop training programs by a specified date; requiring each executive agency to develop a plan regarding the employment of individuals who have a disability by a specified date; requiring the department to report to the Governor and the Legislature regarding implementation; requiring the department to compile and post data regarding the hiring practices of executive agencies regarding the employment of individuals who have a disability; requiring the department to assist executive agencies in identifying strategies to retain employees who have a disability; requiring the department to adopt certain rules; specifying that the act does not create any enforceable right or benefit; amending s. 280.16, F.S.; requiring a qualified public depository to participate in the Financial Literacy Program for Individuals with Developmental Disabilities; amending s. 393.063, F.S.; revising the definition of the term "developmental disability" to include Down syndrome; creating the "Employment First Act"; providing legislative intent; providing a purpose; requiring specified state agencies and organizations to develop and implement an interagency cooperative agreement; requiring the interagency cooperative agreement to provide the roles, responsibilities, and objectives of state agencies and organizations; requiring the Department of Economic Opportunity, in consultation with other organizations, to create the Florida Unique Abilities Partner program; defining terms; authorizing a business entity to apply to the department for designation; requiring the department to consider nominations of business entities for designation; requiring the department to adopt procedures for application and designation processes; establishing criteria for a business entity to be designated as a Florida Unique Abilities Partner; requiring a business entity to certify that it continues to meet the established criteria for designation each year; requiring the department to remove the designation if a business entity does not submit yearly certification of continued eligibility; authorizing a business entity to discontinue its use of the designation; requiring the department, in consultation with the disability community, to develop a logo for business entities designated as Florida Unique Abilities Program Partners; requiring the department to adopt guidelines and requirements for use of the logo; authorizing the department to allow a designated business entity to display a logo; prohibiting the use of a logo if a business entity does not have a current designation; requiring the department to maintain a website with specified information; requiring the Agency for Persons with Disabilities to provide a link on its website to the department's website for the Florida Unique Abilities Partner program; requiring the department to provide the Florida Tourism Industry Marketing Corporation with certain information; requiring the department and CareerSource Florida, Inc., to identify employment opportunities posted by employers that receive the Florida Unique Abilities Partner designation on the workforce information system; providing report requirements; requiring the department to adopt rules; providing appropriations; providing effective dates.

—was read the third time by title.

On motion by Senator Galvano, **CS for SB 7022** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Clemens	Gibson
Abruzzo	Dean	Grimsley
Altman	Detert	Hays
Bean	Diaz de la Portilla	Hukill
Benacquisto	Evers	Joyner
Bradley	Flores	Latvala
Brandes	Gaetz	Lee
Braynon	Galvano	Legg
Bullard	Garcia	Margolis

Montford	Simmons	Soto
Negron	Simpson	Stargel
Richter	Smith	Thompson
Sachs	Sobel	

Nays—None

Vote preference:

April 1, 2015: Yea—Ring

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for SB 7022**.

The vote was:

Yeas—37

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SPECIAL ORDER CALENDAR

CS for SB 642—A bill to be entitled An act relating to individuals with disabilities; creating s. 1009.985, F.S.; providing a short title; creating s. 1009.986, F.S.; providing legislative intent; defining terms; requiring the Florida Prepaid College Board to establish a direct-support organization known as "Florida ABLE, Inc."; specifying requirements for the registration, organization, incorporation, and operation of the organization; requiring the organization to operate under a written contract with the Florida Prepaid College Board; specifying provisions that must be included in the contract; requiring the organization to provide for an annual financial audit and supplemental data under certain circumstances; establishing and providing for the membership of a board of directors for the organization; providing limits on a director's authority; specifying meeting and quorum requirements; prohibiting compensation for the service of directors and other specified members; authorizing specified reimbursement for the travel expenses of directors and specified members of the organization; authorizing the organization to use certain services, property, and facilities of the Florida Prepaid College Board; requiring the organization to establish and administer the Florida ABLE program by a specified date; specifying requirements that must be met before implementation of the program; requiring a participation agreement for the program which contains specified provisions; authorizing other provisions that may be included in the agreement; providing for the amendment of the agreement under certain circumstances; providing for the use of the balance of an abandoned ABLE account by the organization; providing that a contract or participation agreement entered into by the organization or an obligation of the organization does not constitute a debt or obligation of the Florida Prepaid College Board or the state; authorizing the organization to contract with other states for specified purposes under certain circumstances; providing for termination of the program under certain circumstances and for the disposition of certain assets upon termination; prohibiting the state from limiting or altering the specified vested rights of designated beneficiaries except under specified circumstances; requiring the organization to establish a comprehensive investment plan for the program; exempting funds paid into the program's trust fund from the claims of specified creditors; providing for recovery by Medicaid of certain medical assistance provided to a deceased designated beneficiary; providing for

the distribution of the balance of a deceased designated beneficiary's ABLE account; requiring the organization to assist and cooperate with the Agency for Health Care Administration and Medicaid program in other states by providing specified information; providing that specified payroll deduction authority applies to the Florida Prepaid College Board and the organization for the purpose of administering the program; requiring the organization to submit certain reports to specified entities; requiring the Florida Prepaid College Board to adopt rules; requiring the Agency for Health Care Administration, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Education to assist, cooperate, and coordinate with the organization in the provision of public information and outreach for the program; providing that the section is repealed on a specified date; amending s. 222.22, F.S.; providing that specified moneys, assets, and income of a qualified ABLE program, including the Florida ABLE program, are not subject to attachment, levy, garnishment, or certain legal process in favor of certain creditors or claimants; amending s. 1009.971, F.S.; conforming provisions to changes made by the act; authorizing the Florida Prepaid College Board to amend its contracts to provide the organization or program with contractual services; providing an effective date.

—was read the second time by title.

INTRODUCTION OF FORMER SENATORS

Senator Bean recognized Congressman Ander Crenshaw, former Senate President, who was present in the chamber.

Senator Benacquisto moved the following amendment:

Amendment 1 (899266) (with title amendment)—Between lines 559 and 560 insert:

Section 5. *For the 2015-2016 fiscal year, the sums of \$2,166,000 in recurring and \$1,220,000 in nonrecurring funds from the General Revenue Fund are appropriated to the State Board of Administration for transfer to the Florida ABLE Program Trust Fund, for the purpose of funding the costs for startup, staffing, market research, marketing, banking services, investment custodian and consultant services, records administration services, and general operations of Florida ABLE, Inc. The funds appropriated in this section shall be placed in reserve. Florida ABLE, Inc., through the State Board of Administration, may submit a budget amendment for release of such funds pursuant to chapter 216, Florida Statutes, which must include an itemized budget for the use of such funds by Florida ABLE, Inc.*

And the title is amended as follows:

Delete line 79 and insert: program with contractual services; providing an appropriation; providing an

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Benacquisto moved the following substitute amendment which was adopted:

Amendment 2 (474044) (with title amendment)—Between lines 559 and 560 insert:

Section 5. *For the 2015-2016 fiscal year, the sums of \$2,166,000 in recurring and \$1,220,000 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Education for transfer to the Florida ABLE Program Trust Fund, for the purpose of funding the costs for startup, staffing, market research, marketing, banking services, investment custodian and consultant services, records administration services, and general operations of Florida ABLE, Inc. The funds appropriated in this section shall be placed in reserve. Florida ABLE, Inc., through the Department of Education, may submit a budget amendment for release of such funds pursuant to chapter 216, Florida Statutes, which must include an itemized budget for the use of such funds by Florida ABLE, Inc.*

And the title is amended as follows:

Delete line 79 and insert: program with contractual services; providing an appropriation; providing an

On motions by Senator Benacquisto, by two-thirds vote **CS for SB 642** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	

Nays—None

CS for CS for SB 644—A bill to be entitled An act relating to trust funds; creating s. 1009.988, F.S.; creating the Florida ABLE Program Trust Fund within the State Board of Administration; authorizing sources of funds; specifying the purpose of the trust fund and authorized uses of the assets; providing for future review and termination or re-creation of the trust fund; providing a directive to the Division of Law Revision and Information; providing a contingent effective date.

—was read the second time by title. On motions by Senator Benacquisto, by two-thirds vote **CS for CS for SB 644** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	

Nays—None

CS for CS for SB 646—A bill to be entitled An act relating to public records; creating s. 1009.987, F.S.; providing an exemption from public records requirements for certain personal financial and health information held by the Florida Prepaid College Board, the Florida ABLE, Inc., or the Florida ABLE program, or an agent or service provider thereof; authorizing the release of such information under specified circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motions by Senator Benacquisto, by two-thirds vote **CS for CS for SB 646** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Brandes
Abruzzo	Benacquisto	Braynon
Altman	Bradley	Bullard

Clemens	Grimsley	Richter
Dean	Hays	Sachs
Detert	Hukill	Simmons
Diaz de la Portilla	Joyner	Simpson
Evers	Latvala	Smith
Flores	Lee	Sobel
Gaetz	Legg	Soto
Galvano	Margolis	Stargel
Garcia	Montford	Thompson
Gibson	Negron	

Nays—None

CS for SB 602—A bill to be entitled An act relating to students with disabilities; amending s. 11.45, F.S.; revising the duties of the Auditor General to include annual audits of educational fiscal intermediaries; creating s. 1002.384, F.S.; defining terms; requiring the Department of Education to issue a competitive solicitation to procure an educational fiscal intermediary; prescribing requirements and qualifications for an educational fiscal intermediary to compete for a contract; authorizing an educational fiscal intermediary to collect an administrative fee; specifying authorized and prohibited actions and requirements for an educational fiscal intermediary that is awarded a contract; establishing requirements for the department with respect to the oversight of contracted educational fiscal intermediaries; providing transitional provisions; amending s. 1002.385, F.S.; revising definitions applicable to the Florida Personal Learning Scholarship Accounts Program; revising scholarship application deadlines and guidelines; revising provisions to conform to the designation of educational fiscal intermediaries; requiring authorized program funds to support the student's educational needs; requiring the Florida Prepaid College Board to create certain procedures; authorizing part-time private tutoring services by persons meeting certain requirements; authorizing program funds to be spent for specified education programs and services; revising the conditions under which a student's personal learning scholarship account must be closed; revising the responsibilities for school districts; revising requirements for a private school's eligibility to participate in the program; revising responsibilities of the Department of Education and the Commissioner of Education with respect to program administration; revising responsibilities for parents and students to participate in the program; requiring a parent to affirm that program funds are used only for authorized purposes that serve the student's educational needs; revising responsibilities of education fiscal intermediaries pertaining to the administration of personal learning scholarship accounts; revising the wait list and priority of approving renewal and new applications; revising the notice requirement of an education fiscal intermediary; authorizing accrued interest to be used for authorized expenditures; requiring accrued interest to be reverted as a part of reverted scholarship funds; revising taxable income requirements; removing obsolete audit requirements; requiring the Auditor General to provide a copy of each annual operational audit performed to the Commissioner of Education within a specified timeframe; requiring the department to provide an annual report to the Governor and the Legislature regarding the program; prescribing report requirements; providing for future repeal of provisions pertaining to an implementation schedule of notification and eligibility timelines; amending s. 1009.971, F.S.; revising the powers and duties of the Florida Prepaid College Board to include specified rule-making authority; amending ss. 1009.98 and 1009.981, F.S.; authorizing a prepaid college plan or a college savings plan to be purchased, accounted for, used, and terminated under certain circumstances; specifying rulemaking requirements applicable to the department; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gaetz moved the following amendment:

Amendment 1 (583336) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 1002.385, Florida Statutes, is amended to read:

1002.385 Florida personal learning scholarship accounts.—

(1) **ESTABLISHMENT OF PROGRAM.**—The Florida Personal Learning Scholarship Accounts Program is established to provide the option for a parent to better meet the individual educational needs of his or her eligible child.

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

(a) “Approved provider” means a provider approved by the Agency for Persons with Disabilities, a health care practitioner as defined in s. 456.001(4), or a provider approved by the department pursuant to s. 1002.66. *The term also includes providers outside this state which are subject to similar regulation or approval requirements.*

(b) “Curriculum” means a complete course of study for a particular content area or grade level, including any required supplemental materials.

(c) “Department” means the Department of Education.

(d) “Disability” means, for a 3- or 4-year-old child or for a student in kindergarten to grade 12, autism spectrum disorder, as defined in the *Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition*, as defined in s. 393.063(2); cerebral palsy, as defined in s. 393.063(4); Down syndrome, as defined in s. 393.063(13); an intellectual disability, as defined in s. 393.063(21); Prader-Willi syndrome, as defined in s. 393.063(25); or spina bifida, as defined in s. 393.063(36); for a student in kindergarten, being a high-risk child, as defined in s. 393.063(20)(a); muscular dystrophy; and Williams syndrome.

(e) “Eligible nonprofit scholarship-funding organization” or “organization” means a nonprofit scholarship-funding organization that is approved pursuant to s. 1002.395(2)(f). *The organization must have a copy of its annual operational audit provided to the Commissioner of Education as required by this section has the same meaning as in s. 1002.395.*

(f) “Eligible postsecondary educational institution” means a Florida College System institution; a state university; a school district technical center; a school district adult general education center; an independent college or university that is eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program under s. 1009.89; or an accredited independent nonpublic postsecondary educational institution, as defined in s. 1005.02, which is licensed to operate in the state pursuant to requirements specified in part III of chapter 1005.

(g) “Eligible private school” means a private school, as defined in s. 1002.01, which is located in this state, which offers an education to students in any grade from kindergarten to grade 12, and which meets the requirements of:

1. Sections 1002.42 and 1002.421; and

2. A scholarship program under s. 1002.39 or s. 1002.395, as applicable, if the private school participates in a scholarship program under s. 1002.39 or s. 1002.395.

(h) “IEP” means individual education plan.

(i) “Parent” means a resident of this state who is a parent, as defined in s. 1000.21.

(j) “Program” means the Florida Personal Learning Scholarship Accounts Program established in this section.

(3) **PROGRAM ELIGIBILITY.**—A parent of a student with a disability may request and receive from the state a Florida personal learning scholarship account for the purposes specified in subsection (5) if:

(a) The student:

1. Is a resident of this state;

2. Is or will be 3 or 4 years old on or before September 1 of the year in which the student applies for program participation, or is eligible to enroll in kindergarten through grade 12 in a public school in this state;

3. Has a disability as defined in paragraph (2)(d); and

4. Is the subject of an IEP written in accordance with rules of the State Board of Education or has received a diagnosis of a disability as defined in subsection (2) from a physician who is licensed under chapter 458 or chapter 459 or a psychologist who is licensed under chapter 490 in this state.

(b) Beginning January 2015, and each year thereafter, the following application deadlines and guidelines are met:

1. The parent of a student seeking program renewal must submit a completed application to an organization for renewal by February 1 before the school year in which the student wishes to participate.

2. The parent of a student seeking initial approval to participate in the program must submit a completed application to an organization by June 30 before the school year in which the student wishes to participate.

3. The parent of a student seeking approval to participate in the program who does not comply with the requirements of subparagraph 1. or subparagraph 2. may late file a completed application by August 15 before the school year in which the student wishes to participate.

4. A parent must submit final verification to the organization before the organization opens a personal learning scholarship account for the student. The final verification must consist of only the following items that apply to the student:

a. A completed withdrawal form from the school district if the student was enrolled in a public school before the determination of program eligibility;

b. A letter of admission or enrollment from an eligible private school for the school year in which the student wishes to participate;

c. A copy of the notice of the parent's intent to establish and maintain a home education program required by s. 1002.41(1)(a), or a copy of the district school superintendent's review of the annual educational evaluation of the student in a home education program required by s. 1002.41(2); or

d. A copy of notification from a private school that the student has withdrawn from the John M. McKay Scholarships for Students with Disabilities Program or the Florida Tax Credit Scholarship Program.

5. A parent's completed application and final verification submitted pursuant to this paragraph ~~the parent has applied to an eligible non-profit scholarship funding organization to participate in the program by February 1 before the school year in which the student will participate or an alternative date as set by the organization for any vacant, funded slots. The request must be communicated directly to the organization in a manner that creates a written or electronic record including of the request and the date of receipt of the request. The organization shall notify the district and the department of the parent's intent upon receipt of the parent's completed application and final verification request. The completed application must include, but is not limited to, an application; required documentation and forms; an initial or revised matrix of services, if requested; and any additional information or documentation required by the organization or by State Board of Education rule.~~

(4) PROGRAM PROHIBITIONS.—

(a) A student is not eligible for the program while he or she is:

1. Enrolled in a public school, including, but not limited to, the Florida School for the Deaf and the Blind; the Florida Virtual School; the College-Preparatory Boarding Academy; a developmental research school authorized under s. 1002.32; a charter school authorized under s. 1002.33, s. 1002.331, or s. 1002.332; or a virtual education program authorized under s. 1002.45;

2. Enrolled in the Voluntary Prekindergarten Education Program authorized under part V of this chapter;

3. Enrolled in a school operating for the purpose of providing educational services to youth in the Department of Juvenile Justice commitment programs;

~~4. Receiving a scholarship pursuant to the Florida Tax Credit Scholarship Program under s. 1002.395 or the John M. McKay Scholarships for Students with Disabilities Program under s. 1002.39; or~~

5. Receiving any other educational scholarship pursuant to this chapter.

For purposes of subparagraph 1., a 3- or 4-year-old child who receives services that are funded through the Florida Education Finance Program is considered to be a student enrolled in a public school.

(b) A student is not eligible for the program if:

1. The student or student's parent has accepted any payment, refund, or rebate, in any manner, from a provider of any services received pursuant to subsection (5);

2. The student's participation in the program, or receipt or expenditure of program funds, has been denied or revoked by the commissioner of Education pursuant to subsection (10); or

3. The student's parent has forfeited participation in the program for failure to comply with requirements pursuant to subsection (11); or

4. The student's application for program eligibility has been denied by an organization.

(5) AUTHORIZED USES OF PROGRAM FUNDS.—Program funds may be spent if used to support the student's educational needs, for the following purposes:

(a) Instructional materials, including digital devices, digital periphery devices, and assistive technology devices that allow a student to access instruction or instructional content and training on the use of and maintenance agreements for these devices.

(b) Curriculum as defined in paragraph (2)(b).

(c) Specialized services by approved providers that are selected by the parent. These specialized services may include, but are not limited to:

1. Applied behavior analysis services as provided in ss. 627.6686 and 641.31098.

2. Services provided by speech-language pathologists as defined in s. 468.1125.

3. Occupational therapy services as defined in s. 468.203.

4. Services provided by physical therapists as defined in s. 486.021.

5. Services provided by listening and spoken language specialists and an appropriate acoustical environment for a child who is deaf or hard of hearing and who has received an implant or assistive hearing device.

Specialized services outside this state are authorized under this paragraph if the services are subject to similar regulation or approval requirements.

(d) Enrollment in, or tuition or fees associated with enrollment in, an eligible private school, an eligible postsecondary educational institution or a program offered by the institution, a private tutoring program authorized under s. 1002.43, a virtual program offered by a department-approved private online provider that meets the provider qualifications specified in s. 1002.45(2)(a), the Florida Virtual School as a private paying student, or an approved online course offered pursuant to s. 1003.499 or s. 1004.0961.

(e) Fees for nationally standardized, norm-referenced achievement tests, Advanced Placement Examinations, industry certification examinations, assessments related to postsecondary education, or other assessments.

(f) Contributions to the Stanley G. Tate Florida Prepaid College Program pursuant to s. 1009.98 or the Florida College Savings Program pursuant to s. 1009.981, for the benefit of the eligible student. The Florida Prepaid College Board shall, by the dates specified in ss. 1009.98

and 1009.981, create and have effective procedures to allow program funds to be used in conjunction with other funds used by the parent in the purchase of a prepaid college plan or a college savings plan; require program funds to be tracked and accounted for separately from other funds contributed to a prepaid college plan or a college savings plan; require program funds and associated interest to be reverted as specified in this section; and require program funds to be used only after private payments have been used for prepaid college plan or college savings plan expenditures. The organization shall enter into a contract with the Florida Prepaid College Board to enable the board to establish mechanisms to implement this section, including, but not limited to, identifying the source of funds being deposited in these plans. A qualified or designated beneficiary may not be changed while these plans contain funds contributed from this section.

(g) Contracted services provided by a public school or school district, including classes. A student who receives services under a contract under this paragraph is not considered enrolled in a public school for eligibility purposes as specified in subsection (4).

(h) Tuition and fees for part-time tutoring services provided by a person who holds a valid Florida educator's certificate pursuant to s. 1012.56; a person who holds an adjunct teaching certificate pursuant to s. 1012.57; or a person who has demonstrated a mastery of subject area knowledge pursuant to s. 1012.56(5). The term "part-time tutoring services" as used in this paragraph does not meet the definition of the term "regular school attendance" in s. 1003.01(13)(e).

(i) Fees for specialized summer education programs.

(j) Fees for specialized after-school education programs.

(k) Transition services provided by job coaches.

(l) Fees for an annual evaluation of educational progress by a state-certified teacher, if this option is chosen for a home education student pursuant to s. 1002.41(1)(c)1.

A specialized service provider, eligible private school, eligible postsecondary educational institution, private tutoring program provider, on-line or virtual program provider, public school, school district, or other entity receiving payments pursuant to this subsection may not share, refund, or rebate any moneys from the Florida personal learning scholarship account with the parent or participating student in any manner.

(6) TERM OF THE PROGRAM.—For purposes of continuity of educational choice and program integrity:

(a) The program payments made by the state to an organization for a personal learning scholarship account under this section shall continue ~~remain in force~~ until the parent does not renew program eligibility; the organization determines a student is not eligible for program renewal; the commissioner denies, suspends, or revokes program participation or use of funds; or a student enrolls in ~~participating in the program~~ ~~participates in any of the prohibited activities specified in subsection (4), has funds revoked by the Commissioner of Education pursuant to subsection (10), returns to a public school or in the Voluntary Prekindergarten Education Program, graduates from high school, or attains 22 years of age, whichever occurs first. A participating student who enrolls in a public school or public school program is considered to have returned to a public school for the purpose of determining the end of the program's term.~~

(b) Program expenditures by the parent from the program account are authorized until a student's personal learning scholarship account is closed pursuant to paragraph (c).

(c) A student's personal learning scholarship account shall be closed, and any remaining funds, including accrued interest or contributions made using program funds pursuant to paragraph (5)(f), shall revert to the state upon:

1. The eligible student no longer being enrolled in an eligible postsecondary educational institution or a program offered by the institution;
2. Denial or revocation of program eligibility by the commissioner;
3. Denial of program application by an organization; or

4. After any period of 4 consecutive years after high school completion or graduation in which the student is not enrolled in an eligible postsecondary educational institution or a program offered by the institution.

The commissioner must notify the parent and organization of any reversion determination.

(7) SCHOOL DISTRICT OBLIGATIONS; PARENTAL OPTIONS.—

(a)1. For a student with a disability who does not have a matrix of services under s. 1011.62(1)(e), or who wants a revised matrix of services, and for whom the parent requests a new or revised matrix of services, the school district must complete a matrix that assigns the student to one of the levels of service as they existed before the 2000-2001 school year.

2.a. Within 10 ~~calendar school~~ days after a school district receives notification of a parent's request for completion of a matrix of services, the school district must notify the student's parent if the matrix of services has not been completed and inform the parent that the district is required to complete the matrix within 30 days after receiving notice of the parent's request for the matrix of services. This notice must include the required completion date for the matrix.

b. The school district shall complete the matrix of services for a student whose parent has made a request. The school district must provide the student's parent, the organization, and the department with the student's matrix level within 10 ~~calendar school~~ days after its completion.

c. The department shall notify the parent and the ~~eligible nonprofit scholarship-funding~~ organization of the amount of the funds awarded within 10 days after receiving the school district's notification of the student's matrix level.

d. A school district may change a matrix of services only if the change is to correct a technical, typographical, or calculation error, except that a parent may annually request a matrix reevaluation for each student participating in the program pursuant to paragraph (12)(h).

(b) For each student participating in the program who chooses to participate in statewide, standardized assessments under s. 1008.22 or the Florida Alternate Assessment, the school district in which the student resides must notify the student and his or her parent about the locations and times to take all statewide, standardized assessments.

~~(c) For each student participating in the program, a school district shall notify the parent about the availability of a reevaluation at least every 3 years.~~

(8) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—An eligible private school may be sectarian or nonsectarian and shall:

(a) Comply with all requirements for private schools participating in state school choice scholarship programs pursuant to s. 1002.421. To participate in the program, a private school must submit to the department a notification for eligibility to participate in its application for the John M. McKay Scholarships for Students with Disabilities and Florida Tax Credit Scholarship programs identified in ss. 1002.39 and 1002.395.

(b) Provide to the department and ~~eligible nonprofit scholarship-funding~~ organization, upon request, all documentation required for the student's participation, including the private school's and student's fee schedules.

(c) Be academically accountable to the parent for meeting the educational needs of the student by:

1. At a minimum, annually providing to the parent a written explanation of the student's progress.
2. Annually administering or making provision for students participating in the program in grades 3 through 10 to take one of the nationally norm-referenced tests identified by the ~~State Board of Education~~ Department of Education or the statewide assessments pursuant to s. 1008.22. Students with disabilities for whom standardized testing is not appropriate are exempt from this requirement. A participating private school shall report a student's scores to the parent.

3. Cooperating with the scholarship student whose parent chooses to have the student participate in the statewide assessments pursuant to s. 1008.22 or, if a private school chooses to offer the statewide assessments, administering the assessments at the school.

a. A participating private school may choose to offer and administer the statewide assessments to all students who attend the private school in grades 3 through 10.

b. A participating private school shall submit a request in writing to the Department of Education by March 1 of each year in order to administer the statewide assessments in the subsequent school year.

(d) Employ or contract with teachers who have regular and direct contact with each student receiving a scholarship under this section at the school's physical location.

(e) Annually contract with an independent certified public accountant to perform the agreed-upon procedures developed under s. 1002.395(6)(o) ~~s. 1002.395(6)(n)~~ and produce a report of the results if the private school receives more than \$250,000 in funds from scholarships awarded under this section in the 2014-2015 state fiscal year or a state fiscal year thereafter. A private school subject to this paragraph must submit the report by September 15, 2015, and annually thereafter to the ~~scholarship funding~~ organization that awarded the majority of the school's scholarship funds. The agreed-upon procedures must be conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants.

The inability of a private school to meet the requirements of this subsection constitutes a basis for the ineligibility of the private school to participate in the program as determined by the ~~commissioner department~~.

(9) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department shall:

(a) Maintain a list of approved providers pursuant to s. 1002.66, and eligible postsecondary educational institutions, eligible private schools, and organizations on its website. The department may identify or provide links to lists of other approved providers on its website.

(b) Require each ~~eligible nonprofit scholarship funding~~ organization to ~~preapprove~~ verify eligible expenditures to be before the distribution of funds for any expenditures made pursuant to paragraphs (5)(a) and (b). Review of expenditures made for services in paragraphs (5)(c)-(h) must ~~(5)(c)-(g) may~~ be completed after the purchase payment has been made.

(c) Investigate any written complaint of a violation of this section by a parent, student, private school, public school or school district, organization, provider, or other appropriate party in accordance with the process established by s. 1002.395(9)(f).

(d) Require annually by December 1 ~~quarterly~~ reports by an ~~eligible nonprofit scholarship funding~~ organization, which must include, but need not be limited to, regarding the number of students participating in the program, demographics of program participants; disability category; matrix level of services, if known; award amount per student; total expenditures for the categories in subsection (5); and the types of providers of services to students, and other information deemed necessary by the department.

(e) Compare the list of students participating in the program with the public school student enrollment lists and the list of students participating in school choice scholarship programs established pursuant to this chapter, throughout the school year, before each program payment to avoid duplicate payments and confirm program eligibility.

(10) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

(a) The Commissioner of Education:

1. Shall deny, suspend, or revoke a student's participation in the program if the health, safety, or welfare of the student is threatened or fraud is suspected.

2. Shall deny, suspend, or revoke an authorized use of program funds if the health, safety, or welfare of the student is threatened or fraud is suspected.

3. May ~~deny, suspend, or revoke an~~ authorized use of program funds for material failure to comply with this section and applicable *State Board of Education department* rules if the noncompliance is correctable within a reasonable period of time. Otherwise, the commissioner shall deny, suspend, or revoke ~~an~~ authorized use for failure to materially comply with the law and rules adopted under this section.

4. Shall require compliance by the appropriate party by a date certain for all nonmaterial failures to comply with this section and applicable *State Board of Education department* rules.

5. *Notwithstanding the other provisions of this section, the commissioner may deny, suspend, or revoke program participation or use of program funds by the student; or participation or eligibility of an organization, eligible private school, eligible postsecondary educational institution, approved provider, or other appropriate party for a violation of this section. The commissioner may determine the length of, and conditions for lifting, the suspension or revocation specified in this paragraph. The length of suspension or revocation may not exceed 5 years, except for instances of fraud, in which case the length of suspension or revocation may not exceed 10 years. The commissioner may employ mechanisms allowed by law to recover unexpended program funds or withhold payment of an equal amount of program funds to recover program funds that were not authorized for use under this section thereafter.*

6. *Shall deny or terminate program participation upon a parent's forfeiture of a personal learning scholarship account pursuant to subsection (11).*

(b) In determining whether to deny, suspend, ~~or~~ revoke, or lift a suspension or revocation, in accordance with this subsection, the commissioner may consider factors that include, but are not limited to, acts or omissions ~~that by a participating entity which~~ led to a previous denial, suspension, or revocation of participation in a state or federal program or an education scholarship program; failure to reimburse the ~~eligible nonprofit scholarship funding~~ organization for program funds improperly received or retained by the entity; failure to reimburse government funds improperly received or retained; imposition of a prior criminal sanction related to the person or entity or its officers or employees; imposition of a civil fine or administrative fine, license revocation or suspension, or program eligibility suspension, termination, or revocation related to a person's or ~~an~~ entity's management or operation; or other types of criminal proceedings in which the person or the entity or its officers or employees were found guilty of, regardless of adjudication, or entered a plea of nolo contendere or guilty to, any offense involving fraud, deceit, dishonesty, or moral turpitude.

(11) PARENT AND STUDENT RESPONSIBILITIES FOR PROGRAM PARTICIPATION.—A parent who applies for program participation under this section is exercising his or her parental option to determine the appropriate placement or the services that best meet the needs of his or her child. The scholarship award for a student is based on a matrix that assigns the student to support Level III services. If a parent chooses to request and receive an IEP and a matrix of services from the school district, the amount of the payment shall be adjusted as needed, when the school district completes the matrix.

(a) To satisfy or maintain program eligibility, including, but not limited to, eligibility to receive program payments and expend program payments ~~enroll an eligible student in the program~~, the parent must sign an agreement with the ~~eligible nonprofit scholarship funding~~ organization and annually submit a notarized, sworn compliance statement to the organization to:

1. Affirm that the student is enrolled in a program that meets regular school attendance requirements as provided in s. 1003.01(13)(b)-(d).

2. Affirm that ~~Use~~ the program funds are used only for authorized purposes serving the student's educational needs, as described in subsection (5).

3. Affirm that the student takes all appropriate standardized assessments as specified in this section.

a. If the parent enrolls the child in an eligible private school, the student must take an assessment selected by the private school pursuant to s. 1002.395(7)(e) or, if requested by the parent, the statewide, standardized assessments pursuant to s. 1002.39(8)(c)2. and (9)(e).

b. If the parent enrolls the child in a home education program, the parent may choose to participate in an assessment as part of the annual evaluation provided for in s. 1002.41(1)(c).

4. Notify the school district that the student is participating in the program ~~Personal Learning Scholarship Accounts~~ if the parent chooses to enroll in a home education program as provided in s. 1002.41.

5. ~~File a completed application for initial program participation with an organization. Request participation in the program by the dates date established pursuant to this section by the eligible nonprofit scholarship funding organization.~~

6. Affirm that the student remains in good standing with the entities identified in paragraph (5)(d), paragraph (5)(g), or paragraph (5)(h) ~~provider or school~~ if those options are selected by the parent.

7. Apply for admission of his or her child if the private school option is selected by the parent.

8. Annually file a completed application to renew participation in the program if renewal is desired by the parent. Notwithstanding any changes to the student's IEP, a student who was previously eligible for participation in the program shall remain eligible to apply for renewal as ~~provided in subsection (6).~~ However, in order for a high-risk child to continue to participate in the program in the school year after he or she reaches 6 years of age, the child's completed application for renewal of program participation must contain documentation that the child has a disability defined in paragraph (2)(d) other than high-risk status.

9. Affirm that the parent is prohibited from transferring and will not transfer any prepaid college plan or college savings plan funds contributed pursuant to paragraph (5)(f) to another beneficiary while the plan contains funds contributed pursuant to this section.

10. Affirm that the parent will not take possession of any funding provided by the state for the program ~~Florida Personal Learning Scholarship Accounts~~.

11. Affirm that the parent will maintain a portfolio of records and materials which must be preserved ~~by the parent~~ for 2 years and be made available for inspection by the organization, the department, or the district school superintendent or the superintendent's designee upon 15 days' written notice. This paragraph does not require inspection of the ~~superintendent to inspect~~ the portfolio. The portfolio of records and materials must consist of:

a. A log of educational instruction and services which is made contemporaneously with delivery of the instruction and services and which designates by title any reading materials used; ~~and~~

b. Samples of any writings, worksheets, workbooks, or creative materials used or developed by the student; ~~and~~

c. Other records, documents, or materials required by the organization or specified by the department in rule, to facilitate program implementation.

(b) The parent is responsible for procuring the services necessary to educate the student. When the student receives a personal learning scholarship account, the district school board is not obligated to provide the student with a free appropriate public education. For purposes of s. 1003.57 and the Individuals with Disabilities in Education Act, a participating student has only those rights that apply to all other unilaterally parentally placed students, except that, when requested by the parent, school district personnel must develop an individual education plan or matrix level of services.

(c) The parent is responsible for the payment of all eligible expenses in excess of the amount of the personal learning scholarship account ~~in accordance with the terms agreed to between the parent and the providers.~~

A parent who fails to comply with this subsection forfeits the personal learning scholarship account.

(12) ADMINISTRATION OF PERSONAL LEARNING SCHOLARSHIP ACCOUNTS.—~~An eligible nonprofit scholarship funding organization participating in the Florida Tax Credit Scholarship Program established under s. 1002.395 may establish personal learning scholarship accounts for eligible students, in accordance with the deadlines established in this section, by:~~

(a) Receiving ~~completed~~ applications and final verification and determining student eligibility in accordance with the requirements of this section. ~~For initial program participation, preference must first be provided to students retained on a wait list created by the organization in the order that completed applications are approved. The organization shall notify the department of the applicants for the program by March 1 before the school year in which the student intends to participate. When a completed application and final verification are received and approved, the scholarship funding organization must provide the department with information on the student to enable the department to report the student for funding in an amount determined in accordance with subsection (13).~~

(b) Notifying parents of their receipt of a scholarship on a first-come, first-served basis, ~~after approving the completed application and confirming receipt of the parent's final verification, based upon the funds provided for this program in the General Appropriations Act.~~

(c) Establishing a date pursuant to paragraph (3)(b) by which a parent must confirm initial or continuing participation in the program and confirm the establishment or continuance of a personal learning scholarship account.

(d) Establishing a date and process pursuant to paragraph (3)(b) by which ~~completed applications may be approved and~~ students on the wait list or late-filing applicants may be allowed to participate in the program during the school year, within the amount of funds provided for this program in the General Appropriations Act. ~~The process must allow timely filed completed applications to take precedence before late-filed completed applications for purposes of creating a wait list for participation in the program.~~

(e) Establishing and maintaining separate accounts for each eligible student. ~~For each account, the organization must maintain a record of interest accrued that is retained in the student's account and available only for authorized program expenditures.~~

(f) Verifying qualifying educational expenditures pursuant to the requirements of subsection (5) ~~paragraph (5)(b).~~

(g) Returning any remaining program ~~unused~~ funds pursuant to paragraph (6)(c) to the department when the student is no longer authorized to expend program funds. ~~The organization may reimburse a parent for authorized program expenditures made during the fiscal year before funds are deposited in the student's eligible for a personal scholarship learning account.~~

(h) Annually notifying the parent about the availability of and the requirements associated with requesting an initial matrix or matrix re-evaluation annually for each student participating in the program.

(13) FUNDING AND PAYMENT.—

(a)1. The maximum funding amount granted for an eligible student with a disability, pursuant to ~~this section subsection (8),~~ shall be equivalent to the base student allocation in the Florida Education Finance Program multiplied by the appropriate cost factor for the educational program which would have been provided for the student in the district school to which he or she would have been assigned, multiplied by the district cost differential.

2. In addition, an amount equivalent to a share of the guaranteed allocation for exceptional students in the Florida Education Finance Program shall be determined and added to the amount in subparagraph 1. The calculation shall be based on the methodology and the data used to calculate the guaranteed allocation for exceptional students for each district in chapter 2000-166, Laws of Florida. Except as provided in subparagraph 3., the calculation shall be based on the student's grade, the matrix level of services, and the difference between the 2000-2001

basic program and the appropriate level of services cost factor, multiplied by the 2000-2001 base student allocation and the 2000-2001 district cost differential for the sending district. The calculated amount must also include an amount equivalent to the per-student share of supplemental academic instruction funds, instructional materials funds, technology funds, and other categorical funds as provided in the General Appropriations Act.

3. Except as otherwise provided, the calculation for all students participating in the program shall be based on the matrix that assigns the student to support Level III of services. If a parent chooses to request and receive a matrix of services from the school district, when the school district completes the matrix, the amount of the payment shall be adjusted as needed.

(b) The amount of the awarded funds shall be 90 percent of the calculated amount. *One hundred percent of the funds appropriated for this program shall be released in the first quarter of each fiscal year. Accrued interest is in addition to, and not part of, the awarded funds. Program funds include both the awarded funds and the accrued interest.*

~~(c) Upon an eligible student's graduation from an eligible postsecondary educational institution or after any period of 4 consecutive years after high school graduation in which the student is not enrolled in an eligible postsecondary educational institution, the student's personal learning scholarship account shall be closed, and any remaining funds shall revert to the state.~~

~~(c)(d)~~ The eligible nonprofit scholarship-funding organization shall develop a system for payment of benefits by electronic funds transfer, including, but not limited to, debit cards, electronic payment cards, or any other means of electronic payment that the department deems to be commercially viable or cost-effective. Commodities or services related to the development of such a system shall be procured by competitive solicitation unless they are purchased from a state term contract pursuant to s. 287.056.

(d) An eligible nonprofit scholarship-funding organization may use up to 3 percent of the total amount of payments received during the state fiscal year for administrative expenses if the organization has operated as an nonprofit scholarship-funding organization for at least 3 fiscal years and did not have any findings of material weakness or material non-compliance in its most recent audit under s. 1002.395(6)(m). Such administrative expenses must be reasonable and necessary for the organization's management and distribution of scholarships under this section. Funds authorized under this paragraph may not be used for lobbying or political activity or expenses related to lobbying or political activity. If an eligible nonprofit scholarship-funding organization charges an application fee for a scholarship, the application fee must be immediately refunded to the person who paid the fee if the student is determined ineligible for the program or placed on a wait list. The administrative fee may not be deducted from any scholarship funds, but may be provided for in the General Appropriations Act. An application fee may not be deducted from any scholarship funds.

(e) Moneys received pursuant to this section do not constitute taxable income to the student or parent of the qualified student.

(14) OBLIGATIONS OF THE AUDITOR GENERAL.—

(a) The Auditor General shall conduct an annual ~~financial and operational~~ audit of accounts and records of each ~~eligible scholarship-funding~~ organization that participates in the program. As part of this audit, the Auditor General shall verify, at a minimum, the total amount of students served and eligibility of reimbursements made by each ~~eligible nonprofit scholarship-funding~~ organization and transmit that information to the department.

(b) The Auditor General shall notify the department of any ~~eligible nonprofit scholarship-funding~~ organization that fails to comply with a request for information.

(c) The Auditor General shall provide the Commissioner of Education with a copy of each annual operational audit performed pursuant to this subsection within 10 days after each audit is finalized.

(15) OBLIGATIONS RELATED TO APPROVED PROVIDERS.—The Department of Health, the Agency for Persons with Disabilities, and

the Department of Education shall work with an ~~eligible nonprofit scholarship-funding~~ organization for easy or automated access to lists of licensed providers of services specified in paragraph (5)(c) to ensure efficient administration of the program.

(16) LIABILITY.—The state is not liable for the award or any use of awarded funds under this section.

(17) SCOPE OF AUTHORITY.—This section does not expand the regulatory authority of this state, its officers, or any school district to impose additional regulation on participating private schools, ~~independent nonprofit~~ postsecondary educational institutions, and private providers beyond those reasonably necessary to enforce requirements expressly set forth in this section.

(18) REPORTS.—*The department shall, by February 1 of each year, provide an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the effectiveness of the Florida Personal Learning Accounts Program. The report must address the scope and size of the program, with regard to participation and other related data, and analyze the effectiveness of the program pertaining to cost, education, and therapeutic services.*

~~(19)(18)~~ RULES.—The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer this section.

~~(20)(19)~~ IMPLEMENTATION SCHEDULE FOR THE 2014-2015 SCHOOL YEAR.—Notwithstanding the provisions of this section related to notification and eligibility timelines, an ~~eligible nonprofit scholarship-funding~~ organization may enroll parents on a rolling schedule on a first-come, first-served basis, within the amount of funds provided in the General Appropriations Act. *This subsection is repealed July 1, 2015.*

Section 2. Paragraphs (a) and (b) of subsection (16) of section 1002.395, Florida Statutes, are amended to read:

1002.395 Florida Tax Credit Scholarship Program.—

(16) NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS; APPLICATION.—In order to participate in the scholarship program created under this section, a charitable organization that seeks to be a nonprofit scholarship-funding organization must submit an application for initial approval or renewal to the Office of Independent Education and Parental Choice no later than September 1 of each year before the school year for which the organization intends to offer scholarships.

(a) An application for initial approval must include:

1. A copy of the organization's incorporation documents and registration with the Division of Corporations of the Department of State.
2. A copy of the organization's Internal Revenue Service determination letter as a s. 501(c)(3) not-for-profit organization.
3. A description of the organization's financial plan that demonstrates sufficient funds to operate throughout the school year.
4. A description of the geographic region that the organization intends to serve and an analysis of the demand and unmet need for eligible students in that area.
5. The organization's organizational chart.
6. A description of the criteria and methodology that the organization will use to evaluate scholarship eligibility.
7. A description of the application process, including deadlines and any associated fees.
8. A description of the deadlines for attendance verification and scholarship payments.
9. A copy of the organization's policies on conflict of interest and whistleblowers.
10. A copy of a surety bond or letter of credit in an amount equal to 25 percent of the scholarship funds anticipated for each school year or \$100,000, whichever is greater, *specifying that any claim against the*

bond or letter of credit may be made only by an eligible nonprofit scholarship-funding organization to provide scholarships to and on behalf of students who would have had scholarships funded but for the diversion of funds giving rise to the claim against the bond or letter of credit.

(b) In addition to the information required by subparagraphs (a)1.-9., an application for renewal must include:

1. A surety bond or letter of credit equal to the amount of undisbursed donations held by the organization based on the annual report submitted pursuant to paragraph (6)(m). The amount of the surety bond or letter of credit must be at least \$100,000, but not more than \$25 million, *specifying that any claim against the bond or letter of credit may be made only by an eligible nonprofit scholarship-funding organization to provide scholarships to and on behalf of students who would have had scholarships funded but for the diversion of funds giving rise to the claim against the bond or letter of credit.*

2. The organization's completed Internal Revenue Service Form 990 submitted no later than November 30 of the year before the school year that the organization intends to offer the scholarships, notwithstanding the September 1 application deadline.

3. A copy of the statutorily required audit to the Department of Education and Auditor General.

4. An annual report that includes:

a. The number of students who completed applications, by county and by grade.

b. The number of students who were approved for scholarships, by county and by grade.

c. The number of students who received funding for scholarships within each funding category, by county and by grade.

d. The amount of funds received, the amount of funds distributed in scholarships, and an accounting of remaining funds and the obligation of those funds.

e. A detailed accounting of how the organization spent the administrative funds allowable under paragraph (6)(j).

Section 3. Paragraph (z) is added to subsection (4) of section 1009.971, Florida Statutes, to read:

1009.971 Florida Prepaid College Board.—

(4) FLORIDA PREPAID COLLEGE BOARD; POWERS AND DUTIES.—The board shall have the powers and duties necessary or proper to carry out the provisions of ss. 1009.97-1009.984, including, but not limited to, the power and duty to:

(z) *Adopt rules governing:*

1. *The purchase and use of a prepaid college plan authorized under s. 1009.98 or a college savings plan authorized under s. 1009.981 for the Florida Personal Learning Scholarship Accounts Program pursuant to ss. 1002.385, 1009.98, and 1009.981.*

2. *The use of a prepaid college plan authorized under s. 1009.98 or a college savings plan authorized under s. 1009.981 for postsecondary education programs for students with disabilities.*

Section 4. Subsection (11) is added to section 1009.98, Florida Statutes, to read:

1009.98 Stanley G. Tate Florida Prepaid College Program.—

(11) IMPLEMENTATION PROCEDURES.—

(a) *Notwithstanding any other provision in this section, a prepaid college plan may be purchased, accounted for, used, and terminated as provided in s. 1002.385. By September 1, 2015, the board shall develop procedures, contracts, and any other required forms or documentation necessary to fully implement this subsection. The board shall enter into a contract with an organization pursuant to s. 1002.385 to enable the board to establish mechanisms to implement this subsection, including, but not*

limited to, identifying the source of funds being deposited into a prepaid college plan. A qualified beneficiary may not be changed while a prepaid college plan contains funds contributed from s. 1002.385.

(b) *A qualified beneficiary may apply the benefits of an advance payment contract toward the program fees of a program designed for students with disabilities conducted by a state postsecondary institution. A transfer authorized under this subsection may not exceed the redemption value of the advance payment contract at a state postsecondary institution or the number of semester credit hours contracted on behalf of a qualified beneficiary.*

Section 5. Subsection (10) is added to section 1009.981, Florida Statutes, to read:

1009.981 Florida College Savings Program.—

(10) IMPLEMENTATION PROCEDURES.—

(a) *Notwithstanding any other provision in this section, a college savings plan may be purchased, accounted for, used, and terminated as provided in s. 1002.385. By September 1, 2015, the board shall develop procedures, contracts, and any other required forms or documentation necessary to fully implement this subsection. The board shall enter into a contract with an organization pursuant to s. 1002.385 to enable the board to establish mechanisms to implement this subsection, including, but not limited to, identifying the source of funds being deposited into a college savings plan. A designated beneficiary may not be changed while a college savings plan contains funds contributed from s. 1002.385.*

(b) *A designated beneficiary may apply the benefits of a participation agreement toward the program fees of a program designed for students with disabilities conducted by a state postsecondary institution.*

Section 6. The Department of Education shall adopt rules to implement s. 1002.385, Florida Statutes.

(1) *Such rules must be effective by August 1, 2015, and must include, but need not be limited to:*

(a) *Establishing procedures concerning the student, organization, eligible private school, eligible postsecondary educational institution, or other appropriate party to participate in the program, including approval, suspension, and termination of eligibility;*

(b) *Establishing uniform forms for use by organizations for parents and students;*

(c) *Approving providers pertaining to the Florida K-20 Education Code;*

(d) *Incorporating program participation in existing private school scholarship program applications, including, but not limited to, ensuring that the process for obtaining eligibility under s. 1002.385, Florida Statutes, is as administratively convenient as possible for a private school;*

(e) *Establishing a matrix of services calculations and timelines, so that the initial and revised matrix is completed by a school district in time to be included in the completed application;*

(f) *Establishing a deadline for an organization to provide annual notice of the ability for a parent to request an initial or revised matrix of services, which must enable the initial or revised matrix to be included in the completed application;*

(g) *Establishing additional records, documents, or materials a parent must collect and retain in the student's portfolio;*

(h) *Establishing preliminary timelines and procedures that enable a parent to submit a completed application to the organization, and for the organization to review and approve the completed application; and*

(i) *Defining terms, including, but not limited to, the terms "participating student," "new student," "eligible student," "award letter," "program funds," "associated interest," "program payments," "program expenditures," "initial program participation," "program renewal," "wait list," "timely filed application," and "late-filed application."*

(2) *Such rules should maximize flexibility and ease of program use for the parent and student.*

Section 7. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to students with disabilities; amending s. 1002.385, F.S.; revising definitions applicable to the Florida Personal Learning Scholarship Accounts Program; revising scholarship application deadlines and guidelines; revising provisions to conform to the designation of eligible nonprofit scholarship-funding organizations; requiring authorized program funds to support the student's educational needs; requiring the Florida Prepaid College Board to create certain procedures; authorizing part-time private tutoring services by persons meeting certain requirements; authorizing program funds to be spent for specified education programs and services; revising the conditions under which a student's personal learning scholarship account must be closed; revising the responsibilities for school districts; revising requirements for a private school's eligibility to participate in the program; revising responsibilities of the Department of Education and the Commissioner of Education with respect to program administration; revising responsibilities for parents and students to participate in the program; requiring a parent to affirm that program funds are used only for authorized purposes that serve the student's educational needs; revising responsibilities of an organization pertaining to the administration of personal learning scholarship accounts; revising the wait list and priority of approving renewal and new applications; revising the notice requirement of an organization; authorizing accrued interest to be used for authorized expenditures; requiring accrued interest to be reverted as a part of reverted scholarship funds; revising taxable income requirements; removing obsolete audit requirements; requiring the Auditor General to provide a copy of each annual operational audit performed to the Commissioner of Education within a specified timeframe; requiring the department to provide an annual report to the Governor and the Legislature regarding the program; prescribing report requirements; providing for future repeal of provisions pertaining to an implementation schedule of notification and eligibility timelines; amending s. 1002.395, F.S.; revising the surety bond requirements for nonprofit scholarship-funding organizations submitting initial and renewal scholarship program participation applications; amending s. 1009.971, F.S.; revising the powers and duties of the Florida Prepaid College Board to include specified rulemaking authority; amending ss. 1009.98 and 1009.981, F.S.; authorizing a prepaid college plan or a college savings plan to be purchased, accounted for, used, and terminated under certain circumstances; specifying rulemaking requirements applicable to the department; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gaetz moved the following amendment to **Amendment 1 (583336)** which was adopted:

Amendment 1A (680272) (with directory and title amendments)—Between lines 763 and 764 insert:

(6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.—An eligible nonprofit scholarship-funding organization:

(j)1. May use up to 3 percent of eligible contributions received during the state fiscal year in which such contributions are collected for administrative expenses if the organization has operated *as an eligible nonprofit scholarship-funding organization under this section* for at least 3 state fiscal years and did not have any ~~negative financial~~ findings of *material weakness or material noncompliance* in its most recent audit under paragraph (m). Such administrative expenses must be reasonable and necessary for the organization's management and distribution of eligible contributions under this section. No funds authorized under this subparagraph shall be used for lobbying or political activity or expenses related to lobbying or political activity. Up to one-third of the funds authorized for administrative expenses under this subparagraph may be used for expenses related to the recruitment of contributions from taxpayers. If an eligible nonprofit scholarship-funding organization charges an application fee for a scholarship, the application fee must be im-

mediately refunded to the person that paid the fee if the student is not enrolled in a participating school within 12 months.

2. Must expend for annual or partial-year scholarships an amount equal to or greater than 75 percent of the net eligible contributions remaining after administrative expenses during the state fiscal year in which such contributions are collected. No more than 25 percent of such net eligible contributions may be carried forward to the following state fiscal year. All amounts carried forward, for audit purposes, must be specifically identified for particular students, by student name and the name of the school to which the student is admitted, subject to the requirements of ss. 1002.22 and 1002.221 and 20 U.S.C. s. 1232g, and the applicable rules and regulations issued pursuant thereto. Any amounts carried forward shall be expended for annual or partial-year scholarships in the following state fiscal year. Net eligible contributions remaining on June 30 of each year that are in excess of the 25 percent that may be carried forward shall be returned to the State Treasury for deposit in the General Revenue Fund.

3. Must, before granting a scholarship for an academic year, document each scholarship student's eligibility for that academic year. A scholarship-funding organization may not grant multiyear scholarships in one approval process.

Information and documentation provided to the Department of Education and the Auditor General relating to the identity of a taxpayer that provides an eligible contribution under this section shall remain confidential at all times in accordance with s. 213.053.

And the directory clause is amended as follows:

Delete line 761 and insert:

Section 2. Paragraph (j) of subsection (6) and paragraphs (a) and (b) of subsection (16) of

And the title is amended as follows:

Delete line 987 and insert: 1002.395, F.S.; revising the use of eligible contributions by eligible nonprofit scholarship-funding organizations; revising the surety bond requirements

Amendment 1 (583336) as amended was adopted.

On motions by Senator Gaetz, by two-thirds vote **CS for SB 602** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	

Nays—None

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for SB 602**.

The vote was:

Yeas—38

Mr. President	Altman	Benacquisto
Abruzzo	Bean	Bradley

Brandes	Garcia	Negron
Braynon	Gibson	Richter
Bullard	Grimsley	Sachs
Clemens	Hays	Simmons
Dean	Hukill	Simpson
Detert	Joyner	Smith
Diaz de la Portilla	Latvala	Sobel
Evers	Lee	Soto
Flores	Legg	Stargel
Gaetz	Margolis	Thompson
Galvano	Montford	

Nays—None

SB 7030—A bill to be entitled An act relating to postsecondary education for students with disabilities; creating s. 1004.6501, F.S.; providing a short title; providing purposes and legislative intent; defining terms; establishing eligibility requirements for enrollment in the Florida Postsecondary Comprehensive Transition Program; requiring eligible institutions to make student eligibility determinations; establishing the Florida Center for Students with Unique Abilities; specifying the duties of the center and the center director; specifying application requirements for initial approval and renewal of approval; requiring an eligible institution with an approved program to submit an annual report to the center by a specified date; establishing a Florida Postsecondary Comprehensive Transition Program Scholarship for certain qualified students; specifying the requirements for a student to maintain eligibility for the scholarship; providing for the distribution of scholarship funds; requiring an eligible institution to report certain data and information to the center; requiring an eligible institution to certify and report the amount of funds disbursed and undisbursed advances to the center by a specified date; requiring the center, with the Board of Governors and the State Board of Education, to identify program progress and performance indicators; requiring an annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Chancellor of the State University System, and the Commissioner of Education by a specified date; requiring the center, with other stakeholders, to submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives statutory or budget recommendations for the program; requiring the Board of Governors and the State Board of Education, in consultation with the center, to adopt regulations and rules; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (569682)—Delete lines 299-300 and insert: *requirements specified in subsection (4), are enrolled in an FPCTP, and are not receiving services that are funded through the Florida Education Finance Program or a scholarship under part III of chapter 1002.*

On motions by Senator Stargel, by two-thirds vote **SB 7030** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	

Nays—None

On motion by Senator Evers—

CS for SB 160—A bill to be entitled An act relating to rural letter carriers; amending s. 316.614, F.S.; exempting a rural letter carrier of the United States Postal Service from safety belt usage requirements while performing his or her duties on a designated postal route; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 160** was placed on the calendar of Bills on Third Reading.

On motion by Senator Evers—

SB 184—A bill to be entitled An act relating to the federal write-in absentee ballot; amending s. 101.6952, F.S.; authorizing absent uniformed services voters and overseas voters to use the federal write-in absentee ballot in any state or local election; authorizing an elector to vote on any ballot measure in an election using the federal write-in absentee ballot under certain circumstances; specifying that a vote cast in a judicial merit retention election is treated in the same manner as a vote on certain ballot measures; allowing for abbreviations, misspellings, and other minor variations in the name of a ballot measure; prohibiting the supervisor of elections from canvassing federal write-in absentee ballots from overseas voters in certain elections until 10 days after the date of the election; making technical changes; amending s. 102.166, F.S.; revising minimum requirements for Department of State rules used to determine what constitutes a valid vote on a federal write-in absentee ballot; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 184** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

CS for SB 620—A bill to be entitled An act relating to emergency management; amending s. 252.921, F.S.; revising a short title provision; creating s. 252.9335, F.S.; exempting certain employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 620** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for SB 224—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring that a public agency contract for services include a statement providing the contact information of the public agency's custodian of records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor's compliance with public records laws; requiring that a public records request relating to records for a public agency's contract for services be made directly to the public agency; requiring a contractor to provide requested records to the public agency or allow inspection or copying of requested records under specified circumstances; specifying applicable penalties for a contractor who fails to provide requested records; specifying circumstances under which a court may assess and award reasonable costs of enforcement against a public agency or contractor; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment:

Amendment 1 (454526) (with title amendment)—Delete lines 100-111 and insert:

(4) *CIVIL ACTION.*—

(a) *If a civil action is filed to compel production of public records relating to the public agency's contract for services, the court may assess and award against the contractor the reasonable costs of enforcement, including reasonable attorney fees, if the party filing the action provides written notice of the public records request, including a statement that the contractor has not complied with the request. The notice must be sent by common carrier delivery service or by registered, Global Express Guaranteed, or certified mail, with postage or shipping paid by the sender and with evidence of delivery, which may be in an electronic format. The notice must be received by the contractor at least 5 business days before the plaintiff files the civil action.*

(b) *An award of the reasonable costs of enforcement against a public agency must be in accordance with s. 119.12.*

Section 2. *A public agency has until October 1, 2015, to amend a public agency contract for services, if needed, in order to comply with the amendment made by this act to section 119.0701, Florida Statutes.*

Section 3. Section 119.0702, Florida Statutes, is created to read:

119.0702 *Agency requirements for staff training and public postings.—*

(1) *Each agency shall determine and provide the appropriate amount of information or training on the requirements of this chapter for each agency employee, taking into consideration whether the employee's duties are performed in any office where public records are routinely created, sent, received, maintained, and requested.*

(2) *Each agency shall post the contact information for the agency's custodian of public records in any office to which the public has access in which public records are routinely created, sent, received, maintained, and requested, and shall post the contact information for the custodian of public records on the agency's website if the agency has a website.*

(3) *A violation of this section does not form the basis of an independent cause of action and may not be used to recover attorney fees under s. 119.12.*

(4) *If an agency provides information or training to agency staff and publicly posts contact information in accordance with the requirements of subsections (1) and (2), the agency is deemed to be in compliance with this section.*

Section 4. Section 119.12, Florida Statutes, is amended to read:

119.12 *Attorney ~~Attorney's~~ fees.—*

(1) *When ~~If~~ a civil action is filed against an agency to enforce the provisions of this chapter, and if the court determines that the agency was provided written notice of the public records request to the agency's custodian of public records, using contact information provided by the agency, at least 2 business days before filing the action and that the court determines that such agency unlawfully refused to permit a public record to be inspected or copied, the court shall assess and award, against the responsible agency ~~responsible~~, the reasonable costs of enforcement. The complainant is not required to provide written notice to the agency's custodian of public records if the agency failed to post contact information for its custodian of public records in accordance with s. 119.0702.*

(2) *The reasonable costs of enforcement include, but are not limited to, ~~including~~ reasonable attorney ~~attorneys'~~ fees.*

And the title is amended as follows:

Between lines 19 and 20 insert: *providing for applicability; creating s. 119.0702, F.S.; requiring each agency to provide training and information on the requirements of ch. 119, F.S., to agency employees; requiring each agency to publicly post contact information for the custodian of public records; specifying that a violation may not be used as a basis for an independent cause of action or recovering attorney fees; specifying that an agency is in compliance if certain conditions are met; amending s. 119.12, F.S.; requiring a court to determine if a complainant provided certain written notice to an agency's custodian of public records in order to assess and award attorney fees in a civil action to enforce ch. 119, F.S.; providing an exception;*

By direction of the President, further consideration of **CS for CS for SB 224** with pending **Amendment 1 (454526)** was deferred.

On motion by Senator Richter—

CS for SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 97.0585(3) and (5), F.S., relating to an exemption from public records requirements for certain information of persons who are victims of stalking or aggravated stalking; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7034** was placed on the calendar of Bills on Third Reading.

SB 7014—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2015 version of the Internal Revenue Code; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term “adjusted federal income”; revising the treatment by this state of certain depreciation and expensing of assets that are allowed for federal income tax purposes; authorizing the Department of Revenue to adopt emergency rules; reenacting s. 1009.97(3)(l), F.S., relating to prepaid college board programs, to incorporate the amendment made to s. 220.03, F.S., in a reference thereto; providing for retroactive application; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7014**, pursuant to Rule 3.11(3), there being no objection, **HB 7009** was withdrawn from the Committees on Finance and Tax; and Fiscal Policy.

On motion by Senator Hukill—

HB 7009—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2015 version of the Internal Revenue Code; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term “adjusted federal income”; revising the treatment by this state of certain depreciation and expensing of assets allowed for federal income tax purposes; authorizing the Department of Revenue to adopt emergency rules; reenacting s. 1009.97(3)(l), F.S., relating to the definition of the term “Internal Revenue Code” with respect to prepaid college programs, to incorporate the amendment made by the act to s. 220.03, F.S., in a reference thereto; providing for retroactive applicability; providing an effective date.

—a companion measure, was substituted for **SB 7014** and read the second time by title.

Pursuant to Rule 4.19, **HB 7009** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

SB 446—A bill to be entitled An act relating to Florida College System boards of trustees; amending s. 1001.61, F.S.; revising the membership guidelines for the Florida College System institution boards of trustees to require the St. Johns River State College board to have a specified number of trustees from each county that the college serves; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (327704) (with directory and title amendments)—Delete lines 22-28 and insert:
~~district contains two or more school board districts, as provided by rules of the State Board of Education. However, Florida State College at Jacksonville shall have an odd number of trustees.~~

(2) Trustees shall be appointed by the Governor *to staggered 4-year terms, subject to confirmation and confirmed* by the Senate in regular session.

Section 2. This act shall take effect upon becoming a law.

And the directory clause is amended as follows:

Delete lines 12-13 and insert:

Section 1. Subsections (1) and (2) of section 1001.61, Florida Statutes, are amended to read:

And the title is amended as follows:

Delete lines 4-8 and insert: membership requirements for the Florida College System institution boards of trustees; deleting a provision requiring the Florida State College at Jacksonville to have an odd number of trustees; providing for staggered terms of board members; providing an effective date.

Pursuant to Rule 4.19, **SB 446** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson, the Senate resumed consideration of—

CS for CS for SB 224—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring that a public agency contract for services include a statement providing the contact information of the public agency's custodian of records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor's compliance with public records laws; requiring that a public records request relating to records for a public agency's contract for services be made directly to the public agency; requiring a contractor to provide requested records to the public agency or allow inspection or copying of requested records under specified circumstances; specifying applicable penalties for a contractor who fails to provide requested records; specifying circumstances under which a court may assess and award reasonable costs of enforcement against a public agency or contractor; providing an effective date.

—which was previously considered this day with pending **Amendment 1 (454526)** by Senator Bradley.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following substitute amendment which was adopted:

Amendment 2 (261572) (with title amendment)—Delete lines 100-111 and insert:

(4) **CIVIL ACTION.**—

(a) *If a civil action is filed to compel production of public records relating to the public agency's contract for services, the court shall assess and award against the contractor the reasonable costs of enforcement, including reasonable attorney fees, if the party filing the action provides written notice of the public records request, including a statement that the contractor has not complied with the request. The notice must be sent by common carrier delivery service or by registered, Global Express Guaranteed, or certified mail, with postage or shipping paid by the sender and with evidence of delivery, which may be in an electronic format. The notice must be sent by the plaintiff at least 8 business days before the plaintiff files the civil action.*

(b) *An award of the reasonable costs of enforcement against a public agency must be in accordance with s. 119.12.*

Section 1. *A public agency has until October 1, 2015, to amend a public agency contract for services, if needed, in order to comply with the amendment made by this act to section 119.0701, Florida Statutes.*

Section 2. Section 119.0702, Florida Statutes, is created to read:

119.0702 *Agency requirements for staff training and public postings.*—

(1) *Each agency shall determine and provide the appropriate amount of information or training on the requirements of this chapter for each agency employee, taking into consideration whether the employee's duties are performed in any office where public records are routinely created, sent, received, maintained, and requested.*

(2) *Each agency shall post the contact information for the agency's custodian of public records in any office to which the public has access in which public records are routinely created, sent, received, maintained, and requested, and shall post the contact information for the custodian of public records on the agency's website if the agency has a website.*

(3) *A violation of this section does not form the basis of an independent cause of action and may not be used to recover attorney fees under s. 119.12.*

(4) *If an agency provides information or training to agency staff and publicly posts contact information in accordance with the requirements of subsections (1) and (2), the agency is deemed to be in compliance with this section.*

Section 3. Section 119.12, Florida Statutes, is amended to read:

119.12 **Attorney's fees.**—

(1) *When ~~if~~ a civil action is filed against an agency to enforce the provisions of this chapter, ~~and~~ if the court determines that the agency was provided written notice of the public records request to the agency's custodian of public records, using contact information provided by the agency, at least 2 business days before filing the action and that the court determines that such agency unlawfully refused to permit a public record to be inspected or copied, the court shall assess and award, against the responsible agency responsible, the reasonable costs of enforcement. The complainant is not required to provide written notice to the agency's custodian of public records if the agency failed to post contact information for its custodian of public records in accordance with s. 119.0702.*

(2) *The reasonable costs of enforcement include, but are not limited to, including reasonable attorney attorneys' fees.*

And the title is amended as follows:

Delete lines 18-19 and insert: which a court must assess reasonable costs of enforcement against a contractor; specifying applicable law for reasonable costs of enforcement assessed against a public agency; providing for applicability; creating s. 119.0702, F.S.; requiring each agency to provide training and information on the requirements of ch. 119, F.S., to agency employees; requiring each agency to publicly post contact information for the custodian of public records; specifying that a violation may not be used as a basis for an independent cause of action or recovering attorney fees; specifying that an agency is in compliance if certain conditions are met; amending s. 119.12, F.S.; requiring a court to determine if a complainant provided certain written notice to an agency's custodian of public records in order to assess and award attorney fees in a civil action to enforce ch. 119, F.S.; providing an exception;

Pursuant to Rule 4.19, **CS for CS for SB 224** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 616—A bill to be entitled An act relating to education accountability; amending s. 1001.03, F.S.; revising the powers of the State Board of Education to require adoption of rules regarding notification forms for grade 3 retention and midyear promotion, and high school graduation requirements and options; amending s. 1008.22, F.S.; removing the requirement that English Language Arts statewide assessments be administered to students in grade 11; requiring that assessments be delivered through computer-based testing; providing exceptions; specifying minimum requirements for paper-based administration of assessments; requiring that performance results on specified assessments be provided to teachers and parents within a specified timeframe; providing applicability; requiring the Department of Education to collect and distribute liquidated damages relating to the administration of specified assessments to school districts under certain circumstances; prohibiting a school district from administering a local

assessment on a subject measured under a statewide assessment; requiring a school district to provide a student's performance results on local assessments within a specified timeframe; revising requirements for the administration of local assessments; restricting the number of school hours that a school district may dedicate to administer specified assessments; providing exceptions; requiring a school district to secure consent of a student's parent if school hours dedicated to the administration of local assessments exceed the threshold amount; authorizing a student to take an examination or assessment adopted pursuant to State Board of Education rule; revising requirements regarding the school district's adoption and publication of testing schedules; amending s. 1008.24, F.S.; authorizing a school district to use district employees to administer and proctor specified assessments; providing minimum requirements for State Board of Education rules regarding the training of such employees; amending s. 1008.25, F.S.; revising requirements for a district school board's comprehensive student progression plan; removing references regarding local assessments; revising requirements regarding instruction and reassessment of students who exhibit a reading deficiency; amending s. 1008.30, F.S.; specifying alternative assessments that may be accepted by public postsecondary educational institutions in lieu of the common placement test; revising requirements for state board rules regarding common placement testing; authorizing, rather than requiring, high schools to perform specified college readiness evaluations; amending s. 1008.34, F.S.; adding references to school improvement ratings to provisions regarding the school grading system; specifying applicability of certain accountability measures to schools using turnaround options; requiring that students who score in the bottom quintile on the 2014-2015 grade 3 English Language Arts assessment be identified as at-risk students; requiring that each school district notify such students' parents, provide evidence, and provide intervention and support services; amending s. 1011.62, F.S.; requiring the Department of Education to contract with an independent, auditing entity if the administration of online assessments after a certain date does not comply with the minimum assessment protocols and requirements established by the department; requiring the auditing entity to perform certain duties; amending s. 1012.34, F.S.; revising requirements for the Commissioner of Education's annual report to the Governor and the Legislature regarding personnel evaluation systems; revising the percentage thresholds for performance evaluation criteria for instructional personnel and school administrators; revising requirements for the measurement of student performance; prescribing requirements for school districts regarding educator performance evaluations and related student performance results; requiring the state board to adopt rules by a certain date; revising rule requirements; removing a provision regarding district bonus awards; conforming a cross-reference; repealing s. 1012.3401, F.S., relating to the measurement of student performance in personnel evaluations; authorizing a school district to request approval from the state board to use student performance results on new statewide assessments for diagnostic and baseline purposes; requiring a district school superintendent to submit the waiver request to the Commissioner of Education; specifying required content of a waiver request; requiring the commissioner to review and make recommendations to the state board regarding each waiver request; specifying conditions and requirements for a school that is granted a waiver for the 2014-2015 school year; providing for expiration; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to complete a study regarding the leasing of examination questions; requiring OPPAGA to submit a report summarizing the study findings to the Legislature by a specified date; amending ss. 1003.4282, 1003.4285, and 1012.22, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

SENATOR RICHTER PRESIDING

THE PRESIDENT PRESIDING

An amendment was considered and adopted to conform **CS for CS for SB 616** to **CS for HB 7069**.

Pending further consideration of **CS for CS for SB 616** as amended, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7069** was withdrawn from the Committees on Education Pre-K - 12; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Legg, the rules were waived and—

CS for HB 7069—A bill to be entitled An act relating to education accountability; amending s. 1001.42, F.S.; revising a requirement for the uniform opening date of public schools; amending s. 1002.20, F.S.; deleting provisions relating to assessment, intensive instruction, and progress monitoring for students with reading deficiencies; amending ss. 1003.4156 and 1003.4282, F.S.; deleting provisions relating to remediation for certain middle grades and high school students, respectively; amending s. 1003.4285, F.S.; revising requirements for the scholar designation on standard high school diplomas; amending s. 1003.621, F.S.; requiring that academically high-performing school districts comply with provisions relating to the uniform opening date of public schools; amending s. 1008.22, F.S.; revising the purpose of the student assessment program to include providing instructional personnel with certain information when available; revising the grade levels of students who must take the statewide, standardized English Language Arts assessment; revising provisions relating to end-of-course assessments; requiring that all students enrolled in certain courses take the statewide, standardized end-of-course assessment associated with the course; prohibiting students who take an end-of-course assessment for a course from taking other specified assessments; providing for use of certain assessment results for students; revising provisions relating to local assessments administered by school districts; requiring that certain information relating to student achievement be provided to instructional personnel when available; requiring that all end-of-course assessment results be reported annually by a specified date; providing an exemption for the 2014-2015 school year; requiring the Commissioner of Education to annually publish a uniform calendar for assessment and reporting on the Department of Education's website; requiring each school district to establish assessment schedules, approve such schedules at a district school board meeting, and publish such schedules on the district's website; requiring each public school to publish such schedules on the school's website; providing that certain assessments replace final assessments in certain courses; requiring teachers and parents to be provided with results of district-required local assessments in a timely manner; requiring rulemaking relating to the uniform calendar; amending s. 1008.24, F.S.; providing that school districts may use specified employees to administer and proctor certain assessments; amending s. 1008.25, F.S.; deleting requirements for the comprehensive student progression plan; requiring each district school board to adopt criteria for student grade-level progression; revising provisions relating to support for certain students and student promotion from grade 3 to grade 4; requiring that certain information relating to student achievement be provided to instructional personnel when available; providing for intensive instruction for certain students; revising reporting requirements; amending s. 1008.30, F.S.; deleting a requirement for certain students to be evaluated for college readiness; amending s. 1008.36, F.S.; providing additional funds to certain schools through the Florida School Recognition Program under certain conditions; amending s. 1011.62, F.S.; revising requirements for the funding of a comprehensive reading instruction system, to include certain components for students in intensive reading acceleration courses; requiring the department to regularly report certain findings to the State Board of Education; requiring the state board to annually review the effectiveness of each school district's K-12 comprehensive reading plan; amending s. 1012.34, F.S.; revising reporting requirements relating to school district personnel evaluation systems; revising evaluation criteria and requirements; revising provisions relating to the measurement of student performance; deleting provisions relating to district bonus rewards for performance pay based on evaluation progress; repealing s. 1012.3401, F.S., relating to requirements for measuring student performance in instructional personnel and school administrator performance evaluations and performance evaluation of personnel for purposes of performance salary schedule; amending s. 1012.98, F.S.; revising provisions relating to personnel evaluation for purposes of professional development; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 616** as amended and read the second time by title.

On motion by Senator Legg, the rules were waived and **CS for HB 7069** was retained on the Special Order Calendar.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Grimsley, by two-thirds vote **SB 1150** and **SB 974** were withdrawn from the committees of reference and further consideration.

On motion by Senator Simmons, by two-thirds vote **CS for SB 288** was withdrawn from the Committee on Appropriations and referred to the Committees on Communications, Energy, and Public Utilities; and Appropriations.

MOTIONS

On motion by Senator Simmons, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, April 2, 2015.

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 Wednesday, April 1, 2015 and Thursday, April 2, 2015: SB 2500, SB 2502, SB 2504, SB 7038, SB 2506, SB 2508, SB 2510, SB 2512, SB 2514, SB 7054, CS for SB 642, CS for CS for SB 644, CS for CS for SB 646, CS for SB 602, SB 7030, CS for SB 160, SB 184, CS for SB 620, CS for CS for SB 224, CS for SB 7034, SB 7014, SB 446, CS for CS for SB 616, SB 408, CS for SB 260, CS for SB 264, CS for SB 226, SB 570, SB 130, CS for SB 552, SB 694, CS for CS for SB 396, SB 522, CS for SB 1060, CS for SB 1312, SB 7012, SB 7032, SB 7016.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Communications, Energy, and Public Utilities recommends the following pass: CS for SB 776

The Committee on Judiciary recommends the following pass: SB 1298

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

The Committee on Education Pre-K - 12 recommends the following pass: SB 352; SB 448; SB 888

The bills were referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1468

The bill was referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 28; SB 1452

The bills were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Ethics and Elections recommends the following pass: SB 894; CS for SB 1296

The bills were referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends the following pass: SB 146

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Judiciary recommends the following pass: SB 30; SB 44

The bills were referred to the Committee on Community Affairs under the original reference.

The Committee on Education Pre-K - 12 recommends the following pass: SB 572

The Committee on Judiciary recommends the following pass: SB 1242

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

The Committee on Judiciary recommends the following pass: CS for SB 568; SB 932; CS for SB 1212; SB 1226

The bills were referred to the Committee on Fiscal Policy under the original reference.

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 1582

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

The Committee on Health Policy recommends the following pass: SB 724

The Committee on Regulated Industries recommends the following pass: SB 796

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

The Committee on Health Policy recommends the following pass: SB 548

The Committee on Judiciary recommends the following pass: CS for SB 542; SB 982; SB 1078; CS for SB 1314

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

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 192; SB 246; SB 492

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

The Committee on Finance and Tax recommends committee substitutes for the following: CS for SB 268; SB 722; SB 972; CS for SB 980; SB 7052

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1108; SB 1110

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1352

The bill with committee substitute attached was referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 532

The bill with committee substitute attached was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1388

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 418

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 414

The Committee on Health Policy recommends a committee substitute for the following: SB 926

The Committee on Judiciary recommends a committee substitute for the following: SB 78

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

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 564; SB 742

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 832

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 596

The Committee on Finance and Tax recommends a committee substitute for the following: CS for SB 668

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 782; CS for SB 824; SB 826

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 1390

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 566

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 736

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

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1372

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1276

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 674; CS for SB 716; CS for SB 962

The Committee on Health Policy recommends a committee substitute for the following: SB 7066

The Committee on Regulated Industries recommends committee substitutes for the following: CS for SB 614; CS for SB 656

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

The Committee on Communications, Energy, and Public Utilities recommends the following not pass: SB 270

The bill was laid on the table.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Flores—

CS for SB 78—A bill to be entitled An act for the relief of Maricelly Lopez by the City of North Miami; providing for an appropriation to compensate Maricelly Lopez, individually and as personal representative of the Estate of Omar Miele, for the wrongful death of her son, Omar Miele, which was due to the negligence of a police officer of the City of North Miami; providing a limitation on the payment of fees and costs; providing that the appropriation settles all present and future claims related to the death of Omar Miele; providing an effective date.

By the Committees on Finance and Tax; and Regulated Industries; and Senators Stargel, Latvala, and Abruzzo—

CS for CS for SB 268—A bill to be entitled An act relating to amusement games or machines; creating s. 546.10, F.S.; providing legislative findings; defining terms and phrases; authorizing an amusement game or machine to be operated with specified requirements; providing requirements for classifying such a device as a Type 1 or a Type 2 amusement game or machine; providing that amusement games or machines may only be located at specified locations; specifying the maximum value on the redemption value of a coupon or a point; requiring the Department of Revenue to annually adjust the maximum value; providing a formula for the adjustment of the maximum value; requiring the department to publish the amount of the adjusted maximum value; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing penalties; amending s. 551.102, F.S.; conforming a cross-reference; repealing s. 849.161, F.S., relating to amusement games or machines; providing an effective date.

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

CS for SB 414—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain circumstances; prohibiting a public accommodation from inquiring about the nature or extent of an individual's disability; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties for certain persons or entities who interfere with use of a service animal in specified circumstances; specifying that the act does not limit certain rights or remedies granted under federal or state law; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

By the Committee on Regulated Industries; and Senator Richter—

CS for SB 418—A bill to be entitled An act relating to construction defect claims; amending s. 558.001, F.S.; revising legislative intent; amending s. 558.002, F.S.; revising the definition of the term "completion of a building or improvement"; amending s. 558.004, F.S.; providing additional requirements for a notice of claim; revising requirements for a response; revising provisions relating to production of certain records; amending ss. 718.203 and 719.203, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 532—A bill to be entitled An act relating to the ordering of medication; amending s. 212.08, F.S.; providing that an order for administration is included in the medical exemption from sales tax; revising the term "prescription" to exclude an order for administration; amending ss. 458.347 and 459.022, F.S.; revising the authority of a licensed physician assistant to order medication under the direction of a supervisory physician for a specified patient; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to order medication for administration to a specified patient; amending s. 465.003, F.S.; revising the term "prescription" to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.02, F.S.; revising the term "administer" to include the term "administration"; revising the term "prescription" to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.04, F.S.; conforming provisions to changes made by act; amending s. 893.05, F.S.; authorizing a licensed practitioner to authorize a licensed physician assistant or advanced registered nurse practitioner to order controlled substances for a specified patient under certain circumstances; reenacting ss. 400.462(26), 401.445(1), 409.906(18), and 766.103(3), F.S., to incorporate the amendments made to ss. 458.347 and 459.022, F.S., in references thereto; reenacting ss. 401.445(1) and 766.103(3), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 409.9201(1)(a), 458.331(1)(pp), 459.015(1)(rr), 465.014(1), 465.015(2)(c), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 465.1901, 499.003(43), and 831.30(1), F.S., to incorporate the amendment made to s. 465.003, F.S., in references thereto; reenacting ss. 112.0455(5)(i), 381.986(7)(b), 440.102(1)(l), 458.331(1)(pp), 459.015(1)(rr), 465.015(3), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 499.0121(14), 768.36(1)(b), 810.02(3)(f), 812.014(2)(c), 856.015(1)(c), 944.47(1)(a), 951.22(1), 985.711(1)(a), 1003.57(1)(i), and 1006.09(8), F.S., to incorporate the amendment made to s. 893.02, F.S., in references thereto; reenacting s. 893.0551(3)(e), F.S., to incorporate the amendment made to s. 893.04, F.S., in a reference thereto; reenacting s. 893.0551(3)(d), F.S., to incorporate the amendment made to s. 893.05, F.S., in a reference thereto; providing an effective date.

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

CS for SB 564—A bill to be entitled An act relating to trade secrets; amending s. 812.081, F.S.; including financial information in provisions prohibiting the theft, embezzlement, or unlawful copying of trade secrets; providing criminal penalties; providing an effective date.

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

CS for SB 566—A bill to be entitled An act relating to public records; amending ss. 119.071, 125.0104, 288.1226, 331.326, 365.174, 381.83, 403.7046, 403.73, 499.012, 499.0121, 499.051, 502.222, 570.48, 573.123, 601.10, 601.15, 601.152, 601.76, and 815.04, F.S.; expanding public records exemptions for certain data processing software obtained by an agency, certain information held by a county tourism promotion agency, information related to trade secrets held by the Florida Tourism Industry Marketing Corporation, information related to trade secrets held by Space Florida, proprietary confidential business information submitted to the Department of Revenue, trade secret information held by the Department of Health, trade secret information reported or submitted to the Department of Environmental Protection, trade secret information in an application for a permit for a prescription drug wholesale distributor or an out-of-state prescription drug wholesale distributor, trade secret information contained in an application for a permit for a secondary wholesale distributor, trade secret information contained in the prescription drug purchase list, trade secret information contained in a complaint and any investigatory documents held by the Department of Business and Professional Regulation, trade secret information of a dairy industry business held by the Department of Agriculture and Consumer Services, trade secret information held by the Division of Fruits and Vegetables of the Department of Agriculture and Consumer Services, trade secret information of a person subject to a marketing order held by the Department of Agriculture and Consumer Services, trade secret information provided to the Department of Citrus, trade secret information of noncommodity advertising and promotional program participants held by the Department of Citrus, trade secret information contained in a citrus handler's return filed with the Department of Citrus, a manufacturer's formula filed with the Department of Agriculture and Consumer Services, and specified data, programs, or supporting documentation held by an agency, respectively, to incorporate the amendment made to the definition of the term "trade secret" in s. 812.081, F.S., by SB 564; providing for future legislative review and repeal of the exemptions; making editorial and technical changes; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Hays—

CS for CS for SB 596—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; defining the term "branded product"; revising the current limitation on the number of containers that may be sold to consumers by craft distilleries; applying such limitation to individual containers for each branded product; prohibiting a craft distillery from shipping or arranging to ship any of its distilled spirits to consumers; providing an exception; requiring the Department of Transportation to install directional signs at specified locations in accordance with Florida's Highway Guide Sign Program upon the request of a craft distillery licensed in this state; requiring the craft distillery licensed in this state to pay specified costs; providing an effective date.

By the Committees on Regulated Industries; and Health Policy; and Senator Grimsley—

CS for CS for SB 614—A bill to be entitled An act relating to drug prescription by advanced registered nurse practitioners and physician assistants; amending s. 110.12315, F.S.; expanding the categories of persons who may prescribe brand drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; exempting controlled substances prescribed by an advanced registered nurse practitioner or a physician assistant from the disqualifications for certification or licensure, and for continued certification or licensure, as a deputy pilot or state pilot; repealing s. 383.336, F.S., relating to provider hospitals, practice parameters, and peer review boards; amending s. 395.1051, F.S.; requiring a hospital to notify certain obstetrical physicians within a specified timeframe before the hospital closes its obstetrical department or ceases to provide obstetrical services; amending s. 456.072, F.S.; applying existing penalties for violations relating to the prescribing or dispensing of controlled substances to an advanced registered nurse practitioner; amending s. 456.44, F.S.; deleting an obsolete date; requiring advanced registered nurse practitioners and physician assistants who prescribe controlled substances for certain pain to make a certain designation, comply with registration

requirements, and follow specified standards of practice; providing applicability; amending ss. 458.3265 and 459.0137, F.S.; limiting the authority to prescribe a controlled substance in a pain-management clinic to a physician licensed under ch. 458 or ch. 459, F.S.; amending s. 458.347, F.S.; expanding the prescribing authority of a licensed physician assistant; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to prescribe, dispense, administer, or order drugs, rather than to monitor and alter drug therapies; requiring the Board of Nursing to appoint a committee to recommend whether adoption of a formulary of controlled substances that may be prescribed by an advanced registered nurse practitioner is needed; specifying the membership of the committee; providing parameters for the recommendations of the committee; requiring that any formulary be adopted by board rule; specifying the process for amending the formulary and imposing a burden of proof; requiring the board to post notice of proposed, pending, or adopted changes to the formulary on its website; specifying a deadline for initiating any required rulemaking; limiting the formulary's application in certain instances; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license for or disciplinary action against an advanced registered nurse practitioner; amending s. 893.02, F.S.; redefining the term "practitioner" to include advanced registered nurse practitioners and physician assistants under the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 948.03, F.S.; providing that possession of drugs or narcotics prescribed by an advanced registered nurse practitioner or physician assistant is an exception from a prohibition relating to the possession of drugs or narcotics during probation; reenacting s. 310.071(3), F.S., to incorporate the amendment made to s. 310.071, F.S., in a reference thereto; reenacting ss. 458.331(10), 458.347(7)(g), 459.015(10), 459.022(7)(f), and 465.0158(5)(b), F.S., to incorporate the amendment made to s. 456.072, F.S., in references thereto; reenacting ss. 456.072(1)(mm) and 466.02751, F.S., to incorporate the amendment made to s. 456.44, F.S., in references thereto; reenacting ss. 458.303, 458.347(4)(e) and (9)(c), 458.3475(7)(b), 459.022(4)(e) and (9)(c), and 459.023(7)(b), F.S., to incorporate the amendment made to s. 458.347, F.S., in references thereto; reenacting ss. 456.041(1)(a), 458.348(1) and (2), and 459.025(1), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 320.0848(11), 464.008(2), 464.009(5), 464.018(2), and 464.0205(1)(b), (3), and (4)(b), F.S., to incorporate the amendment made to s. 464.018, F.S., in references thereto; reenacting s. 775.051, F.S., to incorporate the amendment made to s. 893.02, F.S., in a reference thereto; reenacting ss. 944.17(3)(a), 948.001(8), and 948.101(1)(e), F.S., to incorporate the amendment made to s. 948.03, F.S., in references thereto; providing an effective date.

By the Committees on Regulated Industries; and Judiciary; and Senator Latvala—

CS for CS for SB 656—A bill to be entitled An act relating to unlawful detention by a transient occupant; creating s. 82.045, F.S.; defining the term "transient occupant"; providing factors that establish a transient occupancy; providing for removal of a transient occupant by a law enforcement officer; providing a cause of action for wrongful removal; limiting actions for wrongful removal; providing a civil action for removal of a transient occupant; providing an effective date.

By the Committees on Finance and Tax; and Community Affairs; and Senator Latvala—

CS for CS for SB 668—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Evers—

CS for CS for SB 674—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms "identification and location information" and "servicemember"; providing an exemption from public records requirements for certain identification and location information of servicemembers and the spouses and dependents of servicemembers; 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 Committees on Governmental Oversight and Accountability; and Regulated Industries; and Senators Hays, Soto, and Diaz de la Portilla—

CS for CS for SB 716—A bill to be entitled An act relating to public records; creating s. 474.2167, F.S.; providing an exemption from public records requirements for certain animal medical records held by a state college of veterinary medicine that is accredited by the American Veterinary Medical Association Council on Education; authorizing disclosure under certain circumstances; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Finance and Tax; and Senator Flores—

CS for SB 722—A bill to be entitled An act relating to aviation; amending s. 206.9825, F.S.; revising the tax rate of the excise tax on certain aviation fuels; revising the criteria to receive an excise tax exemption for certain aviation fuel delivered by licensed wholesalers or terminal suppliers; deleting obsolete language; requiring the Department of Economic Opportunity to conduct a study on specified issues relating to intrastate commercial air service and flight training and education; requiring the department to submit a report on the study to the Governor and the Legislature by a specified date; providing effective dates.

By the Committee on Regulated Industries; and Senators Stargel and Detert—

CS for SB 736—A bill to be entitled An act relating to residential properties; amending ss. 718.116, 719.108, and 720.30851, F.S.; providing requirements relating to the request for an estoppel certificate by a unit or parcel owner or a unit or parcel mortgagee; providing that the association waives the right to collect any moneys owed in excess of the amounts set forth in the estoppel certificate under certain conditions; providing that the association waives any claim against a person or entity who would have relied in good faith upon the estoppel certificate under certain conditions; deleting provisions regarding expedited court action to compel issuance of an estoppel certificate; providing an effective date.

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

CS for SB 742—A bill to be entitled An act relating to ticket sales; amending s. 817.36, F.S.; defining terms; revising provisions to include digital platforms; revising certain presale disclosure requirements; revising provisions relating to prohibitions on bypassing portions of the ticket-buying process, disguising the identity of a buyer, or circumventing security measures; providing criminal penalties for violations; providing for recovery of damages up to treble the amount of actual damages for such violations; providing criminal penalties for knowingly reselling a ticket in violation of statute; deleting provisions imposing penalties for intentionally using or selling software to circumvent certain ticket seller security measures; requiring specified disclosures before resale of a ticket; prohibiting misrepresentations of affiliation or endorsement by resellers without consent; providing exceptions; authorizing declaratory judgments; authorizing the Department of Legal Affairs or a state attorney to bring a civil or criminal action under certain circumstances; providing criminal penalties for certain violations; requiring rulemaking; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Montford—

CS for CS for SB 782—A bill to be entitled An act relating to county officials; amending s. 145.19, F.S.; prohibiting a county official's adjusted salary rate for a specified period from being less than that for the fiscal year immediately preceding the county's shift to a new population group under certain circumstances; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Evers—

CS for CS for SB 824—A bill to be entitled An act relating to public-private partnerships; transferring, renumbering, and amending s. 287.05712, F.S.; revising definitions; deleting provisions creating the Public-Private Partnership Guidelines Task Force; requiring a private entity that submits an unsolicited proposal to pay an initial application fee and additional amounts if the fee does not cover certain costs; specifying payment methods; authorizing a responsible public entity to alter the statutory timeframe for accepting proposals for a qualifying project under certain circumstances; deleting a provision that requires approval of the local governing body before a school board enters into a comprehensive agreement; requiring a responsible public entity to include a design criteria package in a solicitation; specifying requirements for the design criteria package; revising the conditions necessary for a responsible public entity to approve a comprehensive agreement; deleting provisions relating to notice to affected local jurisdictions; providing that fees imposed by a private entity must be applied as set forth in the comprehensive agreement; restricting provisions in financing agreements that could result in a responsible public entity's losing ownership of real or tangible personal property; deleting a provision that required a responsible public entity to comply with specific financial obligations; providing duties of the Department of Management Services; revising provisions relating to construction of the act; providing an effective date.

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

CS for SB 826—A bill to be entitled An act relating to public records and public meetings; transferring, renumbering, and amending s. 287.05712, F.S., relating to qualifying public-private projects for public facilities and infrastructure; providing a definition; providing an exemption from public records requirements for unsolicited proposals received by a responsible public entity for a specified period; providing an exemption from public meeting requirements for any portion of a meeting of a responsible public entity during which exempt proposals are discussed; requiring that a recording be made of the closed meeting; providing an exemption from public records requirements for the recording of, and any records generated during, a closed meeting for a specified period; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Community Affairs; and Senator Simpson—

CS for SB 832—A bill to be entitled An act relating to sector plans; amending s. 163.3245, F.S.; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to a long-term master plan do not apply; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to detailed specific area plans do not apply; providing that conservation easements may be based on rectified aerial photographs without the need for a survey and may include a right of adjustment subject to certain requirements; providing that substitution is accomplished by recording an amendment to a conservation easement as accepted by the grantee; requiring the applicant for a detailed specific area plan to transmit copies of the application to specified reviewing agencies for review and comment; requiring such agency comments to be submitted to the local government having jurisdiction and to the state land planning agency, subject to certain requirements; authorizing the Department of Environmental Protection, the Fish and Wildlife Conservation Commission, or the water management district to accept compensatory mitigation under certain circumstances, pursuant to a specified section or chapter; providing that the adoption of a long-term master plan or a detailed specific area plan pursuant to this section does

not limit the right to establish new agricultural or silvicultural uses under certain circumstances; allowing an applicant with an approved master development order to request that the applicable water management district issue a specified consumptive use permit for the same period of time as the approved master development order; providing applicability; providing that a local government is not precluded from requiring data and analysis beyond the minimum criteria established in this section; amending s. 373.236, F.S.; authorizing a water management district to issue a permit to an applicant for the same period of time as the applicant's approved master development order, subject to certain requirements and restrictions; providing an effective date.

By the Committee on Health Policy; and Senator Sobel—

CS for SB 926—A bill to be entitled An act relating to the Calder Sloan Swimming Pool Electrical-Safety Task Force; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; providing for membership; requiring members of the task force to elect the chair; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; authorizing the reimbursement of task force members for certain expenses; requiring a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; providing for future repeal of the task force; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator Legg—

CS for CS for SB 962—A bill to be entitled An act relating to public records; creating s. 190.0121, F.S.; providing an exemption from public records requirements for certain surveillance recordings held by a community development district; providing exceptions; defining the term "resident" of a community development district; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Finance and Tax; and Senator Flores—

CS for SB 972—A bill to be entitled An act relating to value adjustment boards; amending s. 192.0105, F.S.; conforming a provision to changes made by the act; amending s. 193.122, F.S.; establishing deadlines for value adjustment boards to hear petitions and issue the second tax roll certification; providing applicability; amending s. 194.011, F.S.; specifying procedures for filing petitions to the value adjustment board; amending s. 194.014, F.S.; revising the interest rate upon which unpaid and overpaid ad valorem taxes accrue; amending s. 194.015, F.S.; authorizing the district school board and county commission to audit certain expenses of the value adjustment board; amending s. 194.032, F.S.; requiring a property appraiser to notify a petitioner when property record cards are available online; requiring a petitioner to show good cause to reschedule a hearing related to an assessment; limiting a petitioner to rescheduling a hearing twice; amending s. 194.034, F.S.; revising the entities that may represent a taxpayer before the value adjustment board; providing effective dates.

By the Committees on Finance and Tax; and Commerce and Tourism; and Senator Soto—

CS for CS for SB 980—A bill to be entitled An act relating to defense contracting; creating s. 288.1046, F.S.; establishing the Defense Works in Florida Incentive; providing definitions; authorizing a Florida prime contractor to apply to the Department of Economic Opportunity to certify that it may reduce its computation of adjusted federal income by a specified amount; providing application requirements and procedures; providing caps for the aggregate amount of qualified subcontract awards that may be certified per calendar year; authorizing the Department of Economic Opportunity and the Department of Revenue to adopt rules; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income" to provide for a reduction in taxable income equal to a specified amount of qualified subcontract awards certified by the Department of Economic Opportunity; providing an effective date.

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

CS for SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

CS for SB 1110—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information held by an agency about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation; providing for future legislative review and repeal of the exemption; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the location of residential facilities serving adult victims of human trafficking involving commercial sexual activity; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Ethics and Elections; and Senator Flores—

CS for SB 1276—A bill to be entitled An act relating to expressway authorities; amending s. 348.0003, F.S.; revising qualifications for membership on the governing body of certain expressway authorities; providing for termination from an authority's governing body upon a finding of a violation of specified ethical conduct provisions or failure to comply with a notice of failure to comply with financial disclosure requirements; providing an effective date.

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

CS for SB 1352—A bill to be entitled An act relating to deferred compensation; amending s. 112.215, F.S.; prohibiting contracts with investment providers and recordkeepers for local deferred compensation programs from exceeding a 5-year term; requiring a public official or body to initiate a public bid for investment providers and recordkeepers for local deferred compensation programs; prohibiting specified persons from participating in the selection of an investment provider or recordkeeper under certain circumstances; requiring the administrator of a local deferred compensation program to comply with certain fiduciary standards; authorizing a public body or official that establishes a local deferred compensation program to organize an oversight committee; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Gaetz—

CS for CS for SB 1372—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the Commissioner of Education may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, a criminal conflict and civil regional counsel, a capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain in-

ternal controls; amending s. 112.31455, F.S.; correcting a cross-reference; revising provisions governing collection methods for unpaid automatic fines for failure to timely file disclosure of financial interests to include school districts; creating s. 112.31456, F.S.; authorizing the Commission on Ethics to seek wage garnishment of certain individuals to satisfy unpaid fines; authorizing the commission to refer unpaid fines to a collection agency; establishing a statute of limitations with respect to the collection of an unpaid fine; amending s. 112.3261, F.S.; revising terms to conform to changes made by the act; expanding the types of governmental entities that are subject to lobbyist registration requirements; requiring a governmental entity to create a lobbyist registration form; amending ss. 129.03, 129.06, 166.241, and 189.016, F.S.; requiring counties, municipalities, and special districts to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.425, F.S.; defining the term "public funds"; requiring a unit of government to investigate and take necessary action to recover prohibited compensation; specifying methods of recovery and liability for unintentional and willful violations; providing a penalty; specifying applicability of procedures regarding suspension and removal of an officer who commits a willful violation; establishing eligibility criteria and amounts for rewards; specifying circumstances under which an employee has a cause of action under the Whistle-blower's Act; establishing causes of action if a unit of government fails to recover prohibited compensation within a certain timeframe; amending s. 215.86, F.S.; revising management systems and controls to be employed by each state agency and the judicial branch; amending s. 215.97, F.S.; revising the definition of the term "audit threshold"; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of non-compliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising the composition of an audit committee; prohibiting an audit committee member from being an employee, chief executive officer, or chief financial officer of the respective governmental entity; requiring the chair of an audit committee to sign and execute an affidavit affirming compliance with auditor selection procedures; prescribing procedures in the event of noncompliance with auditor selection procedures; amending s. 288.92, F.S.; prohibiting specified officers and board members of Enterprise Florida, Inc., from representing a person or entity for compensation before Enterprise Florida, Inc., and associated entities thereof, for a specified timeframe; amending s. 288.9604, F.S.; prohibiting a director of the board of directors of the Florida Development Finance Corporation from representing a person or entity for compensation before the corporation for a specified timeframe; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; removing obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 68.082, 68.083, 218.503, and 1002.455, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

By the Committee on Community Affairs; and Senator Stargel—

CS for SB 1388—A bill to be entitled An act relating to special districts; amending s. 11.40, F.S.; conforming cross-references; amending s. 189.011, F.S.; revising legislative intent with respect to the Uniform Special District Accountability Act to include independent and dependent special districts; amending s. 189.016, F.S., deleting a provision requiring a special district to transmit certain budgets to the local government instead of posting such information on the special district's website under specific circumstances; specifying the period in which certain budget information must be posted on the special district's website; amending s. 189.02, F.S.; specifying the Legislature's authority

to create dependent special districts by special act; creating s. 189.022, F.S.; requiring a newly created dependent special district, and authorizing an existing dependent special district, to identify the district as dependent in its charter; amending s. 189.031, F.S.; requiring a newly created independent special district, and authorizing an existing independent special district, to identify the district as independent in its charter; transferring, renumbering, and amending ss. 189.034 and 189.035, F.S., deleting provisions requiring that special districts created by special act provide specified information to the Legislative Auditing Committee or requiring that special districts created by local ordinance provide specified information to the local general-purpose government, to conform; deleting related provisions requiring the Legislative Auditing Committee to provide certain notice to the Legislature or local general-purpose government, as appropriate, when a special district fails to file certain required reports or requested information, to conform; amending s. 189.061, F.S.; conforming provisions; amending s. 189.064, F.S.; revising the required content of the special district handbook; creating s. 189.0653, F.S.; requiring special districts created by special act or local ordinance to provide specified information to the Legislative Auditing Committee or local general-purpose government, as appropriate; amending s. 189.067, F.S.; conforming cross-references; amending s. 189.068, F.S.; specifying that local general-purpose governments may review certain special districts; conforming cross-references; amending s. 189.069, F.S.; deleting a cross-reference, to conform; revising the list of items required to be included on the websites of special districts; reenacting ss. 165.0615(16) and 189.074(2)(e) and (3)(g), F.S., relating to municipal conversion of independent special districts upon elector-initiated and approved referendum and the voluntary merger of independent special districts, respectively, to incorporate the amendment made by the act to s. 189.016, F.S., in references thereto; providing an effective date.

By the Committees on Regulated Industries; and Health Policy; and Senator Hays—

CS for CS for SB 1390—A bill to be entitled An act relating to public food service establishments; amending s. 509.013, F.S.; revising the definition of the term “public food service establishment” to exclude certain events; amending s. 509.032, F.S.; clarifying that a license is not required to be obtained if excluded under the definition of “public food service establishment”; providing an effective date.

By the Committees on Finance and Tax; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 7052—A bill to be entitled An act relating to an ad valorem tax exemption for deployed servicemembers; amending s. 196.173, F.S.; expanding the military operations that qualify a servicemember deployed in support of such an operation in the previous calendar year for an additional ad valorem tax exemption; providing an extended deadline and specifying procedures for filing an application for such tax exemption for a qualifying deployment during the 2014 calendar year; providing procedures to appeal a denial by a property appraiser of an application for such tax exemption; providing for retroactive applicability; providing an effective date.

By the Committees on Health Policy; and Regulated Industries—

CS for SB 7066—A bill to be entitled An act relating to low-THC cannabis; amending s. 381.986, F.S.; defining terms; revising the illnesses and symptoms for which a physician may order a patient the medical use of low-THC cannabis in certain circumstances; providing that a physician who improperly orders low-THC cannabis is subject to specified disciplinary action; revising the duties of the Department of Health; requiring the department to create a secure, electronic, and online compassionate use registry; requiring the department to begin to accept applications for licensure as a dispensing organization according to a specified application process; requiring the department to review all applications, notify applicants of deficient applications, and request any additional information within a specified period; requiring an application for licensure to be filed and complete by specified dates; providing for a lottery for licensure as a dispensing organization in certain circumstances; authorizing the department to issue additional licenses to qualified applicants in certain circumstances; providing an exemption for the application process; requiring the department to use an application form that requires specified information from the applicant; requiring the department to impose specified application fees; requiring

the department to inspect each dispensing organization’s properties, cultivation facilities, processing facilities, and retail facilities before those facilities may operate; authorizing followup inspections at reasonable hours; providing that licensure constitutes permission for the department to enter and inspect the premises and facilities of any dispensing organization; authorizing the department to inspect any licensed dispensing organization; requiring dispensing organizations to make all facility premises, equipment, documents, low-THC cannabis, and low-THC cannabis products available to the department upon inspection; authorizing the department to test low-THC cannabis or low-THC cannabis products; authorizing the department to suspend or revoke a license, deny or refuse to renew a license, or impose a maximum administrative penalty for specified acts or omissions; requiring the department to create a permitting process for vehicles used for the transportation of low-THC cannabis or low-THC cannabis products; authorizing the department to adopt rules as necessary for implementation of specified provisions and procedures, and to provide specified guidance; providing procedures and requirements for an applicant seeking licensure as a dispensing organization or the renewal of its license; requiring the dispensing organization to verify specified information of specified persons in certain circumstances; authorizing a dispensing organization to have cultivation facilities, processing facilities, and retail facilities; authorizing a retail facility to be established in a municipality only after such an ordinance has been created; authorizing a retail facility to be established in the unincorporated areas of a county only after such an ordinance has been created; requiring retail facilities to have all utilities and resources necessary to store and dispense low-THC and low-THC cannabis products; requiring retail facilities to be secured with specified theft-prevention systems; requiring a dispensing organization to provide the department with specified updated information within a specified period; authorizing a dispensing organization to transport low-THC cannabis or low-THC cannabis products in vehicles in certain circumstances; requiring such vehicles to be operated by specified persons in certain circumstances; requiring a fee for a vehicle permit; requiring the signature of the designated driver with a vehicle permit application; providing for expiration of the permit in certain circumstances; requiring the department to cancel a vehicle permit upon the request of specified persons; providing that the licensee authorizes the inspection and search of his or her vehicle without a search warrant by specified persons; requiring all low-THC cannabis and low-THC cannabis products to be tested by an independent testing laboratory before the dispensing organization may dispense it; requiring the independent testing laboratory to provide the lab results to the dispensing organization for a specified determination; requiring all low-THC cannabis and low-THC cannabis products to be labeled with specified information before dispensing; requiring the University of Florida College of Pharmacy to establish and maintain a specified safety and efficacy research program; providing program requirements; requiring the department to provide information from the prescription drug monitoring program to the University of Florida as needed; requiring the Agency for Health Care Administration to provide access to specified patient records under certain circumstances; providing that the act does not provide an exception to the prohibition against driving under the influence; authorizing specified individuals to manufacture, possess, sell, deliver, distribute, dispense, and lawfully dispose of reasonable quantities of low-THC cannabis; authorizing a licensed laboratory and its employees to receive and possess low-THC cannabis in certain circumstances; providing that specified rules adopted by the department are exempt from the requirement to be ratified by the Legislature; amending s. 381.987, F.S.; requiring the department to allow specified persons engaged in research to access the compassionate use registry; amending s. 893.055, F.S.; providing that persons engaged in research at the University of Florida shall have access to specified information; amending s. 893.0551, F.S.; providing a specified public records exemption for persons engaged in research at the University of Florida; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 55 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee and Representative(s) Harrell, Broxson—

CS for HB 55—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; revising the membership of the cabinet; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Education Pre-K - 12; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 71 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee and Representative(s) Smith, Harrell, Sprowls, Watson, C.—

CS for HB 71—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain circumstances; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties for certain persons or entities who interfere with use of a service animal in specified circumstances; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Community Affairs; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 149 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Children, Families & Seniors Subcommittee and Representative(s) Rouson, Broxson, Hill, Rooney, Van Zant—

CS for CS for HB 149—A bill to be entitled An act relating to the rights of grandparents; amending s. 752.001, F.S.; providing definitions; repealing s. 752.01, F.S., relating to actions by a grandparent for visitation rights; creating s. 752.011, F.S.; authorizing the grandparent of a minor child to petition a court for visitation under certain circumstances; requiring a preliminary hearing; providing for the payment of attorney fees and costs by a petitioner who fails to make a prima facie showing of harm; authorizing grandparent visitation if the court makes specified findings; providing factors for court consideration; providing applicability of the Uniform Child Custody Jurisdiction and Enforcement Act; encouraging the consolidation of certain concurrent actions; providing for modification of an order awarding grandparent visitation; limiting the frequency of actions seeking visitation; limiting applicability to a minor child placed for adoption; providing for venue; repealing s. 752.07, F.S., relating to the effect of adoption of a child by a stepparent on grandparent visitation rights; creating s. 752.071, F.S.; providing conditions under which a court may terminate a grandparent visitation order upon adoption of a minor child by a stepparent or close relative; amending s. 752.015, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 213 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Moraitis—

HB 213—A bill to be entitled An act relating to property appraisers; amending s. 195.087, F.S.; specifying that a property appraiser's operating budget is final and shall be funded by the county commission once the Department of Revenue makes its final budget amendments; specifying that the county commission remains obligated to fund the department's final property appraiser's operating budget during the pendency of an appeal to the Administration Commission; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 217 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Business & Professions Subcommittee and Representative(s) Van Zant, Ahern, Geller, Plasencia, Rouson—

CS for CS for HB 217—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s. 471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural engineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting under certain conditions a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; revising continuing education requirements for reactivation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 225 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Cortes, B., Campbell, Baxley, Broxson, Drake, Eagle, Eisnagle, Latvala, Mayfield, McBurney, McGhee, Raschein, Rehwinkel Vasilinda, Sullivan, Workman—

HB 225—A bill to be entitled An act relating to flags; providing a short title; creating s. 256.041, F.S.; requiring a United States flag or a state flag that is purchased on or after a specified date by the state, a county, or a municipality for public use to be made in the United States; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 239 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Business & Professions Subcommittee and Representative(s) Fitzhagen, Stone—

CS for HB 239—A bill to be entitled An act relating to medication and testing of racing animals; amending s. 550.2415, F.S.; revising provisions that prohibit the use of certain medications or substances on racing animals; revising penalties that may be imposed by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation; revising the timeframe in which certain prosecutions must begin; revising procedures; revising requirements for notification of drug test results; providing for secondary tests to confirm initial positive results; providing for actions of the division if there is insufficient sample material for a secondary test; requiring the division to require its laboratory and specified independent laboratories to annually participate in a quality assurance program; requiring the administrator of the program to submit a report; revising rulemaking authority of the division; directing the division to adopt certain rules relating to the conditions of use and maximum concentrations of medications, drugs, and naturally occurring substances; authorizing the division to solicit input from the Department of Agriculture and Consumer Services for purposes of adopting such rules; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 357 and requests the concurrence of the Senate.

Bob Ward, Clerk

By K-12 Subcommittee and Representative(s) Diaz, M., Costello—

CS for HB 357—A bill to be entitled An act relating to the Principal Autonomy Pilot Program Initiative; creating s. 1011.6202, F.S.; creating the Principal Autonomy Pilot Program Initiative; providing a procedure for a school district to participate in the program; providing requirements for participating school districts and schools; exempting participating schools from certain laws and rules; requiring principals of participating schools to complete a specific professional development program; providing for the term of participation in the program; providing for renewal or revocation of authorization to participate in the program; providing for reporting and rulemaking; amending s. 1011.64, F.S.; providing that certain training may be included in school district minimum classroom expenditure requirements; amending s. 1011.69, F.S.; requiring participating district school boards to allocate a specified percentage of certain funds to participating schools; amending s. 1012.28, F.S.; providing additional authority and responsibilities of the principal of a participating school; amending s. 1012.986, F.S.; specifying the contents of a specific professional development program for certain school principals; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 665 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee, Education Appropriations Subcommittee and Representative(s) Moraitis, Cortes, B., Costello, Diaz, M., Raschein—

CS for CS for HB 665—A bill to be entitled An act relating to maximum class size; amending s. 1002.31, F.S.; deleting a provision relating to compliance with maximum class size requirements for certain public schools of choice; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.451, F.S.; revising requirements for district innovation school of technology compliance with maximum class size requirements; amending s. 1003.03, F.S.; calculating a school district's class size categorical allocation reduction at the school average when maximum class

size requirements are not met; revising the calculation; providing for the expenditure of funds; requiring a school district that exceeds class size maximums to post its plan for compliance on the district website and provide the plan to the school advisory council of each noncompliant school; authorizing a noncompliant school to post the plan on its website; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7019, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Economic Development & Tourism Subcommittee and Representative(s) Drake, Artiles, Rogers—

CS for HB 7019—A bill to be entitled An act relating to workforce services; renaming Workforce Florida, Inc., as CareerSource Florida, Inc.; amending ss. 11.45, 20.60, 216.136, 218.077, 288.047, 288.0656, 288.1252, 288.901, 288.903, 295.22, 320.20, 331.3051, 331.369, 403.973, 409.1451, 413.405, 413.407, 414.045, 414.105, 414.106, 414.295, 414.55, 420.622, 443.091, 443.171, 443.181, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.008, 445.009, 445.011, 445.014, 445.016, 445.021, 445.022, 445.024, 445.026, 445.028, 445.030, 445.033, 445.035, 445.038, 445.045, 445.048, 445.051, 445.055, 446.41, 446.50, 1003.491, 1003.492, 1003.493, 1003.51, 1003.52, 1004.015, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; making technical changes; creating a task force on preparation for the state's implementation of the federal Workforce Innovation and Opportunity Act; providing membership and duties of the task force; requiring the task force to submit a report and recommendations for approval by CareerSource Florida, Inc.; requiring CareerSource Florida, Inc., to submit a specified state plan to the United States Department of Labor; providing for abolishment of the task force; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7037 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee, Education Appropriations Subcommittee, Choice & Innovation Subcommittee and Representative(s) Cortes, B.—

CS for CS for HB 7037—A bill to be entitled An act relating to school choice; amending s. 1002.33, F.S.; providing technical changes relating to requirements for the creation of a virtual charter school; conforming cross-references; revising required contents of charter school applications; conforming provisions regarding the appeal process for denial of a high-performing charter school application; requiring an applicant to provide the sponsor with a copy of the appeal; authorizing a charter school to defer opening; prohibiting a sponsor from requiring written notice within a specified period; specifying that the reading curriculum and instructional strategies in a charter school's charter satisfy the research-based reading plan requirement and that charter schools are eligible for the research-based reading allocation; revising provisions relating to long-term charters and charter terminations; requiring a charter school applicant to provide monthly financial statements before opening; requiring a sponsor to review charter school financial statements to identify the existence of certain conditions; providing for the automatic termination of a charter if certain conditions are met; requiring a sponsor to notify certain parties when a charter is terminated for specific reasons; authorizing governing board members to participate in public meetings in person or through communications media technology; revising requirements for payments to charter schools; allowing for the use of certain surpluses and assets by specific entities for certain educational purposes; revising criteria for local educational agency sta-

tus for certain charter school systems; amending s. 1002.331, F.S.; providing an exemption from the replication limitations for high-performing charter school; conforming a cross-reference; deleting obsolete provisions; amending s. 1002.37, F.S.; conforming a cross-reference; amending s. 1002.45, F.S.; conforming a cross-reference; revising conditions for termination of a virtual instruction provider's contract; repealing s. 1002.455, F.S., relating to student eligibility for K-12 virtual instruction; amending s. 1003.498, F.S.; conforming a cross-reference; creating s. 1004.650; establishing the Florida Institute for Charter School Innovation; specifying requirements for the institute; providing for the appointment of a director of the institute; establishing duties of the director; requiring an annual report to the Governor and Legislature and an annual financial report to certain entities; amending s. 1011.62, F.S.; conforming cross-references; amending s. 1011.71, F.S.; providing for the calculation and payment of capital outlay funding to charter schools; providing that enterprise resource software may be acquired by certain means; amending s. 1012.56, F.S.; specifying that a charter school may develop and operate a professional development certification and education competency program; amending s. 1013.62, F.S.; revising eligibility requirements for charter school capital outlay funding; revising charter school funding allocations; revising the list of approved uses of charter school capital outlay funds; providing an appropriation; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7043 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee, K-12 Subcommittee and Representative(s) Adkins, Antone, Costello, Geller, Hager, Spano—

CS for HB 7043—A bill to be entitled An act relating to standard student attire; providing a short title; amending s. 1001.43, F.S.; authorizing district school boards to adopt a standard student attire policy; establishing criteria for and the purpose of the policy; providing immunity from civil liability for district school boards that implement a standard student attire policy under certain conditions; amending s. 1011.62, F.S.; creating a safe schools allocation to provide funding to school districts for certain safe schools activities; providing for the withholding of a district's safe schools funding for failure to comply with certain reporting requirements with respect to school safety and student discipline; creating s. 1011.78, F.S.; providing for incentive payments to school districts that implement standard student attire policies; providing eligibility for and the amount of the incentive payments; providing for annual reversion of undisbursed funds; providing an appropriation; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7057, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee, K-12 Subcommittee and Representative(s) Raulerson, Geller, Rehwinkel Vasilinda—

CS for HB 7057—A bill to be entitled An act relating to school administration; amending s. 984.151, F.S.; conforming a cross-reference; amending s. 1001.41, F.S.; requiring district school boards to adopt a strategic plan; amending s. 1001.42, F.S.; providing for certain standards for administrative personnel and school officers; authorizing additional internal audits as directed by the district school board; revising the early

warning system for certain students; amending s. 1002.205, F.S.; requiring the Department of Education to annually provide notice of certain requirements and statutes; amending s. 1003.01, F.S.; revising and adding definitions; amending s. 1003.02, F.S.; conforming a cross-reference; amending s. 1003.23, F.S.; requiring certain public school personnel and private schools to maintain certain attendance records; amending s. 1003.24, F.S.; deleting a provision providing that the absence of a student from school is prima facie evidence for certain violations; amending s. 1003.26, F.S.; revising provisions relating district responsibilities to the enforcement of school attendance and non-attendance policies; amending s. 1003.27, F.S.; revising provisions for court procedures and penalties relating to compulsory school attendance; amending s. 1003.435, F.S.; revising the allowable age for candidates for a high school equivalency diploma; deleting an exception; amending s. 1003.57, F.S.; revising definitions; revising the requirements for certain notices to parents of exceptional students; amending s. 1003.5715, F.S.; making technical changes; amending s. 1006.09, F.S.; requiring the department to periodically review the collection and classification of school incidents with stakeholders; amending s. 1006.283, F.S.; requiring school districts to notify parents of their ability to access homework assignments through a certain system; amending s. 1008.212; authorizing rather than requiring extraordinary exemptions be given to students; amending s. 1002.20, F.S.; providing parents and students the right to access student education records; amending s. 1006.147, F.S.; requiring school districts to revise bullying and harassment policies within a specified timeframe; deleting provisions relating to safe schools funds and reporting requirements; amending s. 1011.62, F.S.; creating a safe schools allocation to provide funding to school districts for certain safe schools activities; amending s. 1012.23, F.S.; revising school district personnel policies relating to principals and employees of the district school board; amending s. 1012.42, F.S.; providing that a parent of a student in certain classes may request his or her student be transferred to a classroom with an in-field teacher; requiring the school to respond to a parent's request within a specified timeframe and provide the parent with certain notifications; creating s. 1012.562; requiring the State Board of Education to maintain a system for development and approval of school leader preparation programs; authorizing the department to establish a process and criteria for initial and continued approval of Level I and Level II programs; providing criteria for initial and continued approval; providing responsibilities of programs; providing for rulemaking; amending s. 1012.795, F.S.; revising causes for suspension of educator certificates; amending s. 1012.98, F.S.; requiring a school district's professional development system to provide access to suicide prevention educational resources; amending s. 1012.986, F.S.; providing that the William Cecil Golden Professional Development Program for School Leaders shall consist of a network of state-approved school leader preparation programs; establishing an additional goal for the William Cecil Golden Professional Development Program for School Leaders; requiring training to be provided through school leader preparation programs; amending s. 112.3144, F.S.; revising provisions for the notification of unpaid automatic fines for certain disclosure failures; providing an effective date.

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

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 24 and March 31 were corrected and approved.

CO-INTRODUCERS

Senators Bradley—CS for SB 604; Braynon—CS for SB 604; Negron—CS for SB 604; Simpson—CS for SB 604

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 5:46 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Thursday, April 2 or upon call of the President.



Journal of the Senate

Number 8—Regular Session

Thursday, April 2, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 2:00 p.m. A quorum present—36:

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson

Excused: Senators Ring and Sobel

PRAYER

The following prayer was offered by Dr. Matthew Carter II, Associate Pastor, Bethel Missionary Baptist Church, Tallahassee:

Bless the Lord, O my soul: and all that is within me, bless his holy name. Bless the Lord, O my soul, and forget not all his benefits: who forgiveth all thine iniquities; who healeth all thy diseases; who redeemeth thy life from destruction; who crowneth thee with loving kindness and tender mercies; who satisfieth thy mouth with good things, so that thy youth is renewed like the eagle's.

We offer this blessing of prayer for the gratitude of your grace and the praise of your peace today on behalf of the members of the Florida Senate. We thank you for blessing our Senators with your wisdom, courage, intellect, dignity, and honor as they meet here in this hallowed edifice to deliberate your greatness in the land of plenty we call Florida. These men and women who hail from the rolling hills of Pensacola to the peaceful sunny shores of Key West, from the cosmopolitan cool of South Beach to the beauty of Tampa Bay, to the humble farms along the rustling shores of the Saint John's River, we are Florida.

Lord, you have commanded us to pray for our leaders and all of those in authority. It is because of this command and the respect for our God, the commitment to our nation, the love of our state, the respect of our fellow citizens that I offer this prayer on their behalf today.

I ask you to grant them your wisdom, courage, and courtesy to make decisions that strengthen and prosper our great state for such a time as

this. As our Senators deliberate on our behalf, bless their families at home to know that they are doing your great work in making Florida a better place to live, a safer enclave of community, an economic juggernaut for jobs, an idyllic quality of life, and a freedom to worship God in peace.

As they near the culmination of their deliberations and the time grows near, give them the second wind of a marathoner and the words of a prophet as they pass another bill, debate another amendment, and attend another meeting for the best interest of Florida and the grace of God. Amen.

PLEDGE

Demi Bussatta and Justin Nipper, Sergeant at Arms staff assisting with the Senate Page Program, joined by Charlotte Brandes and Colin Brandes of St. Petersburg, children of Senator Brandes; and Madison Sarah Phillips of Umatilla, granddaughter of Senator Hays, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

BILLS ON THIRD READING

Consideration of **SB 462** was deferred.

CS for SB 160—A bill to be entitled An act relating to rural letter carriers; amending s. 316.614, F.S.; exempting a rural letter carrier of the United States Postal Service from safety belt usage requirements while performing his or her duties on a designated postal route; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for SB 160** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson

Nays—None

Vote after roll call:

Yea—Garcia

SB 184—A bill to be entitled An act relating to the federal write-in absentee ballot; amending s. 101.6952, F.S.; authorizing absent uniformed services voters and overseas voters to use the federal write-in absentee ballot in any state or local election; authorizing an elector to vote on any ballot measure in an election using the federal write-in

absentee ballot under certain circumstances; specifying that a vote cast in a judicial merit retention election is treated in the same manner as a vote on certain ballot measures; allowing for abbreviations, misspellings, and other minor variations in the name of a ballot measure; prohibiting the supervisor of elections from canvassing federal write-in absentee ballots from overseas voters in certain elections until 10 days after the date of the election; making technical changes; amending s. 102.166, F.S.; revising minimum requirements for Department of State rules used to determine what constitutes a valid vote on a federal write-in absentee ballot; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **SB 184** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	
Diaz de la Portilla	Legg	

Nays—None

CS for SB 620—A bill to be entitled An act relating to emergency management; amending s. 252.921, F.S.; revising a short title provision; creating s. 252.9335, F.S.; exempting certain employees from specified travel expense provisions when traveling under the Emergency Management Assistance Compact under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for SB 620** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	
Diaz de la Portilla	Legg	

Nays—None

CS for CS for SB 224—A bill to be entitled An act relating to public records; amending s. 119.0701, F.S.; requiring that a public agency contract for services include a statement providing the contact information of the public agency's custodian of records; prescribing the form of the statement; revising required provisions in a public agency contract for services regarding a contractor's compliance with public records laws; requiring that a public records request relating to records for a public agency's contract for services be made directly to the public agency; requiring a contractor to provide requested records to the public

agency or allow inspection or copying of requested records under specified circumstances; specifying applicable penalties for a contractor who fails to provide requested records; specifying circumstances under which a court must assess reasonable costs of enforcement against a contractor; specifying applicable law for reasonable costs of enforcement assessed against a public agency; providing for applicability; creating s. 119.0702, F.S.; requiring each agency to provide training and information on the requirements of ch. 119, F.S., to agency employees; requiring each agency to publicly post contact information for the custodian of public records; specifying that a violation may not be used as a basis for an independent cause of action or recovering attorney fees; specifying that an agency is in compliance if certain conditions are met; amending s. 119.12, F.S.; requiring a court to determine if a complainant provided certain written notice to an agency's custodian of public records in order to assess and award attorney fees in a civil action to enforce ch. 119, F.S.; providing an exception; providing an effective date.

—as amended April 1 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

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

Amendment 1 (934146)—Delete line 104 and insert:
the public agency. In accordance with s. 119.07(1)(c), the request must be promptly acknowledged and responded to in good faith. If the public agency determines that it does not possess the

On motion by Senator Simpson, **CS for CS for SB 224** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Legg
Abruzzo	Evers	Margolis
Altman	Flores	Montford
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson

Nays—None

CS for SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; transferring, renumbering, and amending s. 97.0585(3) and (5), F.S., relating to an exemption from public records requirements for certain information of persons who are victims of stalking or aggravated stalking; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for SB 7034** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Dean	Hays
Abruzzo	Detert	Hukill
Altman	Diaz de la Portilla	Joyner
Bean	Evers	Latvala
Benacquisto	Flores	Lee
Bradley	Gaetz	Legg
Brandes	Galvano	Margolis
Braynon	Garcia	Montford
Bullard	Gibson	Negron
Clemens	Grimsley	Richter

Sachs	Smith	Thompson
Simmons	Soto	
Simpson	Stargel	

Nays—None

HB 7009—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the 2015 version of the Internal Revenue Code; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term “adjusted federal income”; revising the treatment by this state of certain depreciation and expensing of assets allowed for federal income tax purposes; authorizing the Department of Revenue to adopt emergency rules; reenacting s. 1009.97(3)(1), F.S., relating to the definition of the term “Internal Revenue Code” with respect to prepaid college programs, to incorporate the amendment made by the act to s. 220.03, F.S., in a reference thereto; providing for retroactive applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **HB 7009** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Soto
Clemens	Joyner	Stargel
Dean	Latvala	Thompson
Detert	Lee	
Diaz de la Portilla	Legg	

Nays—None

Consideration of **SB 446** was deferred.

SPECIAL ORDER CALENDAR

Consideration of **SB 2506** and **SB 2508** was deferred.

The Senate resumed consideration of—

CS for HB 7069—A bill to be entitled An act relating to education accountability; amending s. 1001.42, F.S.; revising a requirement for the uniform opening date of public schools; amending s. 1002.20, F.S.; deleting provisions relating to assessment, intensive instruction, and progress monitoring for students with reading deficiencies; amending ss. 1003.4156 and 1003.4282, F.S.; deleting provisions relating to remediation for certain middle grades and high school students, respectively; amending s. 1003.4285, F.S.; revising requirements for the scholar designation on standard high school diplomas; amending s. 1003.621, F.S.; requiring that academically high-performing school districts comply with provisions relating to the uniform opening date of public schools; amending s. 1008.22, F.S.; revising the purpose of the student assessment program to include providing instructional personnel with certain information when available; revising the grade levels of students who must take the statewide, standardized English Language Arts assessment; revising provisions relating to end-of-course assessments; requiring that all students enrolled in certain courses take the statewide, standardized end-of-course assessment associated with the course; prohibiting students who take an end-of-course assessment for a course from taking other specified assessments; providing for use of certain assessment results for students; revising provisions relating to local assessments administered by school districts; requiring that cer-

tain information relating to student achievement be provided to instructional personnel when available; requiring that all end-of-course assessment results be reported annually by a specified date; providing an exemption for the 2014-2015 school year; requiring the Commissioner of Education to annually publish a uniform calendar for assessment and reporting on the Department of Education's website; requiring each school district to establish assessment schedules, approve such schedules at a district school board meeting, and publish such schedules on the district's website; requiring each public school to publish such schedules on the school's website; providing that certain assessments replace final assessments in certain courses; requiring teachers and parents to be provided with results of district-required local assessments in a timely manner; requiring rulemaking relating to the uniform calendar; amending s. 1008.24, F.S.; providing that school districts may use specified employees to administer and proctor certain assessments; amending s. 1008.25, F.S.; deleting requirements for the comprehensive student progression plan; requiring each district school board to adopt criteria for student grade-level progression; revising provisions relating to support for certain students and student promotion from grade 3 to grade 4; requiring that certain information relating to student achievement be provided to instructional personnel when available; providing for intensive instruction for certain students; revising reporting requirements; amending s. 1008.30, F.S.; deleting a requirement for certain students to be evaluated for college readiness; amending s. 1008.36, F.S.; providing additional funds to certain schools through the Florida School Recognition Program under certain conditions; amending s. 1011.62, F.S.; revising requirements for the funding of a comprehensive reading instruction system, to include certain components for students in intensive reading acceleration courses; requiring the department to regularly report certain findings to the State Board of Education; requiring the state board to annually review the effectiveness of each school district's K-12 comprehensive reading plan; amending s. 1012.34, F.S.; revising reporting requirements relating to school district personnel evaluation systems; revising evaluation criteria and requirements; revising provisions relating to the measurement of student performance; deleting provisions relating to district bonus rewards for performance pay based on evaluation progress; repealing s. 1012.3401, F.S., relating to requirements for measuring student performance in instructional personnel and school administrator performance evaluations and performance evaluation of personnel for purposes of performance salary schedule; amending s. 1012.98, F.S.; revising provisions relating to personnel evaluation for purposes of professional development; providing effective dates.

—which was previously considered April 1.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Legg moved the following amendment:

Amendment 1 (211438) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (f) of subsection (4) of section 1001.42, Florida Statutes, is amended to read:

1001.42 Powers and duties of district school board.—The district school board, acting as a board, shall exercise all powers and perform all duties listed below:

(4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF SCHOOLS.—Adopt and provide for the execution of plans for the establishment, organization, and operation of the schools of the district, including, but not limited to, the following:

(f) Opening and closing of schools; fixing uniform date.—Adopt policies for the opening and closing of schools and fix uniform dates; however, ~~beginning with the 2007-2008 school year, the opening date for schools in the district may not be earlier than August 10 of 14 days before Labor Day~~ each year.

Section 2. Subsection (11) of section 1002.20, Florida Statutes, is amended to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help

their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(11) ~~STUDENTS WITH READING DEFICIENCIES.—Each elementary school shall regularly assess the reading ability of each K-3 student.~~ The parent of any K-3 student who exhibits a reading deficiency shall be immediately notified of the student's deficiency with a description and explanation, in terms understandable to the parent, of the exact nature of the student's difficulty in learning and lack of achievement in reading; shall be consulted in the development of a ~~progress monitoring~~ plan, as described in s. 1008.25(4)(b); and shall be informed that the student will be given intensive reading instruction until the deficiency is corrected. This subsection operates in addition to the remediation and notification provisions contained in s. 1008.25 and in no way reduces the rights of a parent or the responsibilities of a school district under that section.

Section 3. Subsections (2) and (3) of section 1003.4156, Florida Statutes, are amended to read:

1003.4156 General requirements for middle grades promotion.—

~~(2) If a middle grades student scores Level 1 or Level 2 on the statewide, standardized Reading assessment or, when implemented, the English Language Arts (ELA) assessment, the following year the student must enroll in and complete a remedial course or a content area course in which remediation strategies are incorporated into course content delivery. The department shall provide guidance on appropriate strategies for diagnosing and meeting the varying instructional needs of students performing below grade level.~~

~~(3) If a middle grades student scores Level 1 or Level 2 on the statewide, standardized Mathematics assessment, the following year the student must receive remediation, which may be integrated into the student's required mathematics courses.~~

Section 4. Subsection (5) of section 1003.4282, Florida Statutes, is amended to read:

1003.4282 Requirements for a standard high school diploma.—

~~(5) REMEDIATION FOR HIGH SCHOOL STUDENTS.—~~

~~(a) Each year a student scores Level 1 or Level 2 on the statewide, standardized grade 9 or grade 10 Reading assessment or, when implemented, the grade 9, grade 10, or grade 11 ELA assessment, the student must be enrolled in and complete an intensive remedial course the following year or be placed in a content area course that includes remediation of skills not acquired by the student.~~

~~(b) Each year a student scores Level 1 or Level 2 on the statewide, standardized Algebra I EOC assessment, the student must be enrolled in and complete an intensive remedial course the following year or be placed in a content area course that includes remediation of skills not acquired by the student.~~

Section 5. Paragraph (a) of subsection (1) of section 1003.4285, Florida Statutes, is amended to read:

1003.4285 Standard high school diploma designations.—

(1) Each standard high school diploma shall include, as applicable, the following designations if the student meets the criteria set forth for the designation:

(a) Scholar designation.—In addition to the requirements of s. 1003.4282, in order to earn the Scholar designation, a student must satisfy the following requirements:

~~1. English Language Arts (ELA).—Beginning with students entering grade 9 in the 2014-2015 school year, pass the statewide, standardized grade 11 ELA assessment.~~

~~1.2. Mathematics.—Earn one credit in Algebra II and one credit in statistics or an equally rigorous course. Beginning with students entering grade 9 in the 2014-2015 school year, pass the Algebra II and Geometry statewide, standardized assessments.~~

~~2.3. Science.—Pass the statewide, standardized Biology I EOC assessment and earn one credit in chemistry or physics and one credit in a course equally rigorous to chemistry or physics. However, a student enrolled in an Advanced Placement (AP), International Baccalaureate (IB), or Advanced International Certificate of Education (AICE) Biology course who takes the respective AP, IB, or AICE Biology assessment and earns the minimum score necessary to earn college credit as identified pursuant to s. 1007.27(2) meets the requirement of this subparagraph without having to take the statewide, standardized Biology I EOC assessment.~~

~~3.4. Social studies.—Pass the statewide, standardized United States History EOC assessment. However, a student enrolled in an AP, IB, or AICE course that includes United States History topics who takes the respective AP, IB, or AICE assessment and earns the minimum score necessary to earn college credit as identified pursuant to s. 1007.27(2) meets the requirement of this subparagraph without having to take the statewide, standardized United States History EOC assessment.~~

~~4.5. Foreign language.—Earn two credits in the same foreign language.~~

~~5.6. Electives.—Earn at least one credit in an Advanced Placement, an International Baccalaureate, an Advanced International Certificate of Education, or a dual enrollment course.~~

Section 6. Paragraph (k) of subsection (2) of section 1003.621, Florida Statutes, is redesignated as paragraph (l), and a new paragraph (k) is added to that subsection, to read:

1003.621 Academically high-performing school districts.—It is the intent of the Legislature to recognize and reward school districts that demonstrate the ability to consistently maintain or improve their high-performing status. The purpose of this section is to provide high-performing school districts with flexibility in meeting the specific requirements in statute and rules of the State Board of Education.

(2) COMPLIANCE WITH STATUTES AND RULES.—Each academically high-performing school district shall comply with all of the provisions in chapters 1000-1013, and rules of the State Board of Education which implement these provisions, pertaining to the following:

(k) Section 1001.42(4)(f), relating to the uniform opening date of public schools.

Section 7. Subsections (1), (3), (4), and (6) of section 1008.22, Florida Statutes, are amended, subsections (7) through (11) are redesignated as subsections (8) through (12), respectively, and a new subsection (7) is added to that section, to read:

1008.22 Student assessment program for public schools.—

(1) PURPOSE.—The primary purpose of the student assessment program is to provide student academic achievement and learning gains data to students, parents, teachers, school administrators, and school district staff. This data is to be used by districts to improve instruction; by students, parents, and teachers to guide learning objectives; by education researchers to assess national and international education comparison data; and by the public to assess the cost benefit of the expenditure of taxpayer dollars. The program must be designed to:

(f) When available, provide instructional personnel with information on student achievement of standards and benchmarks in order to improve instruction.

(3) STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM.—The Commissioner of Education shall design and implement a statewide, standardized assessment program aligned to the core curricular content established in the Next Generation Sunshine State Standards. The commissioner also must develop or select and implement a common battery of assessment tools that will be used in all juvenile justice education programs in the state. These tools must accurately measure the core curricular content established in the Next Generation Sunshine State Standards. Participation in the assessment program is mandatory for all school districts and all students attending public schools, including adult students seeking a standard high school diploma under s. 1003.4282 and students in Department of Juvenile Justice education programs, except as otherwise provided by law. If a student does not participate in the assessment program, the school district must notify

the student's parent and provide the parent with information regarding the implications of such nonparticipation. The statewide, standardized assessment program shall be designed and implemented as follows:

(a) Statewide, standardized comprehensive assessments.—The statewide, standardized Reading assessment shall be administered annually in grades 3 through 10. The statewide, standardized Writing assessment shall be administered annually at least once at the elementary, middle, and high school levels. When the Reading and Writing assessments are replaced by English Language Arts (ELA) assessments, ELA assessments shall be administered to students in grades 3 through 10. Retake opportunities for the grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment must be provided. Students taking the ELA assessments shall not take the statewide, standardized assessments in Reading or Writing. ELA assessments shall be administered online. The statewide, standardized Mathematics assessments shall be administered annually in grades 3 through 8. Students taking a revised Mathematics assessment shall not take the discontinued assessment. The statewide, standardized Science assessment shall be administered annually at least once at the elementary and middle grades levels. In order to earn a standard high school diploma, a student who has not earned a passing score on the grade 10 Reading assessment or, upon implementation, the grade 10 ELA assessment must earn a passing score on the assessment retake or earn a concordant score as authorized under subsection (8) (7).

(b) End-of-course (EOC) assessments.—EOC assessments must be statewide, standardized, and developed or approved by the Department of Education as follows:

1. *EOC assessments for Algebra I, Geometry, Algebra II, Biology I, United States History, and Civics shall be administered to students enrolled in such courses as specified in the course code directory. Statewide, standardized EOC assessments in mathematics shall be administered according to this subparagraph. Beginning with the 2010-2011 school year, all students enrolled in Algebra I must take the Algebra I EOC assessment. Except as otherwise provided in paragraph (c), beginning with students entering grade 9 in the 2011-2012 school year, a student who is enrolled in Algebra I must earn a passing score on the Algebra I EOC assessment or attain a comparative score as authorized under subsection (8) in order to earn a standard high school diploma. In order to earn a standard high school diploma, a student who has not earned a passing score on the Algebra I EOC assessment must earn a passing score on the assessment retake or a comparative score as authorized under subsection (8). Beginning with the 2011-2012 school year, all students enrolled in Geometry must take the Geometry EOC assessment. Middle grades students enrolled in Algebra I, Geometry, or Biology I must take the statewide, standardized EOC assessment for those courses and shall not take the corresponding subject and grade level statewide, standardized assessment. When a statewide, standardized EOC assessment in Algebra II is administered, all students enrolled in Algebra II must take the EOC assessment. Pursuant to the commissioner's implementation schedule, student performance on the Algebra II EOC assessment constitutes 30 percent of a student's final course grade.*

2. *Statewide, standardized EOC assessments in science shall be administered according to this subparagraph. Beginning with the 2011-2012 school year, all students enrolled in Biology I must take the Biology I EOC assessment. Beginning with students entering grade 9 in the 2013-2014 school year, performance on the Biology I EOC assessment constitutes 30 percent of the student's final course grade.*

2.3. *Students enrolled in a course, as specified in the course code directory, with an associated statewide, standardized EOC assessment must take the EOC assessment for such course and may not take the corresponding subject or grade-level statewide, standardized assessment pursuant to paragraph (a). Sections 1003.4156 and 1003.4282 govern the use of statewide, standardized EOC assessment results for students. Beginning with the 2013-2014 school year, each student's performance on the statewide, standardized middle grades Civics EOC assessment constitutes 30 percent of the student's final course grade in civics education.*

3.4. The commissioner may select one or more nationally developed comprehensive examinations, which may include examinations for a College Board Advanced Placement course, International Baccalaureate course, or Advanced International Certificate of Education course, or

industry-approved examinations to earn national industry certifications identified in the Industry Certification Funding List, for use as EOC assessments under this paragraph if the commissioner determines that the content knowledge and skills assessed by the examinations meet or exceed the grade-level expectations for the core curricular content established for the course in the Next Generation Sunshine State Standards. Use of any such examination as an EOC assessment must be approved by the state board in rule.

4.5. Contingent upon funding provided in the General Appropriations Act, including the appropriation of funds received through federal grants, the commissioner may establish an implementation schedule for the development and administration of additional statewide, standardized EOC assessments that must be approved by the state board in rule. If approved by the state board, student performance on such assessments constitutes 30 percent of a student's final course grade.

5.6. All statewide, standardized EOC assessments must be administered online except as otherwise provided in paragraph (c).

(c) Students with disabilities; Florida Alternate Assessment.—

1. Each district school board must provide instruction to prepare students with disabilities in the core content knowledge and skills necessary for successful grade-to-grade progression and high school graduation.

2. A student with a disability, as defined in s. 1007.02, for whom the individual education plan (IEP) team determines that the statewide, standardized assessments under this section cannot accurately measure the student's abilities, taking into consideration all allowable accommodations, shall have assessment results waived for the purpose of receiving a course grade and a standard high school diploma. Such waiver shall be designated on the student's transcript. The statement of waiver shall be limited to a statement that performance on an assessment was waived for the purpose of receiving a course grade or a standard high school diploma, as applicable.

3. The State Board of Education shall adopt rules, based upon recommendations of the commissioner, for the provision of assessment accommodations for students with disabilities and for students who have limited English proficiency.

a. Accommodations that negate the validity of a statewide, standardized assessment are not allowed during the administration of the assessment. However, instructional accommodations are allowed in the classroom if identified in a student's IEP. Students using instructional accommodations in the classroom that are not allowed on a statewide, standardized assessment may have assessment results waived if the IEP team determines that the assessment cannot accurately measure the student's abilities.

b. If a student is provided with instructional accommodations in the classroom that are not allowed as accommodations for statewide, standardized assessments, the district must inform the parent in writing and provide the parent with information regarding the impact on the student's ability to meet expected performance levels. A parent must provide signed consent for a student to receive classroom instructional accommodations that would not be available or permitted on a statewide, standardized assessment and acknowledge in writing that he or she understands the implications of such instructional accommodations.

c. If a student's IEP states that online administration of a statewide, standardized assessment will significantly impair the student's ability to perform, the assessment shall be administered in hard copy.

4. For students with significant cognitive disabilities, the Department of Education shall provide for implementation of the Florida Alternate Assessment to accurately measure the core curricular content established in the Next Generation Sunshine State Standards.

(d) Implementation schedule.—

1. The Commissioner of Education shall establish and publish on the department's website an implementation schedule to transition from the statewide, standardized Reading and Writing assessments to the ELA assessments and to the revised Mathematics assessments, including the Algebra I and Geometry EOC assessments. The schedule must take into consideration funding, sufficient field and baseline data, access to as-

essments, instructional alignment, and school district readiness to administer the assessments online. *All such assessments must be delivered through computer-based testing, however, the following assessments must be delivered in a computer-based format, as follows: the grade 3 ELA assessment, beginning in the 2017-2018 school year; the grade 3 mathematics assessment beginning in the 2016-2017 school year; the grade 4 ELA assessment, beginning in the 2015-2016 school year; and the grade 4 mathematics assessment, beginning in the 2016-2017 school year.*

2. The Department of Education shall publish minimum and recommended technology requirements that include specifications for hardware, software, networking, security, and broadband capacity to facilitate school district compliance with the requirement that assessments be administered online.

(e) Assessment scores and achievement levels.—

1. All statewide, standardized EOC assessments and *ELA, mathematics Reading, Writing, and Science* assessments shall use scaled scores and achievement levels. Achievement levels shall range from 1 through 5, with level 1 being the lowest achievement level, level 5 being the highest achievement level, and level 3 indicating satisfactory performance on an assessment. ~~For purposes of the statewide, standardized Writing assessment, student achievement shall be scored using a scale of 1 through 6.~~

2. The state board shall designate by rule a passing score for each statewide, standardized assessment.

3. If the commissioner seeks to revise a statewide, standardized assessment and the revisions require the state board to modify performance level scores, including the passing score, the commissioner shall provide a copy of the proposed scores and implementation plan to the President of the Senate and the Speaker of the House of Representatives at least 90 days before submission to the state board for review. Until the state board adopts the modifications by rule, the commissioner shall use calculations for scoring the assessment that adjust student scores on the revised assessment for statistical equivalence to student scores on the former assessment. The state board shall adopt by rule the passing score for the revised assessment that is statistically equivalent to the passing score on the discontinued assessment for a student who is required to attain a passing score on the discontinued assessment. The commissioner may, with approval of the state board, discontinue administration of the former assessment upon the graduation, based on normal student progression, of students participating in the final regular administration of the former assessment. If the commissioner revises a statewide, standardized assessment and the revisions require the state board to modify the passing score, only students taking the assessment for the first time after the rule is adopted are affected.

~~(f) Assessment schedules and reporting of results. The Commissioner of Education shall establish schedules for the administration of assessments and the reporting of student assessment results. The commissioner shall consider the observance of religious and school holidays when developing the schedule. By August 1 of each year, the commissioner shall notify each school district in writing and publish on the department's website the assessment and reporting schedules for, at a minimum, the school year following the upcoming school year. The assessment and reporting schedules must provide the earliest possible reporting of student assessment results to the school districts. Assessment results for the statewide, standardized Reading assessments, or upon implementation the ELA assessments, and Mathematics assessments, including the EOC assessments in Algebra I and Geometry, must be made available no later than the week of June 8. The administration of the statewide, standardized Writing assessment and the Florida Alternate Assessment may be no earlier than the week of March 1. School districts shall administer assessments in accordance with the schedule established by the commissioner.~~

~~(f)(g)~~ Prohibited activities.—A district school board shall prohibit each public school from suspending a regular program of curricula for purposes of administering practice assessments or engaging in other assessment-preparation activities for a statewide, standardized assessment. However, a district school board may authorize a public school to engage in the following assessment-preparation activities:

1. Distributing to students sample assessment books and answer keys published by the Department of Education.

2. Providing individualized instruction in assessment-taking strategies, without suspending the school's regular program of curricula, for a student who scores Level 1 or Level 2 on a prior administration of an assessment.

3. Providing individualized instruction in the content knowledge and skills assessed, without suspending the school's regular program of curricula, for a student who scores Level 1 or Level 2 on a prior administration of an assessment or a student who, through a diagnostic assessment administered by the school district, is identified as having a deficiency in the content knowledge and skills assessed.

4. Administering a practice assessment or engaging in other assessment-preparation activities that are determined necessary to familiarize students with the organization of the assessment, the format of assessment items, and the assessment directions or that are otherwise necessary for the valid and reliable administration of the assessment, as set forth in rules adopted by the State Board of Education with specific reference to this paragraph.

~~(g)(h)~~ Contracts for assessments.—

1. The commissioner shall provide for the assessments to be developed or obtained, as appropriate, through contracts and project agreements with private vendors, public vendors, public agencies, postsecondary educational institutions, or school districts. The commissioner may enter into contracts for the continued administration of the assessments authorized and funded by the Legislature. Contracts may be initiated in 1 fiscal year and continue into the next fiscal year and may be paid from the appropriations of either or both fiscal years. The commissioner may negotiate for the sale or lease of tests, scoring protocols, test scoring services, and related materials developed pursuant to law.

2. *A student's performance results on statewide, standardized assessments, EOC assessments, and Florida Alternative Assessments administered pursuant to this subsection must be provided to the student's teachers and parents by the end of the school year, unless the commissioner determines that extenuating circumstances exist and reports the extenuating circumstances to the State Board of Education. This subparagraph does not apply to existing contracts for such assessments, but shall apply to new contracts and any renewal of existing contracts for such assessments.*

3. *If liquidated damages are applicable, the department shall collect liquidated damages that are due in response to the administration of the spring 2015 computer-based assessments of the department's Florida Standards Assessment contract with American Institutes for Research, and expend the funds to reimburse parties that incurred damages.*

(4) ~~SCHOOL PARTICIPATION IN THE STATEWIDE, STANDARDIZED ASSESSMENT PROGRAM PROGRAMS.~~—Each public school shall participate in the statewide, standardized assessment program in accordance with the assessment and reporting schedules and the minimum and recommended technology requirements published by the Commissioner of Education. District school boards shall not establish school calendars that conflict with or jeopardize implementation of the assessment program. All district school boards shall report assessment results ~~using as required by the state management information system.~~ Performance data shall be analyzed and reported to parents, the community, and the state. Student performance data shall be used by districts in developing objectives for the school improvement plan, evaluating instructional personnel and administrative personnel, assigning staff, allocating resources, acquiring instructional materials and technology, implementing performance-based budgeting, and promoting and assigning students to educational programs. The analysis of student performance data must also identify strengths and needs in the educational program and trends over time. The analysis must be used in conjunction with the budgetary planning processes developed pursuant to s. 1008.385 and the development of remediation programs.

(6) ~~LOCAL ASSESSMENT OF STUDENT PERFORMANCE ON STATE STANDARDS ASSESSMENTS.~~—

(a) *Measurement of student performance is the responsibility of school districts in all subjects and grade levels, except in those subjects and grade levels measured under the statewide, standardized assessment program described in this section, in the responsibility of the school districts. When available, instructional personnel must be provided with*

information on student achievement of standards and benchmarks in order to improve instruction.

~~(b) Except for those subjects and grade levels measured under the statewide, standardized assessment program, beginning with the 2014-2015 school year, each school district shall administer for each course offered in the district a local assessment that measures student mastery of course content at the necessary level of rigor for the course. As adopted pursuant to State Board of Education rule, course content is set forth in the state standards required by s. 1003.41 and in the course description. Local assessments may include:~~

- ~~1. Statewide assessments.~~
- ~~2. Other standardized assessments, including nationally recognized standardized assessments.~~
- ~~3. Industry certification assessments.~~
- ~~4. District developed or district selected end of course assessments.~~
- ~~5. Teacher selected or principal selected assessments.~~

~~(c) Each district school board must adopt policies for selection, development, administration, and scoring of local assessments and for collection of assessment results. Local assessments implemented under subparagraphs (b)4. and 5. may include a variety of assessment formats, including, but not limited to, project based assessments, adjudicated performances, and practical application assignments. For all English Language Arts, mathematics, science, and social studies courses offered in the district that are used to meet graduation requirements under s. 1002.3105, s. 1003.4281, or s. 1003.4282 and that are not otherwise assessed by statewide, standardized assessments, the district school board must select the assessments described in subparagraphs (b)1.-4.~~

~~(b)(d) The Commissioner of Education shall identify methods to assist and support districts in measuring student performance on the state standards by maintaining a statewide the development and acquisition of assessments required under this subsection. Methods may include developing item bank banks, facilitating the sharing of developed tests or test items among school districts, acquiring assessments from state and national curriculum area organizations, and providing technical assistance in best assessment professional practices. The commissioner may discontinue the item bank if he or she determines that district participation is insufficient for its sustainability of test development based upon state adopted curriculum standards, administration, and security.~~

~~(c) Each school district shall establish schedules for the administration of any district mandated assessment and approve the schedules as an agenda item at a district school board meeting. The school district shall publish the testing schedules on its website, clearly specifying the district mandated assessments, and report the schedules to the Department of Education by October 1 of each year.~~

(7) ASSESSMENT SCHEDULES AND REPORTING OF RESULTS.—

(a) The Commissioner of Education shall establish schedules for the administration of statewide, standardized assessments and the reporting of student assessment results. The commissioner shall consider the observance of religious and school holidays when developing the schedules. The assessment and reporting schedules must provide the earliest possible reporting of student assessment results to the school districts, consistent with the requirements of paragraph (3)(g). Assessment results for the statewide, standardized ELA and mathematics assessments and all statewide, standardized EOC assessments must be made available no later than the week of June 8, except for results of assessments administered in the 2014-2015 school year. School districts shall administer statewide, standardized assessments in accordance with the schedule established by the commissioner.

(b) By August of each year, beginning in 2016, the commissioner shall publish on the department's website a uniform calendar that includes the assessment and reporting schedules for, at a minimum, the next 2 school years. The uniform calendar must be provided to school districts in an electronic format that allows each school district and public school to populate the calendar with, at minimum, the following information for reporting the district assessment schedules under paragraph (c):

1. Whether the assessment is a district-required assessment or a state-required assessment.
2. The specific date or dates that each assessment will be administered.
3. The time allotted to administer each assessment.
4. Whether the assessment is a computer-based assessment or a paper-based assessment.
5. The grade level or subject area associated with the assessment.
6. The date that the assessment results are expected to be available to teachers and parents.
7. The type of assessment, the purpose of the assessment, and the use of the assessment results.
8. A glossary of assessment terminology.
9. Estimates of average time for administering state-required and district-required assessments, by grade level.

(c) Each school district shall establish schedules for the administration of any statewide, standardized assessments and district-required assessments and approve the schedules as an agenda item at a district school board meeting. Each school district shall publish the testing schedules on its website using the uniform calendar, including all information required under paragraph (b), and submit the schedules to the Department of Education by October 1 of each year. Each public school shall publish schedules for statewide, standardized assessments and district-required assessments on its website using the uniform calendar, including all information required under paragraph (b). The uniform calendar must be included in the parent guide required by s. 1002.23(5).

(d) A school district may not schedule more than 5 percent of a student's total school hours in a school year to administer statewide, standardized assessments and district-required local assessments. The district must secure written consent from a student's parent before administering district-required local assessments that, after applicable statewide, standardized are scheduled, exceed the 5 percent test administration limit for that student under this paragraph. The 5 percent test administration limit for a student under this paragraph may be exceeded as needed to provide test accommodations that are required by an IEP or are appropriate for an English language learner who is currently receiving services in a program operated in accordance with an approved English language learner district plan pursuant to s. 1003.56. Notwithstanding this paragraph, a student may choose within a school year to take an examination or assessment adopted by State Board of Education rule pursuant to this section and ss. 1007.27, 1008.30, and 1008.44.

(e) A statewide, standardized EOC assessment must be used as the final cumulative examination for its associated course. No additional final assessment may be administered in a course with a statewide, standardized EOC assessment. A district-required local assessment may be used as the final cumulative examination for its associated course in accordance with the school district's policy.

(f) A school district must provide a student's performance results on district-required local assessments to the student's teachers and parents no later than 30 days after administering such assessments, unless the superintendent determines in writing that extenuating circumstances exist and reports the extenuating circumstances to the district school board.

(g) The State Board of Education shall adopt rules for the development of the uniform calendar that, at minimum, define terms that must be used in the calendar to describe various assessments, including the terms "summative assessment," "formative assessment," and "interim assessment."

Section 8. Subsection (3) of section 1008.24, Florida Statutes, is amended to read:

1008.24 Test administration and security; public records exemption.—

(3)(a) A school district may contract with qualified contractors to administer and proctor statewide, standardized assessments required under s. 1008.22 or assessments associated with Florida approved courses under s. 1003.499, as approved by the Department of Education in accordance with rules of the State Board of Education. Assessments may be administered or proctored by qualified contractors at sites that meet criteria established by rules of the State Board of Education and adopted pursuant to ss. 120.536(1) and 120.54 to implement the contracting requirements of this subsection.

(b) *A school district may use district employees, such as education paraprofessionals as described in s. 1012.37, to administer and proctor statewide, standardized assessments required under s. 1008.22 or assessments associated with Florida approved courses under s. 1003.499, in accordance with this section and related rules adopted by the State Board of Education. The rules must establish training requirements that must be successfully completed by district employees prior to the employees performing duties pursuant this paragraph.*

Section 9. Section 1008.25, Florida Statutes, is amended to read:

1008.25 Public school student progression; *student support remedial instruction*; reporting requirements.—

(1) INTENT.—It is the intent of the Legislature that each student's progression from one grade to another be determined, in part, upon satisfactory performance in *English Language arts, social studies, reading, writing, science, and mathematics*; that district school board policies facilitate student achievement; that each student and his or her parent be informed of that student's academic progress; and that students have access to educational options that provide academically challenging coursework or accelerated instruction pursuant to s. 1002.3105.

(2) COMPREHENSIVE STUDENT PROGRESSION PLAN.—Each district school board shall establish a comprehensive plan for student progression which must *provide for a student's progression from one grade to another based on the student's mastery of the standards in s. 1003.41, specifically English language arts, mathematics, science, and social studies standards. The plan must:*

(a) *Include criteria that emphasizes student reading proficiency in kindergarten through grade 3 and provide targeted instructional support for students with identified deficiencies in English language arts, mathematics, science, and social studies. High schools shall use all available assessment results, including the results of statewide, standardized English Language Arts assessments and end-of-course assessments for Algebra I and Geometry, to advise students of any identified deficiencies and to provide appropriate postsecondary preparatory instruction before high school graduation. The results of evaluations used to monitor a student's progress in grades K-12 must be provided to the student's teacher in a timely manner and as otherwise required by law. Thereafter, evaluation results must be provided to the student's parent in a timely manner. When available, instructional personnel must be provided with information on student achievement of standards and benchmarks in order to improve instruction.*

~~(a) Provide standards for evaluating each student's performance, including how well he or she masters the performance standards approved by the State Board of Education.~~

~~(b) Provide specific levels of performance in reading, writing, science, and mathematics for each grade level, including the levels of performance on statewide assessments as defined by the commissioner, below which a student must receive remediation or be retained within an intensive program that is different from the previous year's program and that takes into account the student's learning style.~~

~~(c) Provide appropriate alternative placement for a student who has been retained 2 or more years.~~

(b)(4)1. List the student eligibility and procedural requirements established by the school district for whole-grade promotion, midyear promotion, and subject-matter acceleration that would result in a student attending a different school, pursuant to s. 1002.3105(2)(b).

2. Notify parents and students of the school district's process by which a parent may request student participation in whole-grade pro-

motion, midyear promotion, or subject-matter acceleration that would result in a student attending a different school, pursuant to s. 1002.3105(4)(b)2.

(c)(e)1. Advise parents and students that additional ACCEL options may be available at the student's school, pursuant to s. 1002.3105.

2. Advise parents and students to contact the principal at the student's school for information related to student eligibility requirements for whole-grade promotion, midyear promotion, and subject-matter acceleration when the promotion or acceleration occurs within the principal's school; virtual instruction in higher grade level subjects; and any other ACCEL options offered by the principal, pursuant to s. 1002.3105(2)(a).

3. Advise parents and students to contact the principal at the student's school for information related to the school's process by which a parent may request student participation in whole-grade promotion, midyear promotion, and subject-matter acceleration when the promotion or acceleration occurs within the principal's school; virtual instruction in higher grade level subjects; and any other ACCEL options offered by the principal, pursuant to s. 1002.3105(4)(b)1.

~~(d)(f)~~ Advise parents and students of the early graduation options under s. 1003.4281.

~~(e)(g)~~ List, or incorporate by reference, all dual enrollment courses contained within the dual enrollment articulation agreement established pursuant to s. 1007.271(21).

~~(f)(h)~~ Provide instructional sequences by which students in kindergarten through high school may attain progressively higher levels of skill in the use of digital tools and applications. The instructional sequences must include participation in curricular and instructional options and the demonstration of competence of standards required pursuant to ss. 1003.41 and 1003.4203 through attainment of industry certifications and other means of demonstrating credit requirements identified under ss. 1002.3105, 1003.4203, and 1003.4282.

(3) ALLOCATION OF RESOURCES.—District school boards shall allocate remedial and supplemental instruction resources to students in the following priority:

(a) Students who are deficient in reading by the end of grade 3.

(b) Students who fail to meet performance levels required for promotion consistent with the district school board's plan for student progression required in paragraph (2)(b).

(4) ASSESSMENT AND SUPPORT REMEDIATION.—

(a) Each student must participate in the statewide, standardized assessment program required by s. 1008.22. Each student who does not achieve a ~~meet specific levels of performance on the required assessments as determined by the district school board or who scores below Level 3 or above on the statewide, standardized Reading assessment or, upon implementation, the English Language Arts assessment, or on the statewide, standardized Mathematics assessment, or assessments in grades 3 through 8 and the Algebra I EOC assessment must be evaluated~~ provided with additional diagnostic assessments to determine the nature of the student's difficulty, the areas of academic need, and strategies for providing academic supports to improve the student's performance appropriate intervention and instruction as described in paragraph (b).

~~(b) The school in which the student is enrolled must develop, in consultation with the student's parent, and must implement a progress monitoring plan. A progress monitoring plan is intended to provide the school district and the school flexibility in meeting the academic needs of the student and to reduce paperwork. A student who is not meeting the school district or state requirements for satisfactory performance in English Language Arts and mathematics must proficiency in reading and mathematics shall be covered by one of the following plans to target instruction and identify ways to improve his or her academic achievement:~~

1. A federally required student plan such as an individual education plan;

2. A schoolwide system of progress monitoring for all students, *except a student who scores Level 4 or above on the English Language Arts and mathematics assessments may be exempted from participation by the principal*; or

3. An individualized progress monitoring plan.

~~The plan chosen must be designed to assist the student or the school in meeting state and district expectations for proficiency. If the student has been identified as having a deficiency in reading, the K-12 comprehensive reading plan required by s. 1011.62(9) shall include instructional and support services to be provided to meet the desired levels of performance. District school boards may require low performing students to attend remediation programs held before or after regular school hours or during the summer if transportation is provided.~~

~~(c) Upon subsequent evaluation, if the documented deficiency has not been remediated, the student may be retained. Each student who does not meet the minimum performance expectations defined by the Commissioner of Education for the statewide assessment tests in reading, writing, science, and mathematics must continue to be provided with remedial or supplemental instruction until the expectations are met or the student graduates from high school or is not subject to compulsory school attendance.~~

(5) READING DEFICIENCY AND PARENTAL NOTIFICATION.—

(a) Any student who exhibits a substantial deficiency in reading, based upon locally determined or statewide assessments conducted in kindergarten or grade 1, grade 2, or grade 3, or through teacher observations, must be given intensive reading instruction immediately following the identification of the reading deficiency. The student's reading proficiency must be monitored and the intensive instruction must continue until the student demonstrates grade level proficiency in a manner determined by the district, which may include achieving a Level 3 on the statewide, standardized English Language Arts assessment ~~re-assessed by locally determined assessments or through teacher observations at the beginning of the grade following the intensive reading instruction. The student must continue to be provided with intensive reading instruction until the reading deficiency is remedied.~~

(b) *To be promoted to grade 4, a student must score a Level 2 or higher on the statewide, standardized English Language Arts assessment required under s. 1008.22 for grade 3.* If a student's reading deficiency is not remedied by the end of grade 3, as demonstrated by scoring Level 2 or higher on the statewide, standardized assessment required under s. 1008.22 for grade 3, the student must be retained.

(c) The parent of any student who exhibits a substantial deficiency in reading, as described in paragraph (a), must be notified in writing of the following:

1. That his or her child has been identified as having a substantial deficiency in reading.
2. A description of the current services that are provided to the child.
3. A description of the proposed supplemental instructional services and supports that will be provided to the child that are designed to remediate the identified area of reading deficiency.
4. That if the child's reading deficiency is not remediated by the end of grade 3, the child must be retained unless he or she is exempt from mandatory retention for good cause.
5. Strategies for parents to use in helping their child succeed in reading proficiency.
6. That the *statewide, standardized English Language Arts assessment Florida Comprehensive Assessment Test (FCAT)* is not the sole determiner of promotion and that additional evaluations, portfolio reviews, and assessments are available to the child to assist parents and the school district in knowing when a child is reading at or above grade level and ready for grade promotion.
7. The district's specific criteria and policies for a portfolio as provided in subparagraph (6)(b)4. and the evidence required for a student to demonstrate mastery of Florida's academic standards for English Language Arts. A parent of a student in grade 3 who is identified anytime

during the year as being at risk of retention may request that the school immediately begin collecting evidence for a portfolio.

8. The district's specific criteria and policies for midyear promotion. Midyear promotion means promotion of a retained student at any time during the year of retention once the student has demonstrated ability to read at grade level.

(6) ELIMINATION OF SOCIAL PROMOTION.—

(a) No student may be assigned to a grade level based solely on age or other factors that constitute social promotion.

(b) The district school board may only exempt students from mandatory retention, as provided in paragraph (5)(b), for good cause. A student who is promoted to grade 4 with a good cause exemption shall be provided intensive reading instruction and intervention that include specialized diagnostic information and specific reading strategies to meet the needs of each student so promoted. The school district shall assist schools and teachers with the implementation of reading strategies for students promoted with a good cause exemption which research has shown to be successful in improving reading among students who have reading difficulties. Good cause exemptions are limited to the following:

1. Limited English proficient students who have had less than 2 years of instruction in an English for Speakers of Other Languages program *based on the initial date of entry into a school in the United States.*
2. Students with disabilities whose individual education plan indicates that participation in the statewide assessment program is not appropriate, consistent with the requirements of s. 1008.212.
3. Students who demonstrate an acceptable level of performance on an alternative standardized reading or English Language Arts assessment approved by the State Board of Education.
4. A student who demonstrates through a student portfolio that he or she is performing at least at Level 2 on the statewide, standardized ~~Reading assessment or, upon implementation, the~~ English Language Arts assessment.
5. Students with disabilities who take the statewide, standardized ~~Reading assessment or, upon implementation, the~~ English Language Arts assessment and who have an individual education plan or a Section 504 plan that reflects that the student has received intensive ~~instruction remediation~~ in reading or English Language Arts for more than 2 years but still demonstrates a deficiency and was previously retained in kindergarten, grade 1, grade 2, or grade 3.
6. Students who have received intensive reading intervention for 2 or more years but still demonstrate a deficiency in reading and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. A student may not be retained more than once in grade 3.
7. Students who have received intensive remediation in reading or English Language Arts for 2 or more years but still demonstrate a deficiency and who were previously retained in kindergarten, grade 1, grade 2, or grade 3 for a total of 2 years. Intensive instruction for students so promoted must include an altered instructional day that includes specialized diagnostic information and specific reading strategies for each student. The district school board shall assist schools and teachers to implement reading strategies that research has shown to be successful in improving reading among low-performing readers.

(c) Requests for good cause exemptions for students from the mandatory retention requirement as described in subparagraphs (b)3. and 4. shall be made consistent with the following:

1. Documentation shall be submitted from the student's teacher to the school principal that indicates that the promotion of the student is appropriate and is based upon the student's academic record. In order to minimize paperwork requirements, such documentation shall consist only of the existing progress monitoring plan, individual educational plan, if applicable, report card, or student portfolio.

2. The school principal shall review and discuss such recommendation with the teacher and make the determination as to whether the student should be promoted or retained. If the school principal determines that the student should be promoted, the school principal shall make such recommendation in writing to the district school superintendent. The district school superintendent shall accept or reject the school principal's recommendation in writing.

(7) SUCCESSFUL PROGRESSION FOR RETAINED THIRD GRADE STUDENTS.—

(a) Students retained under the provisions of paragraph (5)(b) must be provided intensive interventions in reading to ameliorate the student's specific reading deficiency, as identified by a valid and reliable diagnostic assessment. This intensive intervention must include effective instructional strategies, participation in the school district's summer reading camp, and appropriate teaching methodologies necessary to assist those students in becoming successful readers, able to read at or above grade level, and ready for promotion to the next grade.

(b) Each school district shall:

1. Provide third grade students who are retained under the provisions of paragraph (5)(b) with intensive instructional services and supports to remediate the identified areas of reading deficiency, including participation in the school district's summer reading camp as required under paragraph (a) and a minimum of 90 minutes of daily, uninterrupted, scientifically research-based reading instruction which includes phonemic awareness, phonics, fluency, vocabulary, and comprehension and other strategies prescribed by the school district, which may include, but are not limited to:

- a. Integration of science and social studies content within the 90-minute block.
- b. Small group instruction.
- c. Reduced teacher-student ratios.
- d. More frequent progress monitoring.
- e. Tutoring or mentoring.
- f. Transition classes containing 3rd and 4th grade students.
- g. Extended school day, week, or year.

2. Provide written notification to the parent of a student who is retained under the provisions of paragraph (5)(b) that his or her child has not met the proficiency level required for promotion and the reasons the child is not eligible for a good cause exemption as provided in paragraph (6)(b). The notification must comply with the provisions of s. 1002.20(15) and must include a description of proposed interventions and supports that will be provided to the child to remediate the identified areas of reading deficiency.

3. Implement a policy for the midyear promotion of a student retained under the provisions of paragraph (5)(b) who can demonstrate that he or she is a successful and independent reader and performing at or above grade level in reading or, upon implementation of English Language Arts assessments, performing at or above grade level in English Language Arts. Tools that school districts may use in reevaluating a student retained may include subsequent assessments, alternative assessments, and portfolio reviews, in accordance with rules of the State Board of Education. *Students promoted during the school year after November 1 must demonstrate proficiency levels in reading equivalent to the level necessary for the beginning of grade 4. The rules adopted by the State Board of Education must include standards that provide a reasonable expectation that the student's progress is sufficient to master appropriate grade 4 level reading skills.*

4. Provide students who are retained under the provisions of paragraph (5)(b) with a highly effective teacher as determined by the teacher's performance evaluation under s. 1012.34.

5. Establish at each school, when applicable, an Intensive Acceleration Class for retained grade 3 students who subsequently score Level 1 on the required statewide, standardized assessment identified in s. 1008.22. The focus of the Intensive Acceleration Class shall be to in-

crease a child's reading and English Language Arts skill level at least two grade levels in 1 school year. The Intensive Acceleration Class shall:

a. Be provided to a student in grade 3 who scores Level 1 on the statewide, standardized ~~Reading assessment or, upon implementation, the English Language Arts assessment~~ and who was retained in grade 3 the prior year because of scoring Level 1.

b. Have a reduced teacher-student ratio.

c. Provide uninterrupted reading instruction for the majority of student contact time each day and incorporate opportunities to master the grade 4 Next Generation Sunshine State Standards in other core subject areas.

d. Use a reading program that is scientifically research-based and has proven results in accelerating student reading achievement within the same school year.

e. Provide intensive language and vocabulary instruction using a scientifically research-based program, including use of a speech-language therapist.

(8) ANNUAL REPORT.—

(a) In addition to the requirements in paragraph (5)(b), each district school board must annually report to the parent of each student the progress of the student toward achieving state and district expectations for proficiency in *English Language Arts*, ~~reading, writing~~, science, *social studies*, and mathematics. The district school board must report to the parent the student's results on each statewide, *standardized* assessment ~~test~~. The evaluation of each student's progress must be based upon the student's classroom work, observations, tests, district and state assessments, and other relevant information. Progress reporting must be provided to the parent in writing in a format adopted by the district school board.

(b) Each district school board must annually publish on the district website and in the local newspaper the following information on the prior school year:

1. The provisions of this section relating to public school student progression and the district school board's policies and procedures on student retention and promotion.

2. By grade, the number and percentage of all students in grades 3 through 10 performing at Levels 1 and 2 on the *statewide, standardized English Language Arts assessment* ~~reading portion of the FCAT~~.

3. By grade, the number and percentage of all students retained in *kindergarten* ~~grades 3~~ through grade 10.

4. Information on the total number of students who were promoted for good cause, by each category of good cause as specified in paragraph (6)(b).

5. Any revisions to the district school board's *policies and procedures* ~~policy~~ on student retention and promotion from the prior year.

(9) RULEMAKING.—The State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 for the administration of this section.

Section 10. Subsection (3) of section 1008.30, Florida Statutes, is amended to read:

1008.30 Common placement testing for public postsecondary education.—

~~(3) The State Board of Education shall adopt rules that require high schools to evaluate before the beginning of grade 12 the college readiness of each student who scores Level 2 or Level 3 on grade 10 FCAT Reading or the English Language Arts assessment under s. 1008.22, as applicable, or Level 2, Level 3, or Level 4 on the Algebra I assessment under s. 1008.22. High schools shall perform this evaluation using results from the corresponding component of the common placement test prescribed in this section, or an alternative test identified by the State Board of Education. The high school shall use the results of the test to advise the students of any identified deficiencies and to provide 12th grade stu-~~

~~students, and require them to complete, appropriate postsecondary preparatory instruction before high school graduation. The curriculum provided under this subsection shall be identified in rule by the State Board of Education and encompass Florida's Postsecondary Readiness Competencies. Other elective courses may not be substituted for the selected postsecondary mathematics, reading, writing, or English Language Arts preparatory course unless the elective course covers the same competencies included in the postsecondary mathematics, reading, writing, or English Language Arts preparatory course.~~

Section 11. Subsection (7) of section 1008.34, Florida Statutes, is amended to read:

1008.34 School grading system; school report cards; district grade.—

(7) TRANSITION.—School grades pursuant to this section and school improvement ratings pursuant to s. 1008.341 for the 2013-2014 school year shall be calculated based on statutes and rules in effect on June 30, 2014. To assist in the transition to 2014-2015 school grades and school improvement ratings, calculated based on new statewide, standardized assessments administered pursuant to s. 1008.22, the 2014-2015 school grades and school improvement ratings shall serve as an informational baseline for schools to work toward improved performance in future years. Accordingly, notwithstanding any other provision of law:

(a) A school may not be required to select and implement a turnaround option pursuant to s. 1008.33 in the 2015-2016 school year based on the school's 2014-2015 grade or school improvement rating under s. 1008.341, as applicable. *The benefits of s. 1008.33(4)(c), relating to a school being released from implementation of the turnaround option, and s. 1008.33(4)(d), relating to a school implementing strategies identified in its school improvement plan, apply to a school using turnaround options pursuant to s. 1008.33 which improves at least one letter grade during the 2014-2015 school year.*

(b)1. A school or approved provider under s. 1002.45 ~~which that~~ receives the same or a lower school grade or school improvement rating for the 2014-2015 school year compared to the 2013-2014 school year is not subject to sanctions or penalties that would otherwise occur as a result of the 2014-2015 school grade or rating. A charter school system or a school district designated as high performing may not lose the designation based on the 2014-2015 school grades of any of the schools within the charter school system or school district, as applicable.

2. The Florida School Recognition Program established under s. 1008.36 shall continue to be implemented as otherwise provided in the General Appropriations Act.

(c) *Until such time as an independent verification of the psychometric validity of the statewide, standardized assessments first implemented in 2014-2015 is provided, for purposes of determining grade 3 English Language Arts student performance retention pursuant to s. 1008.25(5) and high school graduation requirements pursuant to s. 1003.4282, student performance on the 2014-2015 statewide, standardized assessments shall be linked to 2013-2014 student performance expectations. Students who score in the bottom quintile on the 2014-2015 grade 3 English Language Arts assessment shall be identified as students at risk of retention. School districts must notify parents of such students, provide evidence as outlined in s. 1008.25(6)(b), and provide the appropriate intervention and support services for student success in grade 4.*

(d)1. *An independent verification of the psychometric validity of the statewide, standardized assessments first implemented in 2014-2015 must be completed before the 2014-2015 school grades results may be published and before the student performance data resulting from such assessments may be used for purposes of instructional personnel and school administrator evaluations.*

2. *The independent entity must be selected by a panel consisting of one member appointed by the Governor, one member appointed by the President of the Senate, and one member appointed by the Speaker of the House of Representatives. In selecting the independent entity, the panel must consider, at a minimum:*

- a. The national reputation and length of establishment of the entity;*
- b. The experience and expertise of the independent entity in validating such data; and*

c. The use of professional standards, codes, and guidelines that address applicable practices in the profession, such as the Standards for Educational and Psychological Testing.

3. *The panel must select the independent entity no later than June 1, 2015. Upon selection of the independent entity, the Department of Education shall immediately contract with the independent entity to perform the independent verification, which must be completed by September 1, 2015. This paragraph is repealed December 31, 2015.*

This subsection is repealed July 1, 2017.

Section 12. Effective July 1, 2016, subsection (6) is added to section 1008.36, Florida Statutes, to read:

1008.36 Florida School Recognition Program.—

(6) *In addition to funds provided pursuant to subsection (4), Title I high schools that receive a school grade of "A" or "B," beginning with school grades for the 2015-2016 school year, and that have a student population at least 65 percent of which is eligible for free or reduced-price meals under the National School Lunch Act shall receive financial awards depending on the availability of funds appropriated and the number and size of schools selected to receive an award.*

Notwithstanding statutory provisions to the contrary, incentive awards are not subject to collective bargaining.

Section 13. Section 1012.34, Florida Statutes, is amended to read:

1012.34 Personnel evaluation procedures and criteria.—

(1) EVALUATION SYSTEM APPROVAL AND REPORTING.—

(a) For the purpose of increasing student academic performance by improving the quality of instructional, administrative, and supervisory services in the public schools of the state, the district school superintendent shall establish procedures for evaluating the performance of duties and responsibilities of all instructional, administrative, and supervisory personnel employed by the school district. The district school superintendent shall provide instructional personnel the opportunity to review their class rosters for accuracy and to correct any mistakes. The district school superintendent shall report accurate class rosters for the purpose of calculating district and statewide student performance and annually report the evaluation results of instructional personnel and school administrators to the Department of Education in addition to the information required under subsection (5).

(b) The department must approve each school district's instructional personnel and school administrator evaluation systems. The department shall monitor each district's implementation of its instructional personnel and school administrator evaluation systems for compliance with the requirements of this section ~~and s. 1012.3401.~~

(c) ~~Annually, by February 1, the Commissioner of Education shall publish on the department's website report to the Governor, the President of the Senate, and the Speaker of the House of Representatives the approval and implementation status of each school district's instructional personnel and school administrator evaluation systems. This information must~~ ~~The report shall~~ include:

1. Performance evaluation results for the prior school year for instructional personnel and school administrators using the four levels of performance specified in paragraph (2)(e). The performance evaluation results for instructional personnel shall be disaggregated by classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, and all other instructional personnel, as defined in s. 1012.01(2)(b)–(d).

2. *An analysis that compares performance evaluation results calculated by each school district to indicators of performance calculated by the department using the standards for performance levels adopted by the state board under subsection (8). The commissioner shall include in the report each district's performance level standards established under subsection (7), a comparative analysis of the district's student academic performance results and evaluation results,*

3. ~~Data reported under s. 1012.341, and the status of any evaluation system revisions requested by a school district pursuant to subsection (6).~~

(2) EVALUATION SYSTEM REQUIREMENTS.—The evaluation systems for instructional personnel and school administrators must:

(a) Be designed to support effective instruction and student learning growth, and performance evaluation results must be used when developing district and school level improvement plans.

(b) Provide appropriate instruments, procedures, *timely feedback*, and criteria for continuous quality improvement of the professional skills of instructional personnel and school administrators, and performance evaluation results must be used when identifying professional development.

(c) Include a mechanism to examine performance data from multiple sources, including opportunities for parents to provide input into employee performance evaluations when appropriate.

(d) Identify those teaching fields for which special evaluation procedures and criteria are necessary.

(e) Differentiate among four levels of performance as follows:

1. Highly effective.
2. Effective.
3. Needs improvement or, for instructional personnel in the first 3 years of employment who need improvement, developing.
4. Unsatisfactory.

The Commissioner of Education shall consult with experts, instructional personnel, school administrators, and education stakeholders in developing the criteria for the performance levels.

(f) Provide for training and monitoring programs that are based upon guidelines provided by the department to ensure that all individuals with evaluation responsibilities understand the proper use of the evaluation criteria and procedures.

~~(g) Include a process for monitoring and evaluating the effective and consistent use of the evaluation criteria by employees with evaluation responsibilities.~~

~~(h) Include a process for monitoring and evaluating the effectiveness of the system itself in improving instruction and student learning.~~

In addition, each district school board may establish a peer assistance process. This process may be a part of the regular evaluation system or used to assist employees placed on performance probation, newly hired classroom teachers, or employees who request assistance.

(3) EVALUATION PROCEDURES AND CRITERIA.—Instructional personnel and school administrator performance evaluations must be based upon the performance of students assigned to their classrooms or schools, as provided in this section. Pursuant to this section, a school district's performance evaluation system is not limited to basing unsatisfactory performance of instructional personnel and school administrators solely upon student performance, but may include other criteria approved to evaluate instructional personnel and school administrators' performance, or any combination of student performance and other approved criteria. Evaluation procedures and criteria must comply with, but are not limited to, the following:

(a) A performance evaluation must be conducted for each employee at least once a year, except that a classroom teacher, as defined in s. 1012.01(2)(a), excluding substitute teachers, who is newly hired by the district school board must be observed and evaluated at least twice in the first year of teaching in the school district. The performance evaluation must be based upon sound educational principles and contemporary research in effective educational practices. The evaluation criteria must include:

1. Performance of students.—At least ~~one-third~~ ~~50 percent~~ of a performance evaluation must be based upon data and indicators of student performance ~~learning growth assessed annually by statewide assessments or, for subjects and grade levels not measured by statewide assessments, by school district assessments as provided in s. 1008.22(6). Each school district must use the formula adopted pursuant to para-~~

~~graph (7)(a) for measuring student learning growth in all courses associated with statewide assessments and must select an equally appropriate formula for measuring student learning growth for all other grades and subjects, except as otherwise provided in accordance with subsection (7).~~

~~a. For classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, the student learning growth. This portion of the evaluation must include growth or achievement data of the teacher's students or, for a school administrator, the students attending the school for students assigned to the teacher over the course of at least 3 years. If less than 3 years of data are available, the years for which data are available must be used. The proportion of growth or achievement data may be determined by instructional assignment and the percentage of the evaluation based upon student learning growth may be reduced to not less than 40 percent.~~

~~b. For instructional personnel who are not classroom teachers, the student learning growth portion of the evaluation must include growth data on statewide assessments for students assigned to the instructional personnel over the course of at least 3 years, or may include a combination of student learning growth data and other measurable student outcomes that are specific to the assigned position, provided that the student learning growth data accounts for not less than 30 percent of the evaluation. If less than 3 years of student growth data are available, the years for which data are available must be used and the percentage of the evaluation based upon student learning growth may be reduced to not less than 20 percent.~~

~~c. For school administrators, the student learning growth portion of the evaluation must include growth data for students assigned to the school over the course of at least 3 years. If less than 3 years of data are available, the years for which data are available must be used and the percentage of the evaluation based upon student learning growth may be reduced to not less than 40 percent.~~

2. Instructional practice.—For instructional personnel, at least one-third of the performance evaluation must be based upon instructional practice. Evaluation criteria used when annually observing classroom teachers, as defined in s. 1012.01(2)(a), excluding substitute teachers, must include indicators based upon each of the Florida Educator Accomplished Practices adopted by the State Board of Education. For instructional personnel who are not classroom teachers, evaluation criteria must be based upon indicators of the Florida Educator Accomplished Practices and may include specific job expectations related to student support.

3. Instructional leadership.—For school administrators, at least one-third of the performance evaluation must be based on instructional leadership. Evaluation criteria for instructional leadership must include indicators based upon each of the leadership standards adopted by the State Board of Education under s. 1012.986, including performance measures related to the effectiveness of classroom teachers in the school, the administrator's appropriate use of evaluation criteria and procedures, recruitment and retention of effective and highly effective classroom teachers, improvement in the percentage of instructional personnel evaluated at the highly effective or effective level, and other leadership practices that result in student learning growth. The system may include a means to give parents and instructional personnel an opportunity to provide input into the administrator's performance evaluation.

4. Other indicators of performance ~~Professional and job responsibilities.~~—For instructional personnel and school administrators, the remainder of a performance evaluation may include, but is not limited to, ~~For instructional personnel and school administrators, other professional and job responsibilities must be included as recommended adopted by the State Board of Education or identified by the district school board and, for instructional personnel, peer reviews, objectively reliable survey information from students and parents based on teaching practices that are consistently associated with higher student achievement, and other valid and reliable measures of instructional practice. The district school board may identify additional professional and job responsibilities.~~

(b) All personnel must be fully informed of the criteria, data sources, methodologies, and procedures associated with the evaluation process before the evaluation takes place.

(c) The individual responsible for supervising the employee must evaluate the employee's performance. The evaluation system may provide for the evaluator to consider input from other personnel trained under *subsection (2) paragraph (2)(f)*. The evaluator must submit a written report of the evaluation to the district school superintendent for the purpose of reviewing the employee's contract. The evaluator must submit the written report to the employee no later than 10 days after the evaluation takes place. The evaluator must discuss the written evaluation report with the employee. The employee shall have the right to initiate a written response to the evaluation, and the response shall become a permanent attachment to his or her personnel file.

(d) The evaluator may amend an evaluation based upon assessment data from the current school year if the data becomes available within 90 days after the close of the school year. The evaluator must then comply with the procedures set forth in paragraph (c).

(4) **NOTIFICATION OF UNSATISFACTORY PERFORMANCE.**—If an employee who holds a professional service contract as provided in s. 1012.33 is not performing his or her duties in a satisfactory manner, the evaluator shall notify the employee in writing of such determination. The notice must describe such unsatisfactory performance and include notice of the following procedural requirements:

(a) Upon delivery of a notice of unsatisfactory performance, the evaluator must confer with the employee who holds a professional service contract, make recommendations with respect to specific areas of unsatisfactory performance, and provide assistance in helping to correct deficiencies within a prescribed period of time.

(b)1. The employee who holds a professional service contract shall be placed on performance probation and governed by the provisions of this section for 90 calendar days following the receipt of the notice of unsatisfactory performance to demonstrate corrective action. School holidays and school vacation periods are not counted when calculating the 90-calendar-day period. During the 90 calendar days, the employee who holds a professional service contract must be evaluated periodically and apprised of progress achieved and must be provided assistance and in-service training opportunities to help correct the noted performance deficiencies. At any time during the 90 calendar days, the employee who holds a professional service contract may request a transfer to another appropriate position with a different supervising administrator; however, if a transfer is granted pursuant to ss. 1012.27(1) and 1012.28(6), it does not extend the period for correcting performance deficiencies.

2. Within 14 days after the close of the 90 calendar days, the evaluator must evaluate whether the performance deficiencies have been corrected and forward a recommendation to the district school superintendent. Within 14 days after receiving the evaluator's recommendation, the district school superintendent must notify the employee who holds a professional service contract in writing whether the performance deficiencies have been satisfactorily corrected and whether the district school superintendent will recommend that the district school board continue or terminate his or her employment contract. If the employee wishes to contest the district school superintendent's recommendation, the employee must, within 15 days after receipt of the district school superintendent's recommendation, submit a written request for a hearing. The hearing shall be conducted at the district school board's election in accordance with one of the following procedures:

a. A direct hearing conducted by the district school board within 60 days after receipt of the written appeal. The hearing shall be conducted in accordance with the provisions of ss. 120.569 and 120.57. A majority vote of the membership of the district school board shall be required to sustain the district school superintendent's recommendation. The determination of the district school board shall be final as to the sufficiency or insufficiency of the grounds for termination of employment; or

b. A hearing conducted by an administrative law judge assigned by the Division of Administrative Hearings of the Department of Management Services. The hearing shall be conducted within 60 days after receipt of the written appeal in accordance with chapter 120. The recommendation of the administrative law judge shall be made to the district school board. A majority vote of the membership of the district school board shall be required to sustain or change the administrative law judge's recommendation. The determination of the district school board shall be final as to the sufficiency or insufficiency of the grounds for termination of employment.

(5) **ADDITIONAL NOTIFICATIONS.**—The district school superintendent shall annually notify the department of any instructional personnel or school administrators who receive two consecutive unsatisfactory evaluations. The district school superintendent shall also notify the department of any instructional personnel or school administrators who are given written notice by the district of intent to terminate or not renew their employment. The department shall conduct an investigation to determine whether action shall be taken against the certificateholder pursuant to s. 1012.795.

(6) **ANNUAL REVIEW OF AND REVISIONS TO THE SCHOOL DISTRICT EVALUATION SYSTEMS.**—The district school board shall establish a procedure for annually reviewing instructional personnel and school administrator evaluation systems to determine compliance with this section ~~and s. 1012.3401~~. All substantial revisions to an approved system must be reviewed and approved by the district school board before being used to evaluate instructional personnel or school administrators. Upon request by a school district, the department shall provide assistance in developing, improving, or reviewing an evaluation system.

(7) **MEASUREMENT OF STUDENT PERFORMANCE LEARNING GROWTH.**—

(a) The Commissioner of Education shall approve a formula to measure individual student learning growth on the statewide, standardized assessments in English Language Arts and mathematics administered under s. 1008.22. The formula must take into consideration each student's prior academic performance. The formula must not set different expectations for student learning growth based upon a student's gender, race, ethnicity, or socioeconomic status. In the development of the formula, the commissioner shall consider other factors such as a student's attendance record, disability status, or status as an English language learner. The commissioner ~~may~~ *shall* select additional formulas *to measure student performance* as appropriate for the remainder of the statewide, *standardized* assessments included under s. 1008.22 and continue to select formulas as new assessments are implemented in the state system. After the commissioner approves the formula to measure individual student learning growth, the State Board of Education shall adopt these formulas in rule.

(b) Each school district shall measure student learning growth using the formulas approved by the commissioner under paragraph (a) *and the standards for performance levels adopted by the state board under subsection (8)* for courses associated with the statewide, standardized assessments administered under s. 1008.22 no later than the school year immediately following the year the formula is approved by the commissioner. For grades and subjects not assessed by statewide, standardized assessments ~~but otherwise assessed as required under s. 1008.22(6)~~, each school district shall measure *student* performance of *students* using a methodology determined by the district. ~~The department shall provide models for measuring performance of students which school districts may adopt.~~

(c) ~~For a course that is not measured by a statewide, standardized assessment, a school district may request, through the evaluation system approval process, to use a student's achievement level rather than student learning growth if achievement is demonstrated to be a more appropriate measure of classroom teacher performance. A school district may also request to use a combination of student learning growth and achievement, if appropriate.~~

(d) ~~For a course that is not measured by a statewide, standardized assessment, a school district may request, through the evaluation system approval process, that the performance evaluation for the classroom teacher assigned to that course include the learning growth of his or her students on one or more statewide, standardized assessments. The request must clearly explain the rationale supporting the request.~~

(e) ~~For purposes of this section and only for the 2014-2015 school year, a school district may use measurable learning targets on local assessments administered under s. 1008.22(6) to evaluate the performance of students portion of a classroom teacher's evaluation for courses that are not assessed by statewide, standardized assessments. Learning targets must be approved by the school principal. A district school superintendent may assign to instructional personnel in an instructional team the student learning growth of the instructional team's students on statewide assessments. This paragraph expires July 1, 2015.~~

(8) RULEMAKING.—*No later than August 1, 2015*, the State Board of Education shall adopt rules pursuant to ss. 120.536(1) and 120.54 which establish uniform procedures *and format* for the submission, review, and approval of district evaluation systems and reporting requirements for the annual evaluation of instructional personnel and school administrators; specific, discrete standards for each performance level required under subsection (2), *based on student learning growth models approved by the commissioner*, to ensure clear and sufficient differentiation in the performance levels and to provide consistency in meaning across school districts; the measurement of student learning growth and associated implementation procedures required under subsection (7); and a process for monitoring school district implementation of evaluation systems in accordance with this section. ~~Specifically, the rules shall establish student performance levels that if not met will result in the employee receiving an unsatisfactory performance evaluation rating. In like manner, the rules shall establish a student performance level that must be met in order for an employee to receive a highly effective rating and a student learning growth standard that must be met in order for an employee to receive an effective rating.~~

(9) TRANSITION TO NEW STATEWIDE, STANDARDIZED ASSESSMENTS.—Standards for each performance level required under subsection (2) shall be established by the State Board of Education beginning with the 2015-2016 school year.

~~(10) DISTRICT BONUS REWARDS FOR PERFORMANCE PAY BASED ON EVALUATION PROGRESS. School districts are eligible for bonus rewards as provided for in the 2014 General Appropriations Act for making outstanding progress toward educator effectiveness, including implementation of instructional personnel salaries based on performance results under s. 1012.34 and the use of local assessment results in personnel evaluations when statewide, standardized assessments are not administered.~~

Section 14. *Section 1012.3401, Florida Statutes, is repealed.*

Section 15. Subsection (10) of section 1012.98, Florida Statutes, is amended to read:

1012.98 School Community Professional Development Act.—

(10) For instructional personnel ~~teachers, managers,~~ and administrative personnel who have been evaluated as less than *effective* ~~satisfactory~~, a district school board shall require participation in specific professional development programs *as provided in subparagraph (4)(b)4.* as part of the improvement prescription.

Section 16. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education accountability; amending s. 1001.42, F.S.; revising a requirement for the uniform opening date of public schools; amending s. 1002.20, F.S.; revising provisions relating to reading instruction to conform to changes made by the act; amending ss. 1003.4156 and 1003.4282, F.S.; deleting provisions relating to remediation for certain middle grades and high school students, respectively; amending s. 1003.4285, F.S.; revising requirements for the scholar designation on standard high school diplomas; amending s. 1003.621, F.S.; requiring that academically high-performing school districts comply with provisions relating to the uniform opening date of public schools; amending s. 1008.22, F.S.; revising the purpose of the student assessment program to include providing instructional personnel with certain information when available; revising the grade levels of students who must take the statewide, standardized English Language Arts assessment; revising provisions relating to end-of-course assessments; requiring that all students enrolled in certain courses take the statewide, standardized end-of-course assessment associated with the course; prohibiting students who take an end-of-course assessment for a course from taking other specified assessments; requiring computer-based testing for certain assessments during specified school years; requiring that paper-based accommodations be made available for certain students; providing for use of certain assessment results for students; requiring that a student's performance results on certain assessments be provided to the student's teachers and parents within a specified time after administration of the assessments; providing for liquidated da-

mages; revising provisions relating to local assessments administered by school districts; requiring that certain information relating to student achievement be provided to instructional personnel when available; requiring that all end-of-course assessment results be reported annually by a specified date; providing an exemption for the 2014-2015 school year; requiring the Commissioner of Education to annually publish a uniform calendar for assessment and reporting on the Department of Education's website; requiring each school district to establish assessment schedules, approve such schedules at a district school board meeting, and publish such schedules on the district's website; requiring each public school to publish such schedules on the school's website; providing that certain assessments replace final assessments in certain courses; requiring teachers and parents to be provided with results of district-required local assessments in a timely manner; requiring rule-making relating to the uniform calendar; amending s. 1008.24, F.S.; authorizing a school district to use district employees to administer and proctor specified assessments; providing minimum requirements for State Board of Education rules regarding the training of such employees; amending s. 1008.25, F.S.; deleting requirements for the comprehensive student progression plan; requiring each district school board to adopt criteria for student grade-level progression; revising provisions relating to support for certain students and student promotion from grade 3 to grade 4; requiring that certain information relating to student achievement be provided to instructional personnel when available; providing for intensive instruction for certain students; revising reporting requirements; amending s. 1008.30, F.S.; deleting a requirement for certain students to be evaluated for college readiness; amending s. 1008.34, F.S.; adding references to school improvement ratings to provisions regarding the school grading system; specifying applicability of certain accountability measures to schools using turnaround options; requiring that students who score in the bottom quintile on the 2014-2015 grade 3 English Language Arts assessment be identified as students at risk of retention; requiring that each school district notify such students' parents, provide evidence, and provide intervention and support services; requiring an independent verification of the psychometric validity of statewide, standardized assessments before school grades results may be published and before student performance data may be used for purposes of instructional personnel and school administrator evaluations; requiring that a panel select an independent entity based on criteria; requiring that the Department of Education contract with the entity; providing for future repeal; amending s. 1008.36, F.S.; providing additional funds to certain schools through the Florida School Recognition Program under certain conditions; amending s. 1012.34, F.S.; revising reporting requirements relating to school district personnel evaluation systems; revising evaluation criteria and requirements; revising provisions relating to the measurement of student performance; deleting provisions relating to district bonus rewards for performance pay based on evaluation progress; repealing s. 1012.3401, F.S., relating to requirements for measuring student performance in instructional personnel and school administrator performance evaluations and performance evaluation of personnel for purposes of performance salary schedule; amending s. 1012.98, F.S.; revising provisions relating to personnel evaluation for purposes of professional development; providing effective dates.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Bullard moved the following amendments to **Amendment 1 (211438)** which failed:

Amendment 1A (606982) (with title amendment)—Between lines 454 and 455 insert:

(h) Norm-referenced tests.—In lieu of administering a statewide, standardized assessment, a school district may administer any national norm-referenced test that is administered to students enrolled in any charter school, private school, or home education program for purposes of assessing school district student academic achievement and other accountability measures.

And the title is amended as follows:

Delete line 1614 and insert: liquidated damages; authorizing school districts to administer national norm-referenced tests in lieu of the statewide, standardized assessments; revising provisions relating to

Amendment 1B (284376) (with title amendment)—Between lines 624 and 625 insert:

Section 8. Section 1008.222, Florida Statutes, is created to read:

1008.222 Administration of assessments.—Notwithstanding any other provision of law, the department shall provide an option for a parent of a student to elect to have a statewide, standardized assessment required under s. 1008.22 administered to the student in a hard copy format in a school district until the school district's technology infrastructure, connectivity, and capacity have been load tested; independently verified as appropriate, adequate, efficient, and sustainable; and certified by the district school superintendent as ready for the successful deployment of online assessments.

And the title is amended as follows:

Between lines 1633 and 1634 insert: creating s. 1008.222, F.S.; requiring the Department of Education to provide an option for a parent of a student to elect to have specified assessments administered to the student in a hard copy format in a school district until certain criteria have been satisfied by the school district;

Amendment 1C (658668) (with title amendment)—Delete lines 1078-1086 and insert:

(7) TRANSITION.—School grades pursuant to this section and school improvement ratings pursuant to s. 1008.341 for the 2013-2014 school year shall be calculated based on statutes and rules in effect on June 30, 2014. To assist in the transition to 2014-2015 school grades and school improvement ratings, calculated based on new statewide, standardized assessments administered pursuant to s. 1008.22, the 2014-2015 school grades and school improvement ratings shall serve as an informational baseline for schools to work toward improved performance in future years. *Notwithstanding any other provision of law, the 2014-2015 school year shall be considered an implementation year for the new statewide, standardized assessments. Learning gains data from 2014-2015 test scores may not be used in the calculation of school grades, school improvement grades, district grades, or personnel performance evaluations pursuant to s. 1012.34 if such use would result in a lower grade or level of performance than the grade or level of performance which would result without the use of learning gains data.*

And the title is amended as follows:

Delete line 1653 and insert: grading system; designating the 2014-2015 school year as an implementation year for the new statewide, standardized assessments; prohibiting the use of learning gains data from 2014-2015 test scores under specified circumstances; specifying applicability of certain

The vote was:

Yeas—14

Abruzzo	Hays	Sachs
Braynon	Joyner	Smith
Bullard	Lee	Soto
Clemens	Margolis	Thompson
Gibson	Montford	

Nays—22

Mr. President	Diaz de la Portilla	Legg
Altman	Evers	Negron
Bean	Flores	Richter
Benacquisto	Gaetz	Simmons
Bradley	Galvano	Simpson
Brandes	Garcia	Stargel
Dean	Grimsley	
Detert	Hukill	

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gaetz moved the following amendment to **Amendment 1 (211438)** which was adopted:

Amendment 1D (972844) (with title amendment)—Delete lines 1152-1165.

And the title is amended as follows:

Delete lines 1669-1686 and insert: providing for future repeal; amending s. 1012.34, F.S.; revising reporting requirements relating to school district personnel evaluation systems; revising evaluation criteria and requirements; revising provisions relating to the measurement of student performance; deleting provisions relating to district bonus rewards for performance pay based on evaluation progress; repealing s. 1012.3401, F.S., relating to requirements for measuring student performance in instructional personnel and school administrator performance evaluations and performance evaluation of personnel for purposes of performance salary schedule; amending s. 1012.98, F.S.; revising provisions relating to personnel evaluation for purposes of professional development; providing an effective date.

Amendment 1 (211438) as amended was adopted.

On motion by Senator Legg, by two-thirds vote **CS for HB 7069** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Flores	Legg
Abruzzo	Gaetz	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	

Nays—4

Bullard	Clemens	Margolis
Thompson		

Vote after roll call:

Yea—Evers

On motion by Senator Simmons—

SB 408—A bill to be entitled An act relating to designated areas for skateboarding, inline skating, paintball, or freestyle or mountain and off-roading bicycling; amending s. 316.0085, F.S.; deleting the requirement that a governmental entity that provides a designated area for skateboarding, inline skating, or freestyle bicycling obtain the written consent of the parent or legal guardian of a child under a certain age before allowing the child to participate in these activities in such area; requiring the governmental entity to post a rule indicating that consent forms are required for children under a certain age before participation in paintball or mountain and off-road bicycling; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 408** was placed on the calendar of Bills on Third Reading.

CS for SB 260—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple tangible personal property accounts to file a single joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in an evidence list for a value adjustment board hearing under certain circumstances; amending s. 194.013, F.S.; providing that only a single filing fee may be charged for specified petitions

to the value adjustment board with respect to real property or tangible personal property accounts; reenacting s. 196.011(6)(a) and (8), F.S., relating to applications for certain tax exemptions, to incorporate the amendment made to s. 194.011, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 260**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 489** was withdrawn from the Committees on Community Affairs; Finance and Tax; and Fiscal Policy.

On motion by Senator Bradley—

CS for HB 489—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple tangible personal property accounts to file a single joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in the evidence list for a value adjustment board hearing under certain circumstances; amending s. 194.013, F.S.; providing that only a single filing fee may be charged for specified petitions to the value adjustment board with respect to real property parcels or tangible personal property accounts; reenacting s. 196.011(6)(a) and (8), F.S., relating to applications for certain tax exemptions, to incorporate the amendment made by the act to s. 194.011, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 260** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 489** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for SB 264—A bill to be entitled An act relating to traffic enforcement agencies and traffic citations; amending s. 316.640, F.S.; designating counties and municipalities as traffic enforcement agencies for purposes of the section and prohibiting them from establishing traffic citation quotas; amending s. 316.660, F.S.; requiring a county or municipality to submit a report of its traffic citation revenue and its expenses for operating a law enforcement agency during a fiscal year to the Legislative Auditing Committee under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 264** was placed on the calendar of Bills on Third Reading.

CS for SB 226—A bill to be entitled An act relating to racing animals; amending s. 550.2415, F.S.; revising the prohibition on the use of certain medications or substances on racing animals; authorizing the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to solicit input from the Department of Agriculture and Consumer Services; revising the penalties for violating laws relating to the racing of animals; decreasing the timeframe in which prosecutions for violations regarding racing animals must commence; requiring the division to notify the owners or trainers, stewards, and the appropriate horsemen's association of all drug test results; prohibiting the division from taking action against owners or trainers under certain circumstances; requiring the division to require its laboratory and specified independent laboratories to annually participate in a quality assurance program; requiring the administrator of the program to submit a report; revising the conditions of use for certain medications; expanding violations to include prohibited substances that break down during a race found in specimens collected after a race; revising the rulemaking authority of the division; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 226**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 239** was withdrawn from

the Committees on Regulated Industries; Agriculture; and Appropriations.

On motion by Senator Latvala—

CS for HB 239—A bill to be entitled An act relating to medication and testing of racing animals; amending s. 550.2415, F.S.; revising provisions that prohibit the use of certain medications or substances on racing animals; revising penalties that may be imposed by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation; revising the timeframe in which certain prosecutions must begin; revising procedures; revising requirements for notification of drug test results; providing for secondary tests to confirm initial positive results; providing for actions of the division if there is insufficient sample material for a secondary test; requiring the division to require its laboratory and specified independent laboratories to annually participate in a quality assurance program; requiring the administrator of the program to submit a report; revising rulemaking authority of the division; directing the division to adopt certain rules relating to the conditions of use and maximum concentrations of medications, drugs, and naturally occurring substances; authorizing the division to solicit input from the Department of Agriculture and Consumer Services for purposes of adopting such rules; providing an effective date.

—a companion measure, was substituted for **CS for SB 226** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 239** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

SB 570—A bill to be entitled An act relating to service of process of witness subpoenas; amending s. 48.031, F.S.; providing that service of a subpoena on a witness in a civil traffic case may be made by United States mail directed to the witness at the last known address and that such service must be mailed before a specified period; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 570** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 130** was deferred.

On motion by Senator Hays—

CS for SB 552—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; defining the term “individual identifying information”; creating a public records exemption for individual identifying information of a person contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 552** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

SB 694—A bill to be entitled An act relating to the Florida State Employees' Charitable Campaign; amending s. 110.181, F.S.; providing an exception to the requirement that state officers and employees designate a charitable organization to receive their contributions from the Florida State Employees' Charitable Campaign; deleting requirements for independent unaffiliated agencies, international service agencies, and national agencies; requiring the fiscal agent selected by the Department of Management Services to distribute undesignated funds in a

specified manner; deleting the requirement that a local steering committee be established in each fiscal agent area; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 694** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert—

CS for CS for SB 396—A bill to be entitled An act relating to the Florida Historic Capitol; amending s. 272.129, F.S.; removing references to the Legislative Research Center and Museum at the Historic Capitol; removing provisions authorizing establishment of a citizen support organization to support the Legislative Research Center and Museum; creating s. 272.131, F.S.; creating the Florida Historic Capitol Museum Council; providing for the appointment and qualifications of council members; prescribing duties and responsibilities for the council and individual council members; amending s. 272.135, F.S.; renaming the position of Capitol Curator as the Florida Historic Capitol Museum Director; conforming provisions; amending s. 272.136, F.S.; revising the composition of the board of directors governing the Florida Historic Capitol Museum's direct-support organization; providing that per diem and travel expenses must be paid from direct-support organization funds; conforming provisions; amending s. 320.0807, F.S.; redirecting a portion of the proceeds from the fee for special license plates for former federal or state legislators to the Florida Historic Capitol Museum's direct-support organization; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 396** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 522—A bill to be entitled An act relating to the Division of Bond Finance; amending s. 218.37, F.S.; deleting a requirement that the division issue a regular newsletter to certain parties which addresses local and state bonds; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 522** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for SB 1060—A bill to be entitled An act relating to legislative ratification; amending s. 120.80, F.S.; providing that the maximum reimbursement allowances and manuals approved by a three-member panel for purposes of the Workers' Compensation Law are exempt from legislative ratification under the Administrative Procedure Act if the adverse impact or regulatory costs of such allowances or manuals exceed specified criteria; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1060** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for SB 1312—A bill to be entitled An act relating to strategic lawsuits against public participation; amending s. 768.295, F.S.; removing a short title; providing that legislative intent includes the protection of specified forms of free speech; defining the phrase "free speech in connection with public issues"; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1312** was placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

SB 7012—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 494.00125, F.S., which provides a public records exemption for credit history information and credit scores held by the Office of Financial Regulation for purposes of licensing loan originators, mortgage brokers, and mortgage lenders; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

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

On motion by Senator Bean—

SB 7032—A bill to be entitled An act relating to public records; amending s. 383.412, F.S.; removing the public records exemption for information held by the State Child Abuse Death Review Committee or a local committee that reveals the identity of family members or others living in the home of a child whose death occurred as a result of a verified report of abuse or neglect; exempting information held by the State Child Abuse Death Review Committee or a local committee that identifies a deceased child whose death is reported to the central abuse hotline but whose death is not the result of abuse or neglect and the identity of the surviving siblings, family members, or others living in the home of such a deceased child; authorizing release of such information to specified persons under certain circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Senator Bean moved the following amendment which was adopted:

Amendment 1 (659968) (with title amendment)—Delete lines 64-134 and insert:

(4) The State Child Abuse Death Review Committee and local committees may share *information made confidential and exempt by this section*:

(a) With each other;

(b) With a governmental agency in furtherance of its duties; or

(c) With any person or entity authorized by the Department of Health to use such relevant information for bona fide research or statistical purposes. A person or entity who is authorized to obtain such relevant information for research or statistical purposes must enter into a privacy and security agreement with the Department of Health and comply with all laws and rules governing the use of such records and information for research or statistical purposes. Anything identifying the subjects of such relevant information must be treated as confidential by the person or entity and may not be released in any form ~~any relevant information regarding case reviews involving child death, which information is made confidential and exempt by this section.~~

(5) Any person who knowingly or willfully makes public or discloses to any unauthorized person any information made confidential and exempt under this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(6) This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15, and shall stand repealed on October 2, 2020 ~~2015~~, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. *The Legislature finds that it is a public necessity that any information held by the State Child Abuse Death Review Committee or a local committee as defined in s. 383.412, Florida Statutes, which reveals the identity of a deceased child whose death has been reported to the*

central abuse hotline but determined not to be the result of abuse or neglect, or the identity of the surviving siblings, family members, or others living in the home of such deceased child, be held confidential and exempt from public records requirements. The Legislature further finds that it is a public necessity that these committees have the authority to maintain the confidential or exempt status of records otherwise confidential or exempt which are provided to them regarding such children. The Legislature also finds that it is a public necessity that portions of meetings of the State Child Abuse Death Review Committee or a local committee wherein the confidential and exempt information is discussed be made exempt from public meeting requirements, and that the recordings of closed portions of such meetings be made exempt from public records requirements. In 1999, the Legislature authorized the creation of the committees to review the facts and circumstances surrounding the deaths of children in this state which occur as the result of reported child abuse or neglect and to prepare an annual statistical report on the incidence and causes of death resulting from child abuse. Since 2004, cases analyzed by the committees have been limited to reports of verified abuse or neglect. The Legislature made identifying information of the surviving siblings, family members, or others living in the home of the child who died as a result of verified abuse or neglect confidential and exempt from public records requirements to ensure that cases could be vetted thoroughly through open communication without risk of disclosure of the identifying information. In 2014, the Legislature expanded the scope of cases reviewed by the committees to include all deaths reported to the child abuse hotline, regardless of whether the deaths were the result of verified abuse or neglect, and this act expands the public records exemption accordingly. If the identifying information related to these reports were to be disclosed, it could result in emotional or reputational harm to the family and caregivers and an unnecessary invasion of their privacy and the privacy of the deceased child. In addition, the committees must be able to maintain the otherwise confidential and exempt status of records that are provided to them to ensure continued access to such records and the opportunity for a thorough and open review of cases. Therefore, the Legislature finds that the harm that may result from the release of such information through a public records request or a public meeting substantially outweighs any minimal public benefit that may be derived from its disclosure.

And the title is amended as follows:

Delete line 15 and insert: of such a deceased child; reenacting the public meeting exemption to incorporate changes made by the act to the public records exemption; authorizing release of such

Pursuant to Rule 4.19, **SB 7032** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

SB 7016—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 390.01116, F.S., relating to an exemption from public record requirements for certain information that could identify a minor petitioning a court to waive parental notice requirements before terminating a pregnancy; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7016** was placed on the calendar of Bills on Third Reading.

REPORTS OF COMMITTEES

The Committee on Fiscal Policy recommends the following pass: SB 520; CS for CS for SB 600; SB 676; CS for SB 842; SB 956

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 744

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 838

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 860

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1084

The bill with committee substitute attached was referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1474

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 914

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 1302; SB 1548

The bills with committee substitute attached contained in the foregoing reports were referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 344

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 648

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1306

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

The Committee on Regulated Industries recommends a committee substitute for the following: SB 636

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1224

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 912

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

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 872

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 252

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1250

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

The Committee on Judiciary recommends a committee substitute for the following: CS for CS for SB 222

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Education recommends the following pass: SB 518; CS for SB 574; SB 622; SB 874; CS for SB 880; SB 1020; SB 1116; SB 7046

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 612; CS for SB 836; CS for SB 1136

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 210; CS for SB 382; CS for SB 758; CS for SB 940

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 228; CS for SB 256

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

Appropriations Subcommittee on Education recommends the following pass: SB 530; SB 954; SB 1262

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 338; CS for SB 726

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 640; CS for SB 792; CS for SB 904; SB 996

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for CS for SB 112; CS for SB 1024; CS for SB 1216

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

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 240

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Children, Families, and Elder Affairs recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Secretary of Elderly Affairs

Appointee: Verghese, Samuel P.

*For Term
Ending*

Pleasure of
Governor

The Committee on Transportation recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Tampa-Hillsborough County Expressway Authority

Appointee: Garcia, John C.

*For Term
Ending*

07/01/2018

The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Resolutions 1622-1624—Not introduced.

By Senator Brandes—

SB 1626—A bill to be entitled An act relating to public records; creating s. 408.0641, F.S.; creating an exemption from public records for identifying information in compassionate and palliative care plans filed with the Clearinghouse for Compassionate and Palliative Care Plans; authorizing the disclosure of certain information to certain entities and individuals; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

SB 7074—Not used.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 7076—A bill to be entitled An act relating to military and veteran support; amending s. 288.980, F.S.; removing the requirement that an applicant to the Defense Infrastructure Grant Program provide matching funds of a certain amount; amending s. 292.10, F.S.; revising the categories of veterans eligible to receive assistance from local governing bodies; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to waive initial professional licensing fees for a veteran who has received a general discharge under honorable conditions; requiring the Department of Veterans' Affairs to create, in consultation with the Department of Agriculture and Consumer Services, a section in the Florida Veterans' Benefits Guide on agricultural farming opportunities for veterans; prescribing requirements; requiring the Department of Highway Safety and Motor Vehicles and the Department of Military Affairs to create a pilot program for commercial driver license testing for qualified members of the Florida National Guard by a specified date; requiring that such testing be conducted at certain locations; providing for funding; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on General Government; and Fiscal Policy.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Judiciary; Communications, Energy, and Public Utilities; and Commerce and Tourism; and Senator Hukill—

CS for CS for CS for SB 222—A bill to be entitled An act relating to electronic commerce; providing a directive to the Division of Law Revision and Information; creating the “Computer Abuse and Data Recovery Act”; creating s. 668.801, F.S.; providing a statement of purpose; creating s. 668.802, F.S.; defining terms; creating s. 668.803, F.S.; prohibiting a person from intentionally committing specified acts without authorization with respect to a protected computer; providing penalties for a violation; creating s. 668.804, F.S.; specifying remedies for civil actions brought by persons affected by a violation; providing that specified criminal judgments or decrees against a defendant act as estoppel as to certain matters in specified civil actions; providing that specified civil actions must be filed within certain periods of time; creating s. 668.805, F.S.; providing that the act does not prohibit specified activity by certain state, federal, and foreign law enforcement agencies, regulatory agencies, and political subdivisions; providing that the act does not impose liability on specified providers in certain circumstances; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Smith—

CS for CS for SB 252—A bill to be entitled An act relating to insurance; amending s. 624.425, F.S.; providing that the absence of a countersignature does not affect the validity of a policy or contract of insurance; amending s. 626.916, F.S.; revising the required conditions for the export of insurance coverage to delete a provision specifying how reasonableness shall be assessed under certain circumstances; amending s. 626.931, F.S.; deleting provisions that require surplus lines agents to file a quarterly affidavit with the Florida Surplus Lines Office; amending s. 627.971, F.S.; providing that the term “financial guaranty insurance” does not include guarantees of higher education loans unless written by a financial guaranty insurance corporation; amending ss. 626.932, 626.935, and 626.936, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Sobel—

CS for SB 344—A bill to be entitled An act relating to mental health education; requiring the Department of Education to provide public school districts with information to maximize grants for mental health education, awareness, and training; requiring the department to post such information on its website and to provide annual electronic notification of such grants to school districts; providing an effective date.

By the Committee on Regulated Industries; and Senator Latvala—

CS for SB 636—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising the definition of the term “licensed audit firm”; amending s. 473.309, F.S.; revising practice requirements for partnerships, corporations, and limited liability companies; amending s. 473.3101, F.S.; revising provisions relating to the licensure of firms and public accounting firms; amending s. 473.316, F.S.; revising the definition of the term “quality review” to include a peer review; amending ss. 473.3125 and 473.322, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 648—A bill to be entitled An act relating to the land application of septage; amending s. 381.0065, F.S.; removing the future prohibition against the land application of septage from onsite treatment and disposal systems; requiring land application to be subject to certain requirements; requiring the Department of Health to adopt rules; providing an effective date.

By the Committees on Banking and Insurance; and Regulated Industries; and Senator Richter—

CS for CS for SB 744—A bill to be entitled An act relating to property insurance appraisal umpires and property insurance appraisers; creating part XVII of chapter 468, F.S., relating to property insurance appraisal umpires; creating the property insurance appraisal umpire licensing program within the Department of Business and Professional Regulation; providing legislative findings; providing applicability; requiring a person acting as a property insurance appraisal umpire on or after a certain date to be licensed under the act; authorizing the department to adopt rules; providing definitions; authorizing the department to establish fees; providing licensing application requirements; providing authority and procedures regarding submission and processing of fingerprints; providing examination requirements; specifying exemptions from such requirements; providing application requirements for licensure as a property insurance appraisal umpire; providing licensure renewal requirements; authorizing the department to adopt rules; providing continuing education requirements; providing requirements for the inactivation of a license by a licensee; providing requirements for renewing an inactive license; establishing license reactivation fees; providing for certification of partnerships and corporations offering property insurance appraisal umpire services; providing grounds for compulsory refusal, suspension, or revocation of an umpire’s license; providing grounds for discretionary denial, suspension, or revocation of an umpire’s license; providing ethical standards for property insurance appraisal umpires; creating part XVIII of chapter 468, F.S., relating to property insurance appraisers; creating the property insurance appraiser licensing program within the Department of Business and Professional Regulation; providing legislative findings; providing applicability; requiring a person acting as a property insurance appraiser on or after a certain date to be licensed under the act; authorizing the department to adopt rules; providing definitions; authorizing the department to establish fees; limiting fee amounts; providing licensing application requirements; providing authority and procedures regarding submission and processing of fingerprints; providing examination requirements; specifying exemptions from such requirements; providing application requirements for licensure as a property insurance appraiser; providing licensure renewal requirements; authorizing the department to adopt rules; providing continuing education requirements; providing requirements for the inactivation of a license by a licensee; providing requirements for renewing an inactive license; establishing license reactivation fees; providing for certification of partnerships and corporations offering property insurance appraiser services; providing grounds for compulsory refusal, suspension, or revocation of an appraiser’s license; providing grounds for discretionary denial, suspension, or revocation of an appraiser’s license; providing ethical standards; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Judiciary; and Senator Bradley—

CS for CS for SB 838—A bill to be entitled An act relating to justices and judges; amending s. 121.021, F.S.; revising the applicability of the term “termination”; amending s. 121.091, F.S.; providing that a retired justice or retired judge is not subject to certain restrictions on employment after retirement otherwise applicable to retired employees; requiring the State Board of Administration and the Department of Management Services to request a determination letter and private letter ruling from the Internal Revenue Service; adjusting employer contribution rates in order to fund changes made by the act; providing a directive to the Division of Law Revision and Information; providing findings of an important state interest; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senator Garcia—

CS for CS for SB 860—A bill to be entitled An act relating to pharmacy; creating s. 465.1862, F.S.; defining terms; requiring a pharmacy in a contract between a pharmacy benefit manager and the pharmacy to have the right to obtain from the manager a list of sources used to determine maximum allowable cost pricing; requiring a pharmacy benefit manager to periodically update maximum allowable cost pricing information and to provide a means for pharmacies to review such information within a specified time; requiring a pharmacy benefit manager to maintain a procedure to eliminate certain products from the list

of products subject to maximum allowable cost pricing; specifying requirements for a pharmacy benefit manager to place a prescription drug on a list of products; requiring contracts between a pharmacy benefit manager and a pharmacy to include a specified process for appeal; requiring a pharmacy benefit manager to make adjustments to the maximum allowable cost price within a specified period if an appeal is upheld; providing an effective date.

By the Committees on Banking and Insurance; and Judiciary; and Senator Hukill—

CS for CS for SB 872—A bill to be entitled An act relating to estates; amending s. 733.106, F.S.; authorizing the court, if costs and attorney fees are to be paid from the estate under specified sections of law, to direct payment from a certain part of the estate or, under specified circumstances, to direct payment from a trust; authorizing costs and fees to be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs and fees; authorizing a court to assess costs and fees without finding that the person engaged in specified wrongful acts; amending s. 733.212, F.S.; revising the required content for a notice of administration; revising provisions that require an interested person, who has been served a notice of administration, to file specified objections in an estate matter within 3 months after service of such notice; providing that the 3-month period may only be extended for certain estoppel; providing that objections that are not barred by the 3-month period must be filed no later than a specified date; deleting references to objections based upon the qualifications of a personal representative; amending s. 733.2123, F.S.; conforming provisions to changes made by the act; amending s. 733.3101, F.S.; requiring a personal representative to resign immediately if he or she knows that he or she was not qualified to act at the time of appointment; requiring a personal representative who was qualified to act at such appointment to file a notice if no longer qualified; authorizing an interested person within a specified period to request the removal of a personal representative who files such notice; providing that a personal representative is liable for costs and attorney fees incurred in a removal proceeding if he or she is removed and should have known of the facts supporting the removal; defining the term "qualified"; amending s. 733.504, F.S.; requiring a personal representative to be removed and the letters of administration revoked if he or she was not qualified to act at the time of appointment; amending s. 733.617, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a personal representative if the attorney prepared or supervised execution of the will unless the attorney or person is related to the testator or the testator acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying when a person is "related" to another individual; specifying when an attorney or person related to the attorney is deemed to be nominated as personal representative; providing that the provisions do not limit an interested person's rights or remedies at law or equity except for compensation payable to a personal representative; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a personal representative from serving or affect the validity of a will; providing a form for the written acknowledgment; providing applicability; amending s. 733.817, F.S.; defining and redefining terms; deleting a provision that exempts an interest in protected homestead from the apportionment of taxes; providing for the payment of taxes on protected homestead family allowance and exempt property by certain other property to the extent such other property is sufficient; revising the allocation of taxes; revising the apportionment of the net tax attributable to specified interests; authorizing a court to assess liability in an equitable manner under certain circumstances; providing that a governing instrument may not direct that taxes be paid from property other than property passing under the governing instrument, except under specified conditions; requiring that direction in a governing instrument be express to apportion taxes under certain circumstances; requiring that the right of recovery provided in the Internal Revenue Code for certain taxes be expressly waived in the decedent's will or revocable trust with certain specificity; specifying the property upon which certain tax is imposed for allocation and apportionment of certain tax; providing that a general statement in the decedent's will or revocable trust waiving all rights of reimbursement or recovery under the Internal Revenue Code is not an express waiver of certain rights of recovery; requiring direction to specifically reference the

generation-skipping transfer tax imposed by the Internal Revenue Code to direct its apportionment; authorizing, under certain circumstances, the decedent to direct by will the amount of net tax attributable to property over which the decedent held a general power of appointment under certain circumstances; providing that an express direction in a revocable trust is deemed to be a direction contained in the decedent's will as well as the revocable trust under certain circumstances; providing that an express direction in the decedent's will to pay tax from the decedent's revocable trust by specific reference to the revocable trust is effective unless a contrary express direction is contained in the revocable trust; revising the resolution of conflicting directions in governing instruments with regard to payment of taxes; providing that the later express direction in the will or other governing instrument controls; providing that the date of an amendment to a will or other governing instrument is the date of the will or trust for conflict resolution only if the codicil or amendment contains an express tax apportionment provision or an express modification of the tax apportionment provision; providing that a will is deemed executed after another governing instrument if the decedent's will and another governing instrument were executed on the same date; providing that an earlier conflicting governing instrument controls as to any tax remaining unpaid after the application of the later conflicting governing instrument; providing that a grant of permission or authority in a governing instrument to request payment of tax from property passing under another governing instrument is not a direction apportioning the tax to the property passing under the other governing instrument; providing a grant of permission or authority in a governing instrument to pay tax attributable to property not passing under the governing instrument is not a direction apportioning the tax to property passing under the governing instrument; providing application; prohibiting the requiring of a personal representative or fiduciary to transfer to a recipient property that may be used for payment of taxes; amending s. 736.0708, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a trustee if the attorney prepared or supervised execution of the trust instrument unless the attorney or person is related to the settlor or the settlor acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying when a person is "related" to another individual; specifying when an attorney or person related to the attorney is deemed to be appointed as trustee; providing that the provisions do not limit an interested person's rights or remedies at law or equity except for compensation payable to a trustee; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a trustee from serving or affect the validity of a trust instrument; providing a form for the written acknowledgment; providing applicability; amending s. 736.1005, F.S.; authorizing the court, if attorney fees are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that fees may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such fees; providing that a court may assess fees without finding that a person engaged specified wrongful acts; amending s. 736.1006, F.S.; authorizing the court, if costs are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that costs may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs; providing that specified provisions of the act are remedial and intended to clarify existing law; providing for retroactive and prospective application of specified portions of the act; providing effective dates.

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

CS for SB 912—A bill to be entitled An act relating to recycled and recovered materials; amending s. 403.727, F.S.; exempting a person who sells, transfers, or arranges for the transfer of recycled and recovered materials from liability for hazardous substances released or threatened to be released from the receiving facility or site under certain circumstances; defining the term "recycled and recovered materials"; providing retroactive application under certain circumstances; providing an effective date.

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

CS for SB 914—A bill to be entitled An act relating to intrastate crowdfunding; amending s. 517.021, F.S.; conforming a cross-reference; defining the term “intermediary” for purposes of the Florida Securities and Investor Protection Act; amending s. 517.061, F.S.; exempting offers or sales of securities by certain issuers and intermediaries from registration requirements; creating s. 517.0611, F.S.; providing a short title; exempting the intrastate offering and sale of certain securities from certain regulatory requirements; providing applicability; providing registration and reporting requirements for issuers and intermediaries offering such securities; requiring the issuer to provide to the office a copy of a specified escrow agreement; limiting the aggregate amount of sales of such securities within a specified period; limiting the aggregate amount of sales to specified investors; requiring an issuer to produce and distribute an annual report to investors; requiring a notice-filing to be suspended under certain circumstances; specifying that fees collected become revenue of the state; requiring a qualified third party to hold certain funds in escrow; amending s. 517.12, F.S.; providing registration requirements for an intermediary; conforming a cross-reference; amending s. 517.121, F.S.; requiring an intermediary to comply with specified recordkeeping requirements; amending s. 517.161, F.S.; including an intermediary in the disciplinary provisions; amending s. 626.9911, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Judiciary; and Senator Brandes—

CS for SB 1084—A bill to be entitled An act relating to patent infringement; creating part VII of ch. 501, F.S., entitled the “Patent Troll Prevention Act”; creating s. 501.991, F.S.; providing legislative intent; creating s. 501.992, F.S.; defining terms; creating s. 501.993, F.S.; prohibiting bad faith assertions of patent infringement from being made; providing factors that a court may consider when determining whether an allegation was or was not made in bad faith; creating s. 501.994, F.S.; authorizing a court to require a patent infringement plaintiff to post a bond under certain circumstances; limiting the bond amount; authorizing the court to waive the bond requirement in certain circumstances; creating s. 501.995, F.S.; authorizing private rights of action for violations of this part; authorizing the court to award certain relief to prevailing plaintiffs; creating s. 501.996, F.S.; requiring a bad faith assertion of patent infringement to be treated as an unfair or deceptive trade practice; creating s. 501.997, F.S.; providing exemptions; providing an effective date.

By the Committee on Judiciary; and Senator Joyner—

CS for SB 1224—A bill to be entitled An act relating to health care representatives; amending s. 743.0645, F.S.; conforming provisions to changes made by the act; amending s. 765.101, F.S.; defining terms for purposes of provisions relating to health care advanced directives; revising definitions to conform to changes made by the act; amending s. 765.102, F.S.; revising legislative intent to include reference to surrogate authority that is not dependent on a determination of incapacity; amending s. 765.104, F.S.; conforming provisions to changes made by the act; amending s. 765.105, F.S.; conforming provisions to changes made by the act; providing an exception for a patient who has designated a surrogate to make health care decisions and receive health information without a determination of incapacity being required; amending ss. 765.1103 and 765.1105, F.S.; conforming provisions to changes made by the act; amending s. 765.202, F.S.; revising provisions relating to the designation of health care surrogates; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate; creating s. 765.2035, F.S.; providing for the designation of health care surrogates for minors; providing for designation of an alternate surrogate; providing for decisionmaking if neither the designated surrogate nor the designated alternate surrogate is willing, able, or reasonably available to make health care decisions for the minor on behalf of the minor's principal; authorizing designation of a separate surrogate to consent to mental health treatment for a minor; providing that the health care surrogate authorized to make health care decisions for a minor is also the minor's principal's choice to make decisions regarding mental health treatment for the minor unless provided otherwise; providing that a written designation of a health care surrogate establishes a rebuttable presumption of clear and convincing evidence of the minor's principal's designation of the surrogate; creating s. 765.2038, F.S.; providing a suggested form for the designation of a health care surrogate for

a minor; amending s. 765.204, F.S.; conforming provisions to changes made by the act; providing for notification of incapacity of a principal; amending s. 765.205, F.S.; conforming provisions to changes made by the act; amending ss. 765.302, 765.303, 765.304, 765.306, 765.404, and 765.516, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 1250—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.311, F.S.; authorizing a joint underwriting plan and the Florida Automobile Joint Underwriting Association to cancel certain insurance policies within a specified period under certain circumstances; prohibiting an insured from canceling certain insurance policies within a specified period; providing exceptions; amending s. 627.727, F.S.; authorizing insurers to electronically provide a form to reject, or to select lower coverage amounts of, uninsured motorist vehicle coverage to a named insured; authorizing the named insured to sign the form electronically; amending s. 627.736, F.S.; revising the period during which the applicable fee schedule or payment limitation under Medicare applies with respect to certain personal injury protection insurance coverage; defining the term “service year”; deleting an obsolete date; amending s. 627.744, F.S.; revising the exemption from the preinsurance inspection requirements for private passenger motor vehicles to include certain leased vehicles; revising the list of documents that an insurer may require for purposes of the exemption; prohibiting the physical damage coverage on a motor vehicle from being suspended during the term of a policy due to the insurer's option not to require certain documents; authorizing a payment of a claim to be conditioned if the insurer requires a document under certain circumstances; providing an effective date.

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

CS for SB 1302—A bill to be entitled An act relating to contaminated sites; amending s. 376.301, F.S.; defining the terms “background concentration” and “long-term natural attenuation”; amending s. 376.30701, F.S.; requiring the Department of Environmental Protection to include protocols for the use of long-term natural attenuation where site conditions warrant; requiring specified interactive effects of contaminants to be considered as cleanup criteria; revising how cleanup target levels are applied where surface waters are exposed to contaminated groundwater; authorizing the use of relevant data and information when assessing cleanup target levels; providing that institutional controls are not required under certain circumstances if using alternative cleanup target levels; amending s. 376.79, F.S.; defining the terms “background concentration” and “long-term natural attenuation”; amending s. 376.81, F.S.; adding further criteria to brownfield site and brownfield areas contamination cleanup criteria; amending ss. 196.1995 and 288.1175, F.S.; conforming cross-references; providing an effective date.

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

CS for SB 1306—A bill to be entitled An act relating to insurance fraud; repealing s. 400.993, F.S., relating to criminal penalties applicable to unlicensed health care clinics and the reporting of unlicensed health care clinics; amending s. 400.9935, F.S.; revising provisions related to unlawful, noncompensable, and unenforceable health care clinic charges or reimbursement claims; revising and providing criminal penalties for making unlawful charges, operating or failing to report an unlicensed clinic, filing false or misleading information related to a clinic license application, and other violations; defining the term “convicted”; amending s. 626.9894, F.S.; conforming provisions to changes made by the act; repealing s. 626.9895, F.S., relating to the establishment of a motor vehicle insurance fraud direct-support organization; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Legg—

CS for SB 1474—A bill to be entitled An act relating to district school boards; amending s. 1001.41, F.S.; requiring district school boards to

adopt a strategic plan; amending s. 1001.42, F.S.; revising provisions relating to standards of ethical conduct to apply to administrative personnel and school officers; requiring a school to monitor and evaluate its instructional practices and intervention strategies relating to the early warning system; amending s. 1001.43, F.S.; authorizing district school boards to adopt a standard student attire policy; establishing criteria for and the purpose of the policy; providing immunity from civil liability for district school boards that implement a standard student attire policy under certain conditions; providing an effective date.

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

CS for SB 1548—A bill to be entitled An act relating to vessel safety; amending s. 327.02, F.S.; defining the terms “developed waterfront property” and “safe harbor”; creating s. 327.4107, F.S.; specifying how vessels may be anchored or moored outside public mooring fields on the waters of this state; providing a noncriminal infraction; providing an exception for counties or municipalities participating in the anchoring and mooring pilot program; amending s. 327.73, F.S.; specifying the noncriminal infraction for violations of s. 327.4107, F.S.; amending s. 327.391, F.S.; conforming a cross-reference; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Criminal Justice; and Senator Hukill—

CS for SB 282—A bill to be entitled An act relating to tracking devices or tracking applications; creating s. 934.425, F.S.; defining terms; prohibiting the installation of a tracking device or tracking application without a person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions to the prohibition on installation of tracking devices or tracking applications; providing criminal penalties; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

By the Committee on Health Policy; and Senator Grimsley—

CS for SB 532—A bill to be entitled An act relating to the ordering of medication; amending s. 212.08, F.S.; providing that an order for administration is included in the medical exemption from sales tax; revising the term “prescription” to exclude an order for administration; amending ss. 458.347 and 459.022, F.S.; revising the authority of a licensed physician assistant to order medication under the direction of a supervisory physician for a specified patient; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to order medication for administration to a specified patient; amending s. 465.003, F.S.; revising the term “prescription” to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.02, F.S.; revising the term “administer” to include the term “administration”; revising the term “prescription” to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.04, F.S.; conforming provisions to changes made by act; amending s. 893.05, F.S.; authorizing a licensed practitioner to authorize a licensed physician assistant or advanced registered nurse practitioner to order controlled substances for a specified patient under certain circumstances; reenacting ss. 400.462(26), 401.445(1), 409.906(18), and 766.103(3), F.S., to incorporate the amendments made to ss. 458.347 and 459.022, F.S., in references thereto; reenacting ss. 401.445(1) and 766.103(3), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 409.9201(1)(a), 458.331(1)(pp), 459.015(1)(rr), 465.014(1), 465.015(2)(c), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 465.1901, 499.003(43), and 831.30(1), F.S., to incorporate the amendment made to s. 465.003, F.S., in references thereto; reenacting ss. 112.0455(5)(i), 381.986(7)(b), 440.102(1)(l), 458.331(1)(pp), 459.015(1)(rr), 465.015(3), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 499.0121(14), 768.36(1)(b), 810.02(3)(f), 812.014(2)(c), 856.015(1)(c), 944.47(1)(a), 951.22(1), 985.711(1)(a), 1003.57(1)(i), and 1006.09(8), F.S., to incorporate the amendment made to s. 893.02, F.S., in references thereto; reenacting s.

893.0551(3)(e), F.S., to incorporate the amendment made to s. 893.04, F.S., in a reference thereto; reenacting s. 893.0551(3)(d), F.S., to incorporate the amendment made to s. 893.05, F.S., in a reference thereto; providing an effective date.

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

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

CS for SB 564—A bill to be entitled An act relating to trade secrets; amending s. 812.081, F.S.; including financial information in provisions prohibiting the theft, embezzlement, or unlawful copying of trade secrets; providing criminal penalties; providing an effective date.

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

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

CS for SB 648—A bill to be entitled An act relating to the land application of septage; amending s. 381.0065, F.S.; removing the future prohibition against the land application of septage from onsite treatment and disposal systems; requiring land application to be subject to certain requirements; requiring the Department of Health to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; and Fiscal Policy.

By the Committee on Finance and Tax; and Senator Flores—

CS for SB 722—A bill to be entitled An act relating to aviation; amending s. 206.9825, F.S.; revising the tax rate of the excise tax on certain aviation fuels; revising the criteria to receive an excise tax exemption for certain aviation fuel delivered by licensed wholesalers or terminal suppliers; deleting obsolete language; requiring the Department of Economic Opportunity to conduct a study on specified issues relating to intrastate commercial air service and flight training and education; requiring the department to submit a report on the study to the Governor and the Legislature by a specified date; providing effective dates.

—was referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By the Committee on Health Policy; and Senator Sobel—

CS for SB 926—A bill to be entitled An act relating to the Calder Sloan Swimming Pool Electrical-Safety Task Force; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; providing for membership; requiring members of the task force to elect the chair; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; authorizing the reimbursement of task force members for certain expenses; requiring a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; providing for future repeal of the task force; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Criminal Justice; and Senator Soto—

CS for SB 1316—A bill to be entitled An act relating to public records; amending s. 985.04, F.S.; specifying that certain confidential information obtained under ch. 985, F.S., relating to juvenile justice, is exempt from public records requirements; providing applicability; revising applicability of public records requirements with respect to the arrest re-

cords of certain juvenile offenders; providing for future review and repeal of such applicability provisions; amending s. 943.053, F.S.; providing an exemption from public records requirements for juvenile information compiled by the Criminal Justice Information Program from intrastate sources; providing exceptions; providing for future review and repeal of the exemption; providing for release by the Department of Law Enforcement of the criminal history information of a juvenile which has been deemed confidential and exempt under certain circumstances; amending ss. 496.4101 and 943.056, F.S.; conforming provisions to changes made by the act; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

By the Committees on Finance and Tax; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 7052—A bill to be entitled An act relating to an ad valorem tax exemption for deployed servicemembers; amending s. 196.173, F.S.; expanding the military operations that qualify a servicemember deployed in support of such an operation in the previous calendar year for an additional ad valorem tax exemption; providing an extended deadline and specifying procedures for filing an application for such tax exemption for a qualifying deployment during the 2014 calendar year; providing procedures to appeal a denial by a property appraiser of an application for such tax exemption; providing for retroactive applicability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 576 by the required Constitutional three-fifths vote of the membership, with 1 amendment. Having refused to pass SB 576 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 578 by the required Constitutional three-fifths vote of the membership, with 1 amendment. Having refused to pass SB 578 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 580 by the required Constitutional three-fifths vote of the membership, with 1 amendment. Having refused to pass SB 580 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 582 by the required Constitutional three-fifths vote of the membership, with 1 amendment. Having refused to pass SB 582 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed CS/SB 584, with 1 amendment. Having refused to pass CS/SB 584 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 2500, with 1 amendment. Having refused to pass SB 2500 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 2502, with 1 amendment. Having refused to pass SB 2502 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 2504, with 1 amendment. Having refused to pass SB 2504 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 2510, with 1 amendment. Having refused to pass SB 2510 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 2512, with 1 amendment. Having refused to pass SB 2512 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 2514, with 1 amendment. Having refused to pass SB 2514 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 7038, with 1 amendment. Having refused to pass SB 7038 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House has passed SB 7054, with 1 amendment. Having refused to pass SB 7054 as passed by the Senate, the House accedes to the request for conference.

Bob Ward, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 1 was corrected and approved.

CO-INTRODUCERS

Senators Gibson—CS for SB 240, SB 1046; Margolis—CS for SB 972

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 4:33 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Wednesday, April 8 or upon call of the President.



Journal of the Senate

Number 9—Regular Session

Tuesday, April 7, 2015

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REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: CS for SB 632

The Committee on Criminal Justice recommends the following pass: CS for SB 1306

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

The Committee on Criminal Justice recommends the following pass: SB 1482

The bill was referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Banking and Insurance recommends the following pass: CS for SB 418

The Committee on Finance and Tax recommends the following pass: SB 572; SB 752; SB 780

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

The Committee on Rules recommends the following pass: CS for SB 378; CS for SB 466; SB 562; CS for SB 1146

The bills were placed on the Calendar.

The Committee on Transportation recommends a committee substitute for the following: CS for SB 896

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1260

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

The Committee on Transportation recommends a committee substitute for the following: SB 388

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

The Committee on Fiscal Policy recommends a committee substitute for the following: CS for SB 102

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 7068

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 186; CS for CS for SB 220; CS for SB 608; SB 960; SB 1140; SB 1220; SB 7002

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 248; CS for CS for SB 554; CS for SB 856; CS for CS for SB 1094; CS for SB 1446; CS for SB 7040

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

The Special Master on Claim Bills recommends the following not pass: SB 64

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 684; CS for SB 746

The bills were referred to the Committee on Fiscal Policy under the original reference.

Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 318; SB 1016; SB 1362

Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 1552

Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 618; CS for SB 680; SB 1148; CS for SB 1444

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 484; SB 1046; CS for SB 1072

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

Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 118

Appropriations Subcommittee on General Government recommends committee substitutes for the following: SB 876; CS for SB 1134; CS for SB 1222; CS for SB 1304

Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 1052

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 988

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

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 1048

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Criminal Justice recommends that the Senate confirm the following appointment made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Corrections	
Appointee: Jones, Julie	Pleasure of Governor

The Committee on Higher Education recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida A & M University	
Appointee: Boyce, Lucas Daniel	01/06/2018
Board of Trustees, Florida Atlantic University	
Appointee: Rubin, Robert	01/06/2020
Board of Trustees, Florida Gulf Coast University	
Appointees: Price, Kevin J.	01/06/2020
Smith, Kenneth J.	01/06/2020
Board of Trustees, University of Florida	
Appointee: Patel, Rahul	01/06/2020
Board of Trustees, University of South Florida	
Appointee: Shinn, Byron E.	01/06/2020
Board of Trustees, University of West Florida	
Appointee: Bear, Lewis, Jr.	01/06/2020

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Fiscal Policy; and Judiciary; and Senators Hukill, Joyner, and Latvala—

CS for CS for SB 102—A bill to be entitled An act relating to digital assets; providing a directive to the Division of Law Revision and Information; creating s. 740.001, F.S.; providing a short title; creating s. 740.101, F.S.; defining terms; creating s. 740.201, F.S.; authorizing a personal representative to have access to specified digital assets of a decedent under certain circumstances; creating s. 740.301, F.S.; authorizing a guardian to have access to specified digital assets of a ward under certain circumstances; creating s. 740.401, F.S.; authorizing an agent to have access to specified digital assets of a principal under certain circumstances; creating s. 740.501, F.S.; authorizing a trustee to have access to specified digital assets held in trust under certain circumstances; creating s. 740.601, F.S.; providing the rights of a fiduciary relating to digital assets; providing that specified provisions in a terms of service agreement are unenforceable or void as against the public policy of this state under certain circumstances; creating s. 740.701, F.S.; providing requirements for compliance for a custodian, a personal representative, a guardian, an agent, a trustee, or another person that is entitled to receive and collect specified digital assets; providing for damages if a demand for the trust instrument is not made in good faith by a custodian; providing applicability; creating s. 740.801, F.S.; providing immunity for a custodian and its officers, employees, and agents for any action done in good faith and in compliance with ch. 740, F.S.; creating s. 740.901, F.S.; clarifying the relationship of ch. 740, F.S., to the Electronic Signatures in Global and National Commerce Act; creating s. 740.911, F.S.; providing applicability; providing an effective date.

By the Committees on Fiscal Policy; and Regulated Industries; and Senators Latvala, Gibson, and Clemens—

CS for CS for SB 186—A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; revising the exception for the licensing of malt beverage manufacturers as vendors; providing restrictions on the sale of malt beverages; prohibiting the delivery of certain malt beverages; limiting the number of vendor's licenses that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation may issue to a manufacturer of malt beverages; amending s. 561.42, F.S.; authorizing malt beverage tastings upon certain licensed premises; creating s. 563.0614, F.S.; authorizing the sale of malt beverages packaged in individual containers of certain sizes if they are filled at the point of sale by certain licenseholders; requiring each container to be imprinted or labeled with certain information and have an unbroken seal or be incapable of being immediately consumed; providing penalties; providing an effective date.

By the Committees on Fiscal Policy; Governmental Oversight and Accountability; and Transportation; and Senator Simpson—

CS for CS for CS for SB 220—A bill to be entitled An act relating to the Commercial Motor Vehicle Review Board; amending s. 316.545, F.S.; deleting a provision authorizing any officer of the Florida Highway Patrol to require that a vehicle be driven to the nearest weigh station or public scales under certain circumstances; deleting a provision requiring the officer to weigh the vehicle at fixed scales rather than by portable scales upon a request by the vehicle driver under certain circumstances; authorizing a driver to request to proceed to the nearest fixed scale at an official weigh station or a certified public scale when he or she is issued a citation for exceeding weight limits; requiring the officer issuing the citation to escort the driver and attend the reweighing; voiding the citation if the vehicle or combination of vehicles is found to be in compliance with certain weight requirements; revising the membership of the board; providing for appointment of additional members by the Governor and the Commissioner of Agriculture; providing for terms of the additional members providing qualifications for such members; providing for removal of members by the Governor under certain circumstances; providing for action by a quorum of the board; requiring the Department of Transportation to provide space and video conference capability at each district office to enable a person requesting a hearing

to appear remotely before the board; requiring that the additional appointments be made by a specified date; providing effective dates.

By the Committees on Rules; Governmental Oversight and Accountability; and Criminal Justice; and Senators Smith and Thompson—

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.; defining the terms “body camera,” “law enforcement officer,” and “personal representative”; providing that a body camera recording is confidential and exempt from public records requirements under certain circumstances; providing exceptions; requiring a law enforcement agency to retain body camera recordings for at least a specified period; 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 Transportation; and Senators Montford and Gaetz—

CS for SB 388—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committees on Rules; Judiciary; and Commerce and Tourism; and Senator Simmons—

CS for CS for CS for SB 554—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company's articles of organization which limits a person's authority to transfer real property held in the company's name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate; clarifying that an operating agreement is prohibited from providing indemnification for a member or manager in certain circumstances; authorizing an operating agreement to alter or eliminate any other fiduciary duty; amending s. 605.0111, F.S.; providing that the duties of the member, manager, or another person may be restricted, expanded, or eliminated in certain circumstances; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.04091, F.S.; providing that the duty of loyalty includes, but is not limited to, specified actions; revising the duty of care in the conduct or winding up of the company's activities and affairs; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0715, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after administrative dissolution; amending s. 605.0909, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after revocation of certificate of authority; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; repealing chapter 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.11101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, 605.0717, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

By the Committees on Fiscal Policy; and Regulated Industries; and Senator Stargel—

CS for CS for SB 608—A bill to be entitled An act relating to real estate brokers and appraisers; amending s. 475.15, F.S.; requiring the Florida Real Estate Commission to adopt certain rules pertaining to broker registration on a temporary, emergency basis; amending s. 475.17, F.S.; clarifying education requirements that apply for post-licensure and initial real estate licensure; amending s. 475.183, F.S.; authorizing the commission to reinstate the license of an individual in certain circumstances; amending s. 475.611, F.S.; revising the supervision requirements for registered trainee appraisers; amending s. 475.612, F.S.; revising the supervision requirements for select graduate students; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to collect annual fees set by and transmitted to the appraisal subcommittee; amending s. 475.629, F.S.; requiring an appraiser to prepare and retain a work file in certain circumstances; requiring an appraisal management company to prepare and retain an order file in certain circumstances; requiring the work file and the order file to be retained for a specified period; requiring the work file and the order file to contain certain data, information, and documentation; requiring appraisal management companies to retain certain items; deleting the prohibition against the inspection or copying of certain records by the department, which had been allowed only in connection with a pending investigation or complaint; amending s. 475.6295, F.S.; providing that duly authorized agents and employees of the department may inspect an appraisal management company at all reasonable hours; amending s. 475.631, F.S.; removing the board's authority to enter into written agreements with similar licensing or certification authorities; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Latvala—

CS for CS for SB 856—A bill to be entitled An act relating to vision care plans; amending ss. 627.6474, 636.035, and 641.315, F.S.; providing that a health insurer, a prepaid limited health service organization, and a health maintenance organization, respectively, may not require a licensed ophthalmologist or optometrist to join a network solely for the purpose of credentialing the licensee for another vision network; providing that such insurers and organizations are not prevented by the act from entering into a contract with another vision care plan; providing that such insurers and organizations may not restrict or limit a licensed ophthalmologist, optometrist, or optician to specific suppliers of materials or optical laboratories; providing that such insurers and organizations are not restricted or limited by the act in determining certain amounts of coverage or reimbursement; requiring such insurers' and organizations' online vision care network provider directories to be updated monthly; providing that a violation of certain prohibitions in the act constitutes a specified unfair insurance trade practice; providing an effective date.

By the Committees on Transportation; and Community Affairs; and Senator Brandes—

CS for CS for SB 896—A bill to be entitled An act relating to the location of utilities; amending s. 125.42, F.S.; authorizing the board of county commissioners to grant a license to work on or operate specified communications services within the right-of-way limits of certain county or public highways or roads; conforming a cross-reference; amending s. 337.401, F.S.; authorizing the Department of Transportation and certain local governmental entities to prescribe and enforce rules or regulations regarding placing and maintaining specified structures within the right-of-way limits of roads or publicly owned rail corridors under their respective jurisdictions; prohibiting a municipality or county from requiring a utility to provide proprietary maps of facilities under certain circumstances; prohibiting a municipality or county from requiring a provider of communications services to provide proprietary maps of facilities under certain circumstances; amending s. 337.403, F.S.; requiring a utility owner, under certain circumstances, to initiate at its own expense the work necessary to alleviate an interference to a public road, including directly associated drainage, or publicly owned rail corridor which is caused by the utility if the utility is placed within the right-of-way limits of the public road or publicly owned rail corridor; conforming a cross-reference; requiring an authority or an entity other than the authority to bear the costs of relocating a utility in certain circum-

stances; providing applicability; requiring the authority to bear the cost of the utility work necessary to eliminate an unreasonable interference if the utility is lawfully located within a certain utility easement; providing legislative findings; providing an effective date.

By the Committee on Fiscal Policy; and Senator Lee—

CS for SB 960—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531, F.S.; providing that the initial award period and the renewal period for students who are unable to accept an initial award immediately after completion of high school due to a full-time religious or service obligation begin upon the completion of the religious or service obligation; specifying requirements for an entity that is sponsoring the obligation; requiring verification from the entity for which the student completed such obligation; revising eligibility requirements for the Florida Bright Futures Scholarship Program; deleting obsolete provisions; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service work performed except in certain circumstances; requiring the hours of volunteer service work to be documented in writing and signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work; providing an effective date.

By the Committees on Rules; Community Affairs; and Banking and Insurance; and Senator Brandes—

CS for CS for CS for SB 1094—A bill to be entitled An act relating to the peril of flood; amending s. 163.3178, F.S.; specifying requirements for the coastal management element required for a local government comprehensive plan; creating s. 472.0366, F.S.; defining terms; requiring a surveyor and mapper to complete an elevation certificate in accordance with a checklist developed by the Division of Emergency Management and to submit a copy of the elevation certificate to the division within a certain time after its completion; authorizing the redaction of certain personal information from the copy; amending s. 627.715, F.S.; authorizing flexible flood insurance; specifying coverage requirements; deleting a provision that prohibits supplemental flood insurance from including excess coverage over any other insurance covering the peril of flood; revising the information that must be prominently noted on a certain page of a flood insurance policy; requiring the Office of Insurance Regulation to require an insurer to provide appropriate credit to affected insureds if the office determines that a rate of the insurer is excessive or unfairly discriminatory; revising the notice that must be provided to and acknowledged by an applicant for flood coverage from an authorized or surplus lines insurer if the applicant's property is receiving flood insurance under the National Flood Insurance Program; allowing an authorized insurer to request a certification from the office which indicates that a policy, contract, or endorsement issued by the insurer provides coverage for the peril of flood which equals or exceeds the flood coverage offered by the National Flood Insurance Program; specifying requirements for such certification; authorizing such insurer or its agent to reference or include the certification in specified advertising, communications, and documentation; providing that misrepresenting that a flood policy, contract, or endorsement is certified is an unfair or deceptive act; providing an effective date.

By the Committee on Fiscal Policy; and Senator Montford—

CS for SB 1140—A bill to be entitled An act relating to the Bright Futures Scholarship Program; amending s. 1009.531, F.S.; providing that the initial award and renewal periods for students who are unable to accept an initial award immediately after completion of high school due to a full-time religious or service obligation begin upon the completion of the religious or service obligation; specifying requirements for an entity that is sponsoring the obligation; requiring verification from the entity for which the student completed such obligation; providing an effective date.

By the Committee on Fiscal Policy; and Senators Grimsley, Evers, and Soto—

CS for SB 1220—A bill to be entitled An act relating to the Cattle Market Development Act; amending s. 570.83, F.S.; renaming the Beef Market Development Act as the Cattle Market Development Act; renaming the Florida Beef Council, Inc., as the Florida Cattle Enhancement Board, Inc.; conforming intent and definitions; removing a provision that deems a cow and nursing calf sold together as one unit; removing provisions providing for a \$1 per head assessment and referendum; providing for the Commissioner of Agriculture to appoint a voting member rather than an ex officio, nonvoting member to the governing board of the Cattle Enhancement Board; providing for staggered terms of governing board members; providing for initial and subsequent appointment of governing board members; removing provisions requiring the board to maintain frequent communication with officers and industry representatives at the state and national levels; revising the authority of the board; revising the date of the scheduled repeal of the act; making technical changes; providing an effective date.

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

CS for SB 1260—A bill to be entitled An act relating to Florida Centers for Independent Living; amending s. 413.208, F.S.; providing that certain volunteers for centers for independent living do not have to undergo background screening; amending s. 413.402, F.S.; requiring that a specified agreement be maintained; renaming the James Patrick Memorial Work Incentive Personal Attendant Services Program as the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program; expanding the scope of, and support and services provided by, the program; defining a term; revising eligibility requirements; requiring the association, in consultation with the advisory group, to adopt and revise certain policies and procedures; replacing an existing oversight group with an advisory group; amending s. 413.4021, F.S.; revising the maximum amount of specified funds for each attorney which may be used to administer the personal attendant program and to contract with the state attorneys participating in the tax collection enforcement diversion program; amending s. 320.08068, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Rules; and Governmental Oversight and Accountability; and Senator Richter—

CS for CS for SB 1446—A bill to be entitled An act relating to public records; creating s. 570.077, F.S.; providing an exemption from public records requirements for criminal or civil intelligence or investigative information, or any other information, held by the Department of Agriculture and Consumer Services as part of an investigation with another state or federal regulatory, administrative, or criminal justice agency; providing exceptions to the public records exemption; providing applicability; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

CS for SB 7002—A bill to be entitled An act relating to workforce services; renaming Workforce Florida, Inc., as CareerSource Florida, Inc.; amending ss. 11.45, 20.60, 216.136, 218.077, 288.047, 288.0656, 288.1252, 288.901, 288.903, 295.22, 320.20, 331.3051, 331.369, 403.973, 409.1451, 413.405, 413.407, 414.045, 414.105, 414.106, 414.295, 414.55, 420.622, 443.091, 443.171, 443.181, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.008, 445.009, 445.011, 445.014, 445.016, 445.021, 445.022, 445.024, 445.026, 445.028, 445.030, 445.033, 445.035, 445.038, 445.045, 445.048, 445.051, 445.055, 446.41, 446.50, 1003.491, 1003.492, 1003.493, 1003.51, 1003.52, 1004.015, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; making technical changes; creating a task force on preparation for the state's implementation of the federal Workforce Innovation and Opportunity Act; providing membership and duties of the task force; requiring the task force to submit a report and recommendations for approval by CareerSource Florida, Inc.; requiring CareerSource Florida, Inc., to submit a specified state plan to

the United States Department of Labor; providing for abolishment of the task force; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Transportation—

CS for CS for SB 7040—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for e-mail addresses collected by the Department of Highway Safety and Motor Vehicles; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Appropriations—

CS for SB 7068—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.455, F.S.; revising the definition of “mental illness” to exclude dementia and traumatic brain injuries; amending s. 394.492, F.S.; redefining the terms “adolescent” and “child or adolescent at-risk of emotional disturbance”; creating s. 394.761, F.S.; requiring the Agency for Health Care Administration and the Department of Children and Families to develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care; establishing improved integration of behavioral health and primary care services through the development and effective implementation of coordinated care organizations as the primary goal of obtaining the additional funds; requiring the agency and the department to submit the written plan, which must include certain information, to the Legislature by a specified date; amending s. 394.875, F.S.; requiring that, by a specified date, the department, in consultation with the Agency for Health Care Administration, modify certain licensure rules and procedures; amending s. 394.9082, F.S.; revising Legislative findings and intent; redefining terms; requiring the managing entities, rather than the department, to develop and implement a plan with a certain purpose; requiring the regional network to offer access to certain services; requiring the plan to be developed in a certain manner; requiring the department to designate the regional network as a coordinated care organization after certain conditions are met; removing a provision providing legislative intent; requiring the department to contract with community-based managing entities for the development of specified objectives; removing duties of the department, the secretary of the department, and managing entities; removing a provision regarding the requirement of funding the managing entity’s contract through departmental funds; removing legislative intent; requiring that the department’s contract with each managing entity be performance based; providing for scaled penalties and liquidated damages if a managing entity fails to perform after a reasonable opportunity for corrective action; requiring the plan for the coordination and integration of certain services to be developed in a certain manner and to incorporate certain models; providing requirements for the department when entering into contracts with a managing entity; requiring the department to consider specified factors when considering a new contractor; revising the goals of the coordinated care organization; requiring a coordinated care organization to consist of a comprehensive provider network that includes specified elements; requiring that specified treatment providers be initially included in the provider network; providing for continued participation in the provider network; revising the network management and administrative functions of the managing entities; requiring that the managing entity support network providers in certain ways; authorizing the managing entity to prioritize certain populations when necessary; requiring that, by a certain date, a managing entity’s governing board consist of a certain number of members selected by the managing entity in a specified manner; providing requirements for the governing board; removing departmental responsibilities; removing a reporting requirement; authorizing, rather than requiring, the department to adopt rules; creating s. 397.402, F.S.; requiring that the department modify certain licensure rules and procedures by a certain date; requiring the department and the Agency for Health Care Administration to make certain recommendations to the Governor and the Legislature by a specified date; providing requirements for a provider; amending s. 409.967, F.S.; requiring that certain plans or contracts include specified requirements; amending s. 409.973, F.S.; requiring each

plan operating in the managed medical assistance program to work with the managing entity to establish specific organizational supports and service protocols; amending s. 409.975, F.S.; revising the categories from which the agency must determine which providers are essential Medicaid providers; repealing s. 394.4674, F.S., relating to a plan and report; repealing s. 394.4985, F.S., relating to districtwide information and referral network and implementation; repealing s. 394.657, F.S., relating to county planning councils or committees; repealing s. 394.745, F.S., relating to an annual report and compliance of providers under contract with the department; repealing s. 397.331, F.S., relating to definitions; repealing s. 397.333, F.S., relating to the Statewide Drug Policy Advisory Council; repealing s. 397.801, F.S., relating to substance abuse impairment coordination; repealing s. 397.811, F.S., relating to juvenile substance abuse impairment coordination; repealing s. 397.821, F.S., relating to juvenile substance abuse impairment prevention and early intervention councils; repealing s. 397.901, F.S., relating to prototype juvenile addictions receiving facilities; repealing s. 397.93, F.S., relating to children’s substance abuse services and target populations; repealing s. 397.94, F.S., relating to children’s substance abuse services and the information and referral network; repealing s. 397.951, F.S., relating to treatment and sanctions; repealing s. 397.97, F.S., relating to children’s substance abuse services and demonstration models; amending ss. 397.321, 397.98, 409.966, 943.031, and 943.042, F.S.; conforming provisions and cross-references to changes made by the act; reenacting ss. 39.407(6)(a), 394.67(21), 394.674(1)(b), 394.676(1), 409.1676(2)(c), and 409.1677(1)(b), F.S., relating to the term “suitable for residential treatment” or “suitability,” the term “residential treatment center for children and adolescents,” children’s mental health services, the indigent psychiatric medication program, and the term “serious behavioral problems,” respectively, to incorporate the amendment made to s. 394.492, F.S., in references thereto; providing effective dates.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Transportation; and Senators Montford and Gaetz—

CS for SB 388—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Fiscal Policy.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>
Florida Building Commission		
Appointee:	Calleja, Oscar L., Palmetto Bay	02/03/2019
Florida Commission on Community Service		
Appointee:	Walker, Kelli L., Tallahassee	09/14/2015
Board of Trustees of Hillsborough Community College		
Appointee:	Shah, Dipa, Valrico	05/31/2018
Board of Trustees of Santa Fe College		
Appointees:	Fletcher, G.W. Blake, Gainesville	05/31/2017
	Woody, Robert Lee, Confidential pursuant to s. 119.071(4), F.S.	05/31/2018
Board of Trustees of Tallahassee Community College		
Appointee:	Messersmith, Frank S., Crawfordville	05/31/2018

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Medicine		Florida Transportation Commission	
Appointees: Dolin, Gary N., Bradenton	10/31/2018	Appointee: Ferre, Maurice A., Miami	09/30/2018
El Sanadi, Nabil, Ft. Lauderdale	10/31/2018		
Board of Nursing		Board of Trustees, Florida Atlantic University	
Appointee: Hubbard, Anna, Port St. Lucie	10/31/2016	Appointee: Barbar, Anthony K.G., Boca Raton	01/06/2020
Board of Opticianry		Board of Trustees, Florida State University	
Appointee: Girdler, John B., III, Tallahassee	10/31/2018	Appointee: Hillis, Mark, St. George Island	01/06/2020
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc.		Referred to the Committee on Ethics and Elections.	
Appointees: Hauser, David L., Confidential pur- suant to s. 119.071(4), F.S.	09/30/2018	CO-INTRODUCERS	
Nicklaus, Harry Gregg, St. Pete Beach	09/30/2018	Senator Gibson—CS for SB 908	
North Central Florida Regional Planning Council, Region 3		SENATE PAGES	
Appointee: Hunter, William H., Confidential pursuant to s. 119.071(4), F.S.	10/01/2015	April 6-10, 2015	
Board of Respiratory Care		Samantha Brantley, Ormond; Bonner Buckner, Tallahassee; Christo- pher Campbell, Lakeland; Sydney Copple, Palm Beach Gardens; Kaleb Cronin, Live Oak; Josh Crowe, Sarasota; Johnny Farias, Homestead; Martin “Marty” Grady, Coconut Creek; Evan Hewitt, Tallahassee; Riley McDanal, Lakeland; Sarah Marie Russell, Crawfordville; Ian Sharff, Bradenton; Craig Sirmones, Jacksonville; Helen Smith, Tallahassee; Erin Stogdill, Jupiter; Tyler Townsend, Jacksonville	
Appointees: Colon, Ruben, Deltona	10/31/2018		
Garcia, Roberto N., Miami	10/31/2018		
Board of Speech-Language Pathology and Audiology			
Appointee: Rutland, Kristen, Palm Harbor	10/31/2018		



Journal of the Senate

Number 10—Regular Session

Wednesday, April 8, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 4:00 p.m. A quorum present—38:

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Hutson	Soto
Dean	Joyner	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

PRAYER

The following prayer was offered by the Reverend Robert W. Jakoby, Director of Pastoral Care Services, Baptist Health South Florida, Miami:

Dear God and Father of all mankind, we bow before you with a humble attitude. We worship you as God of creation and one who loves us unconditionally. From a grateful heart, we praise you for your manifold blessings, knowing often we do not deserve them. Teach us to love you more and seek your purpose for our lives. We confess our sins of omitting things you want us to do and doing things you do not want us to do. For these we ask for your forgiveness. God, help us daily to surrender our will to yours. We need your divine guidance in every facet of life.

Heavenly Father, please bless each Senator and his or her family with health and safety. Life continues with its difficulties and challenges, both at home and in Tallahassee, during session times, so guide and encourage each Senator through these times. Lord God, with each bill under consideration, may you give each Senator wisdom and insight in the decision each one faces. Empower them with boldness to make decisions that honor you and are for the good of the people they represent. You, O Lord, have always honored "the right thing" throughout history, even when it was difficult. Enlighten and encourage each one with your wisdom and insight.

Heavenly Father, may your blessings of health and safety extend to Governor Scott and his family. Grant him your wisdom of leadership with his staff, the Cabinet, each state department, and the Legislature. May he depend on your guidance as he leads this great State of Florida.

We pray all of this in your holy Son's name. Amen.

PLEDGE

Senate Pages, Tyler Townsend of Jacksonville; Sarah Marie Russell of Crawfordville; Helen Smith of Tallahassee; Riley McDanal of Lakeland; and Erin Stogdill of Jupiter, 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. R. Stephen Lucie of Jacksonville, sponsored by Senator Bean, as the doctor of the day. Dr. Lucie specializes in orthopaedic surgery.

ELECTION OF SENATOR TRAVIS HUTSON

SPECIAL GUESTS

The President introduced the newly elected Senator from the 6th District, Travis Hutson, and the following special guests: Senator Hutson's wife, Tanya; daughter, Taylor; parents, David and Nancy Hutson; and close family friend and mentor, John Rood, former Ambassador for the United States to the Bahamas.

OATH OF OFFICE ADMINISTERED

Senator Hutson was joined by his family at the bar of the Senate where he was administered the oath of office by Secretary Debbie Brown.

COMMITTEE APPOINTMENTS

The President appointed Senator Hutson to the following Committees: Appropriations Subcommittee on Criminal and Civil Justice; Children, Families, and Elder Affairs; Commerce and Tourism; Communications, Energy, and Public Utilities; Community Affairs; and Environmental Preservation and Conservation.

ADOPTION OF RESOLUTIONS

On motion by Senator Bean—

By Senator Bean—

SR 424—A resolution commending the Independent Colleges & Universities of Florida for the organization's five decades of service to the students, communities, and employers of this state.

WHEREAS, a strong, private, not-for-profit higher education system is vital to the economic well-being of this state, and

WHEREAS, in 1965, the presidents of 11 colleges and universities in Florida together created the Independent Colleges & Universities of Florida to support the critical role of independent higher education in this state, and

WHEREAS, these college and university presidents sought to strengthen and promote independent higher education in Florida,

thereby creating more educational options and access for the residents of this state, and

WHEREAS, the Independent Colleges & Universities of Florida worked with Governor Reubin Askew in 1972 on the effort to create the needs-based Florida Student Assistance Grant Program for students attending public and private institutions, and

WHEREAS, the Independent Colleges & Universities of Florida later championed the William L. Boyd, IV, Florida Resident Access Grant Program, which now, in its 36th year, is assisting nearly 40,000 students annually with their undergraduate tuition costs, and

WHEREAS, today, the Independent Colleges & Universities of Florida's 31 member institutions serve more than 155,000 students at 135 sites across the state, offer more than 400 online degree programs, and award more than 60 percent of degrees in the important fields of science, technology, engineering, mathematics, health care, business, and education, and

WHEREAS, in this Golden Anniversary year, these independent colleges and universities will award 25 percent of all bachelor's degrees, more than 50 percent of all first professional degrees, and more than 40 percent of all advanced degrees in Florida, and

WHEREAS, Independent Colleges & Universities of Florida represents a vibrant educational system with \$10 billion in assets, 35,000 employees, and annual operating budgets totaling more than \$5 billion, adding to the economic vitality of this state and providing essential resources for its students, NOW, THEREFORE,

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

That the Florida Senate extends its congratulations and commends the Independent Colleges & Universities of Florida for its five decades of service to the students, communities, and employers of this state.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President of the Senate, with the Seal of the Senate affixed, be presented to the Independent Colleges & Universities of Florida as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Bean, **SR 424** was read the second time by title and adopted.

On motion by Senator Simmons—

By Senator Simmons—

SR 1282—A resolution congratulating Seminole State College of Florida on the occasion of its 50th Anniversary, which will be celebrated on June 4, 2015.

WHEREAS, legislation creating a junior college in Seminole County was approved by the Legislature and signed into law by Governor W. Haydon Burns on June 4, 1965, and

WHEREAS, on March 27, 1966, land was purchased for the first permanent campus of Seminole Junior College, as it was then known, and classes began 6 months later, on August 29, in 22 portable buildings, and

WHEREAS, reflecting its evolving mission, Seminole Junior College was renamed Seminole Community College on July 1, 1975, and Seminole State College of Florida on September 21, 2009, and

WHEREAS, Seminole State College of Florida has grown from its first enrollment of 754 students, and now serves more than 30,000 students at campuses and sites in Sanford/Lake Mary, Altamonte Springs, Geneva, Heathrow, Oviedo and the Port of Sanford, and

WHEREAS, Seminole State College of Florida today offers more than 198 programs of study, including an Associate in Arts degree with 91 programs of study, 24 Associate in Science and Associate in Applied Science degrees, 64 college credit certificates and Applied Technology diplomas, 16 postsecondary adult vocational programs, a high school

diploma program, adult basic education and GED programs, English language studies, apprenticeships and other workforce development programs, and 5 bachelor's degrees, and

WHEREAS, in addition to its diverse program offerings, Seminole State College of Florida has a diverse student body that is 55 percent women, nearly 50 percent minorities, 42 percent nontraditional students aged 25 and older, and 22 percent first-generation college students, and

WHEREAS, more than 50 percent of Seminole County Public School District students who go on to postsecondary education enroll at Seminole State College of Florida, and nearly 1,000 military servicemen and servicewomen, veterans, and their dependents attend annually, and

WHEREAS, Seminole State College of Florida now draws students from 23 states and 75 countries and is ranked 15th among 1,167 colleges in the nation for the number of Associate in Arts degrees awarded annually, and

WHEREAS, Seminole State College of Florida has served more than 1 million student enrollments since its founding 50 years ago, growing from a graduating class of 112 students in 1967-1968 to a graduating class of 5,955 in the 2013-2014 academic year, now with a total of more than 80,000 degrees and certificates awarded, and

WHEREAS, Seminole State College of Florida has established dynamic business, industry, and educational partnerships that enhance the region's economic development and vitality, and

WHEREAS, since 2006, Seminole State College of Florida has partnered with the University of Central Florida to offer DirectConnect to UCF, an award-winning program that provides a pathway to guaranteed entry to their hometown university for more than 9,000 qualified students at the college, and

WHEREAS, Seminole State College of Florida's partnership with the Seminole County Public Schools is a national model for degree completion and provides pathways from high school to higher education and careers, and

WHEREAS, over the past 9 years, alumni of Seminole State College of Florida's Art and Phyllis Grindle Honors Institute include an Intel Science Talent Search finalist, a Truman Scholar, a New Century Scholar, and eight Jack Kent Cooke Undergraduate Transfer Scholars who have collectively received more than \$1 million in scholarships, and

WHEREAS, Seminole State College of Florida has helped to develop and enhance the small-business community of Seminole County through its Center for Economic Development at Heathrow, supporting more than 4,000 clients since 2007 and adding more than \$300 million to the economy of Seminole County, and

WHEREAS, Seminole State College of Florida has remained a distinctive cultural center that provides diverse professional and academic courses, programs, and events, and

WHEREAS, Seminole State College of Florida awards nearly \$80 million in financial aid annually, is the third-largest employer in Seminole County, and has an estimated \$430 million positive annual economic impact in the county, NOW, THEREFORE,

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

That Seminole State College of Florida be recognized for its outstanding service to the residents of Seminole County and this state and congratulated on the occasion of its 50th anniversary, which will be celebrated on June 4, 2015.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the District Board of Trustees of Seminole State College of Florida as a tangible token of the sentiments expressed herein.

—was introduced out of order and read by title. On motion by Senator Simmons, **SR 1282** was read the second time by title and adopted.

At the request of Senator Hukill—

By Senators Hukill and Sachs—

SR 106—A resolution recognizing April 2015 as “Financial Literacy Month” in Florida.

WHEREAS, in a letter to Thomas Jefferson dated August 23, 1787, John Adams recognized the need for financial literacy, writing, “All the perplexities, confusions, and distresses in America arise, not from defects in their constitution or confederation, not from a want of honor or virtue, so much as from downright ignorance of the nature of coin, credit, and circulation,” and

WHEREAS, in 1914, the United States Congress passed the Smith-Lever Act, which created a system of cooperative extension services to provide learning experiences that would develop skills, including financial skills, that people needed at home, on the farm, and in their communities, and

WHEREAS, in 1919, Junior Achievement, a nonprofit youth organization, was founded to work with local businesses and organizations to deliver financial literacy, entrepreneurship, and work-readiness education, and

WHEREAS, the 1950s marked a time when issues relating to financial management, including retirement security, composed 50 percent of the research that was conducted in the field of home economics, with financial literacy continuing to gain greater prominence in the field of education and beyond, and

WHEREAS, in 1995, William E. Odom, former chairman and CEO of Ford Motor Credit Corporation, developed the concept that led to the formation of the Jump\$tart Coalition, a nonprofit organization that includes about 150 national organizations and entities consisting of corporate, nonprofit, academic, government, and other groups working to advance the financial literacy of students from prekindergarten to college age, and

WHEREAS, in 1996, Lewis Mandell, Ph.D., developed the financial literacy survey that is now a hallmark of the Jump\$tart Coalition’s work, providing the guidelines that evolved into the National Standards in K-12 Personal Finance Education, and

WHEREAS, the Financial Literacy and Education Commission was established under the Fair and Accurate Credit Transactions Act of 2003 to improve financial literacy and to develop a national strategy on financial education, and

WHEREAS, in 2004, the United States Senate passed S.Res. 316, which officially recognized April 2004 as “Financial Literacy Month,” and

WHEREAS, in 2004, Citigroup announced a 10-year, \$200 million commitment to meet the growing financial education needs of the communities that Citigroup served, and the American Institute of Certified Public Accountants joined state societies and individual certified public accountants in launching a unified financial literacy initiative called “360 Degrees of Financial Literacy” to address the widespread financial illiteracy epidemic, and

WHEREAS, in 2008, President George W. Bush signed Executive Order 13455, which created the President’s Advisory Council on Financial Literacy to recommend steps that could be taken in order to enhance financial literacy in the United States, and

WHEREAS, in 2010, the League of Southeastern Credit Unions made it one of its missions to teach financial literacy to as many people as possible through programs like the National Endowment for Financial Education’s High School Financial Planning Program, Biz Kid\$, Money Mission, career and reality fairs, seminars, and workshops, and

WHEREAS, in 2010, the United States Congress passed the Dodd-Frank Wall Street Reform and Consumer Protection Act, creating the Bureau of Consumer Financial Protection to promote financial education, and

WHEREAS, in 2011, President Barack Obama designated April 2011 as “National Financial Literacy Month,” declaring, “During National

Financial Literacy Month, we recommit to improving financial literacy and ensuring all Americans have access to trustworthy financial services and products,” and

WHEREAS, in 2012, 52 percent of teens polled said that they wanted to learn more about how to manage their money and that they were particularly interested in learning more about basic personal finance topics such as budgeting, saving, checking accounts, and investing, and

WHEREAS, in 2013, 40 percent of adults polled gave themselves a grade of “C,” “D,” or “F” on their knowledge of personal finance, and 78 percent said they agreed that they could benefit from additional advice and answers to everyday financial questions from a professional, and

WHEREAS, today, Americans carry more than \$2 trillion in consumer debt, with 30 percent of consumers reporting that they have no extra cash, making it impossible to escape the burden of living paycheck to paycheck, and

WHEREAS, currently, 43 states require some form of financial literacy content to be taught in high schools, with 19 states requiring that a personal financial literacy course be offered and 17 states requiring that students take a personal financial literacy course, and

WHEREAS, National Financial Literacy Month is recognized in the United States each April in an effort to highlight the importance of financial literacy, to teach Americans how to establish and maintain healthy financial habits, and to remind Americans of the importance of teaching students how to be financially savvy and empowering them to be economically successful throughout their lives, NOW, THEREFORE,

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

That April 2015 is recognized as “Financial Literacy Month” in Florida and that all residents of this state are urged to recognize that financial literacy is an important part of our students’ education.

—was introduced, read and adopted by publication.

At the request of Senator Margolis—

By Senators Margolis, Garcia, Flores, Braynon, and Bullard—

SR 1348—A resolution recognizing April 8 and 9, 2015, as “Miami-Dade County Days at the Capitol” and celebrating the 27th anniversary of this event.

WHEREAS, greater Miami-Dade County is home to thousands of businesses that employ millions of people and is the site of foreign consulates, international trade offices, and binational chambers of commerce, and

WHEREAS, Miami-Dade County is a center of world finance, with hundreds of financial institutions and foreign agencies within its boundaries, and

WHEREAS, the film, television, and music industries have made Miami-Dade County one of the largest entertainment production centers in the nation, and

WHEREAS, agriculture continues to provide millions of dollars annually in economic activity to Miami-Dade County, and the agricultural industry has diversified in such a manner that Miami-Dade County is now one of the largest producers in the United States of tropical fruits, ornamental plants, and fish, and

WHEREAS, Miami-Dade County is currently experiencing a cultural boom in world-class entertainment and activities, which is evident in the thousands of nonprofit cultural organizations offering dance, theater, music, visual arts, and other festivals and special events, and

WHEREAS, the Miami-Dade County community is a microcosm of the world in which scores of countries are represented and diverse languages are spoken daily, and

WHEREAS, 27 years ago, the late Representative John F. Cosgrove, as chair of the former Dade County legislative delegation, worked with

the private sector to create what is now acclaimed as “Miami-Dade County Days at the Capitol,” NOW, THEREFORE,

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

That the Florida Senate recognizes April 8 and 9, 2015, as “Miami-Dade County Days at the Capitol” and celebrates the 27th anniversary of this event.

—was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 1392—A resolution recognizing May 14, 2015, as “Fathers in Education Day” and May 11-15, 2015, as “Fathers in Action and Advocacy Week” in Florida, and encouraging the support and participation of school districts, counties, and elected officials statewide in these landmark occasions.

WHEREAS, the Fatherhood Task Force of South Florida was organized to facilitate the involvement of fathers and male role models in the lives of children, and

WHEREAS, Fathers in Education is a national movement aimed at increasing the involvement of fathers in their children’s education and academic success, and

WHEREAS, there is strong evidence that children benefit academically, emotionally, and socially when their fathers and male role models take an interest in their learning, and

WHEREAS, the Fatherhood Task Force of South Florida has embraced the Fathers in Education movement and is reaching out to fathers to encourage their participation in a groundbreaking statewide event during which public, charter, and private schools will invite fathers and male role models into the schools to actively participate in educational activities and programs with students, and

WHEREAS, our great state continues to investigate ways to improve opportunities for our children and invest in promoting fathers’ involvement in education, and

WHEREAS, the ultimate goal of the Fathers in Education movement is to identify ambassadors who will organize activities in the schools on an ongoing basis which will increase the involvement of fathers in their children’s education, both at school and at home, NOW, THEREFORE,

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

That we recognize May 14, 2015, as “Fathers in Education Day” and May 11-15, 2015, as “Fathers in Action and Advocacy Week” in Florida, and encourage the support and participation of school districts, counties, and elected officials statewide in these landmark occasions.

—was introduced, read and adopted by publication.

SPECIAL GUESTS

Senator Hays recognized his granddaughter, Emma Grace Broome, who was present in the gallery.

Senator Sachs recognized her husband, Peter Sachs, who was present in the gallery; and her granddaughter, Sydney Copple, who was with the Senate Page Program this week.

MOMENT OF SILENCE

At the request of Senator Hukill, the Senate observed a moment of silence for Officer Jared J. Forsyth of the Ocala Police Department, who died Monday, April 6, 2015, during firearms training.

BILLS ON THIRD READING

Consideration of **SB 462** was deferred.

SB 446—A bill to be entitled An act relating to Florida College System boards of trustees; amending s. 1001.61, F.S.; revising the membership requirements for the Florida College System institution boards of trustees; deleting a provision requiring the Florida State College at Jacksonville to have an odd number of trustees; providing for staggered terms of board members; providing an effective date.

—as amended April 1 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

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

Amendment 1 (294030) (with title amendment)—Delete lines 24-26 and insert:

~~provided by rules of the State Board of Education.~~ However, Florida State College at Jacksonville shall have an odd number of trustees, and St. Johns River State College shall have seven trustees from the three-county area that the college serves.

And the title is amended as follows:

Delete lines 5-7 and insert: institution boards of trustees; requiring the St. Johns River State College board to have a specified number of trustees; providing for

On motion by Senator Bradley, **SB 446** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Hutson	Soto
Dean	Joyner	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—None

SB 408—A bill to be entitled An act relating to designated areas for skateboarding, inline skating, paintball, or freestyle or mountain and off-roading bicycling; amending s. 316.0085, F.S.; deleting the requirement that a governmental entity that provides a designated area for skateboarding, inline skating, or freestyle bicycling obtain the written consent of the parent or legal guardian of a child under a certain age before allowing the child to participate in these activities in such area; requiring the governmental entity to post a rule indicating that consent forms are required for children under a certain age before participation in paintball or mountain and off-road bicycling; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **SB 408** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Altman	Benacquisto
Abruzzo	Bean	Bradley

Brandes	Garcia	Negron
Braynon	Gibson	Richter
Bullard	Grimsley	Ring
Clemens	Hays	Sachs
Dean	Hukill	Simmons
Detert	Hutson	Simpson
Diaz de la Portilla	Joyner	Smith
Evers	Latvala	Sobel
Flores	Legg	Soto
Gaetz	Margolis	Stargel
Galvano	Montford	Thompson

Nays—None

CS for HB 489—A bill to be entitled An act relating to value adjustment board proceedings; amending s. 194.011, F.S.; requiring the clerk of the value adjustment board to have available and distribute specified forms; authorizing the owner of multiple tangible personal property accounts to file a single joint petition with the value adjustment board under certain circumstances; requiring the property appraiser to include the property record card in the evidence list for a value adjustment board hearing under certain circumstances; amending s. 194.013, F.S.; providing that only a single filing fee may be charged for specified petitions to the value adjustment board with respect to real property parcels or tangible personal property accounts; reenacting s. 196.011(6)(a) and (8), F.S., relating to applications for certain tax exemptions, to incorporate the amendment made by the act to s. 194.011, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for HB 489** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—None

CS for SB 264—A bill to be entitled An act relating to traffic enforcement agencies and traffic citations; amending s. 316.640, F.S.; designating counties and municipalities as traffic enforcement agencies for purposes of the section and prohibiting them from establishing traffic citation quotas; amending s. 316.660, F.S.; requiring a county or municipality to submit a report of its traffic citation revenue and its expenses for operating a law enforcement agency during a fiscal year to the Legislative Auditing Committee under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for SB 264** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Benacquisto	Bullard
Abruzzo	Bradley	Clemens
Altman	Brandes	Dean
Bean	Braynon	Detert

Diaz de la Portilla	Hukill	Ring
Evers	Hutson	Sachs
Flores	Joyner	Simmons
Gaetz	Latvala	Simpson
Galvano	Legg	Smith
Garcia	Margolis	Sobel
Gibson	Montford	Soto
Grimsley	Negron	Stargel
Hays	Richter	Thompson

Nays—None

CS for HB 239—A bill to be entitled An act relating to medication and testing of racing animals; amending s. 550.2415, F.S.; revising provisions that prohibit the use of certain medications or substances on racing animals; revising penalties that may be imposed by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation; revising the timeframe in which certain prosecutions must begin; revising procedures; revising requirements for notification of drug test results; providing for secondary tests to confirm initial positive results; providing for actions of the division if there is insufficient sample material for a secondary test; requiring the division to require its laboratory and specified independent laboratories to annually participate in a quality assurance program; requiring the administrator of the program to submit a report; revising rulemaking authority of the division; directing the division to adopt certain rules relating to the conditions of use and maximum concentrations of medications, drugs, and naturally occurring substances; authorizing the division to solicit input from the Department of Agriculture and Consumer Services for purposes of adopting such rules; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for HB 239** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SB 570—A bill to be entitled An act relating to service of process of witness subpoenas; amending s. 48.031, F.S.; providing that service of a subpoena on a witness in a civil traffic case may be made by United States mail directed to the witness at the last known address and that such service must be mailed before a specified period; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **SB 570** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Benacquisto	Bullard
Abruzzo	Bradley	Clemens
Altman	Brandes	Dean
Bean	Braynon	Detert

Diaz de la Portilla	Hutson	Sachs
Evers	Joyner	Simmons
Flores	Latvala	Simpson
Gaetz	Lee	Smith
Galvano	Legg	Sobel
Garcia	Margolis	Soto
Gibson	Montford	Stargel
Grimsley	Negron	Thompson
Hays	Richter	
Hukill	Ring	

Nays—None

CS for SB 552—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; defining the term “individual identifying information”; creating a public records exemption for individual identifying information of a person contained in a Point-in-Time Count and Survey or data in a Homeless Management Information System; providing for retroactive application of the exemption; specifying that the exemption does not preclude the release of aggregate information; providing for future review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for SB 552** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SB 694—A bill to be entitled An act relating to the Florida State Employees’ Charitable Campaign; amending s. 110.181, F.S.; providing an exception to the requirement that state officers and employees designate a charitable organization to receive their contributions from the Florida State Employees’ Charitable Campaign; deleting requirements for independent unaffiliated agencies, international service agencies, and national agencies; requiring the fiscal agent selected by the Department of Management Services to distribute undesignated funds in a specified manner; deleting the requirement that a local steering committee be established in each fiscal agent area; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **SB 694** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Gaetz	Latvala	Simmons
Galvano	Lee	Simpson
Garcia	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Negron	Stargel
Hukill	Richter	Thompson
Hutson	Ring	
Joyner	Sachs	

Nays—None

CS for CS for SB 396—A bill to be entitled An act relating to the Florida Historic Capitol; amending s. 272.129, F.S.; removing references to the Legislative Research Center and Museum at the Historic Capitol; removing provisions authorizing establishment of a citizen support organization to support the Legislative Research Center and Museum; creating s. 272.131, F.S.; creating the Florida Historic Capitol Museum Council; providing for the appointment and qualifications of council members; prescribing duties and responsibilities for the council and individual council members; amending s. 272.135, F.S.; renaming the position of Capitol Curator as the Florida Historic Capitol Museum Director; conforming provisions; amending s. 272.136, F.S.; revising the composition of the board of directors governing the Florida Historic Capitol Museum’s direct-support organization; providing that per diem and travel expenses must be paid from direct-support organization funds; conforming provisions; amending s. 320.0807, F.S.; redirecting a portion of the proceeds from the fee for special license plates for former federal or state legislators to the Florida Historic Capitol Museum’s direct-support organization; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for CS for SB 396** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SB 522—A bill to be entitled An act relating to the Division of Bond Finance; amending s. 218.37, F.S.; deleting a requirement that the division issue a regular newsletter to certain parties which addresses local and state bonds; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **SB 522** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Brandes	Diaz de la Portilla
Abruzzo	Braynon	Evers
Altman	Bullard	Flores
Bean	Clemens	Gaetz
Benacquisto	Dean	Galvano
Bradley	Detert	Garcia

Gibson	Legg	Simpson
Grimsley	Margolis	Smith
Hays	Montford	Sobel
Hukill	Negron	Soto
Hutson	Richter	Stargel
Joyner	Ring	Thompson
Latvala	Sachs	
Lee	Simmons	

Nays—None

CS for SB 1060—A bill to be entitled An act relating to legislative ratification; amending s. 120.80, F.S.; providing that the maximum reimbursement allowances and manuals approved by a three-member panel for purposes of the Workers' Compensation Law are exempt from legislative ratification under the Administrative Procedure Act if the adverse impact or regulatory costs of such allowances or manuals exceed specified criteria; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for SB 1060** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for SB 1312—A bill to be entitled An act relating to strategic lawsuits against public participation; amending s. 768.295, F.S.; removing a short title; providing that legislative intent includes the protection of specified forms of free speech; defining the phrase “free speech in connection with public issues”; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

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

Amendment 1 (885072)—Delete lines 15-32 and insert:

(SLAPP) suits by governmental entities prohibited.—

(1) ~~This section may be cited as the “Citizen Participation in Government Act.”~~

(2) It is the intent of the Legislature to protect the right in Florida of Florida's citizens to exercise the their rights of free speech in connection with public issues, and the rights to peacefully assemble, instruct their representatives, and petition for redress of grievances before the various governmental entities of this state as protected by the First Amendment to the United States Constitution and s. 5, Art. I of the State Constitution. The Legislature recognizes that “Strategic Lawsuits Against Public Participation” or “SLAPP” suits, as they are typically called, have increased over the last 30 years and are mostly filed by private industry

~~and individuals. However,~~ It is the public policy of this state that a person or governmental entity ~~government entities~~ not engage in SLAPP suits because such actions are inconsistent with the right of persons ~~individuals~~ to exercise such constitutional

On motion by Senator Simmons, **CS for SB 1312** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SB 7012—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 494.00125, F.S., which provides a public records exemption for credit history information and credit scores held by the Office of Financial Regulation for purposes of licensing loan originators, mortgage brokers, and mortgage lenders; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **SB 7012** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

SB 7032—A bill to be entitled An act relating to public records; amending s. 383.412, F.S.; removing the public records exemption for information held by the State Child Abuse Death Review Committee or a local committee that reveals the identity of family members or others living in the home of a child whose death occurred as a result of a verified report of abuse or neglect; exempting information held by the State Child Abuse Death Review Committee or a local committee that identifies a deceased child whose death is reported to the central abuse hotline but whose death is not the result of abuse or neglect and the identity of the surviving siblings, family members, or others living in the

home of such a deceased child; reenacting the public meeting exemption to incorporate changes made by the act to the public records exemption; authorizing release of such information to specified persons under certain circumstances; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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

On motion by Senator Bean, **SB 7032** as amended was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Bullard	Hutson	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Gaetz

INTRODUCTION OF FORMER SENATORS

Senator Braynon recognized Congresswoman Frederica Wilson, former Senator, who was present in the chamber.

SB 7016—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 390.01116, F.S., relating to an exemption from public record requirements for certain information that could identify a minor petitioning a court to waive parental notice requirements before terminating a pregnancy; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz de la Portilla, **SB 7016** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Gaetz—

CS for SB 802—A bill to be entitled An act relating to vocational rehabilitation; amending s. 413.202, F.S.; providing for the future repeal of the designation of the Division of Vocational Rehabilitation as the administrative unit for purposes of the Vocational Rehabilitation Act of 1973, subject to legislative review of a required report; amending s. 413.207, F.S.; requiring the Division of Vocational Rehabilitation to initiate, by a specified date, a performance improvement plan designed to achieve specified goals; requiring the division to submit a performance report annually, by a specified date, to the Governor and the Legislature which includes specified information; amending s. 413.23, F.S.; authorizing the division to develop and implement a pilot program; creating s. 413.80, F.S.; requiring the division to develop and implement a pilot program to improve the state vocational rehabilitation program; requiring the division to enter into partnership agreements with local, nonprofit organizations; authorizing the division to issue an invitation to negotiate under certain circumstances; requiring that the agreements include specific performance goals in certain areas; requiring the division to report activities and results of the pilot program to the Governor and the Legislature annually by a specified date; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 802** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for CS for SB 186—A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; revising the exception for the licensing of malt beverage manufacturers as vendors; providing restrictions on the sale of malt beverages; prohibiting the delivery of certain malt beverages; limiting the number of vendor's licenses that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation may issue to a manufacturer of malt beverages; amending s. 561.42, F.S.; authorizing malt beverage tastings upon certain licensed premises; creating s. 563.0614, F.S.; authorizing the sale of malt beverages packaged in individual containers of certain sizes if they are filled at the point of sale by certain licenseholders; requiring each container to be imprinted or labeled with certain information and have an unbroken seal or be incapable of being immediately consumed; providing penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 186** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for SB 466—A bill to be entitled An act relating to low-voltage alarm systems; amending s. 553.793, F.S.; revising the definition of the term “low-voltage alarm system project” and adding the definition of the term “wireless alarm system”; providing that a permit is not required to install, maintain, inspect, replace, or service a wireless alarm system and its ancillary components; reducing the maximum price for permit labels for alarm systems; prohibiting a local enforcement agency from requiring the payment of any additional fees, charges, or expenses associated with the installation or replacement of a new or existing alarm system; authorizing a local enforcement agency to coordinate the inspection of certain alarm system projects; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 466** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 960** and **CS for SB 1140** was deferred.

CS for SB 7002—A bill to be entitled An act relating to workforce services; renaming Workforce Florida, Inc., as CareerSource Florida, Inc.; amending ss. 11.45, 20.60, 216.136, 218.077, 288.047, 288.0656, 288.1252, 288.901, 288.903, 295.22, 320.20, 331.3051, 331.369, 403.973, 409.1451, 413.405, 413.407, 414.045, 414.105, 414.106, 414.295, 414.55, 420.622, 443.091, 443.171, 443.181, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.008, 445.009, 445.011, 445.014, 445.016, 445.021, 445.022, 445.024, 445.026, 445.028, 445.030, 445.033, 445.035, 445.038, 445.045, 445.048, 445.051, 445.055, 446.41, 446.50, 1003.491, 1003.492, 1003.493, 1003.51, 1003.52, 1004.015, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; making technical changes; creating a task force on preparation for the state's implementation of the federal Workforce Innovation and Opportunity Act; providing membership and duties of the task force; requiring the task force to submit a report and recommendations for approval by CareerSource Florida, Inc.; requiring CareerSource Florida, Inc., to submit a specified state plan to the United States Department of Labor; providing for abolishment of the task force; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7002**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7019** was withdrawn from the Committees on Commerce and Tourism; Governmental Oversight and Accountability; and Fiscal Policy.

On motion by Senator Detert—

CS for HB 7019—A bill to be entitled An act relating to workforce services; renaming Workforce Florida, Inc., as CareerSource Florida, Inc.; amending ss. 11.45, 20.60, 216.136, 218.077, 288.047, 288.0656, 288.1252, 288.901, 288.903, 295.22, 320.20, 331.3051, 331.369, 403.973, 409.1451, 413.405, 413.407, 414.045, 414.105, 414.106, 414.295, 414.55, 420.622, 443.091, 443.171, 443.181, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.008, 445.009, 445.011, 445.014, 445.016, 445.021, 445.022, 445.024, 445.026, 445.028, 445.030, 445.033, 445.035, 445.038, 445.045, 445.048, 445.051, 445.055, 446.41, 446.50, 1003.491, 1003.492, 1003.493, 1003.51, 1003.52, 1004.015, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; making technical changes; creating a task force on preparation for the state's implementation of the federal Workforce Innovation and Opportunity Act; providing membership and duties of the task force; requiring the task force to submit a report and recommendations for approval by CareerSource Florida, Inc.; requiring CareerSource Florida, Inc., to submit a specified state plan to the United States Department of Labor; providing for abolishment of the task force; providing an effective date.

—a companion measure, was substituted for **CS for SB 7002** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 7019** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 172** was deferred.

On motion by Senator Hukill—

CS for CS for CS for SB 222—A bill to be entitled An act relating to electronic commerce; providing a directive to the Division of Law Revision and Information; creating the “Computer Abuse and Data Recovery Act”; creating s. 668.801, F.S.; providing a statement of purpose; creating s. 668.802, F.S.; defining terms; creating s. 668.803, F.S.; prohibiting a person from intentionally committing specified acts without authorization with respect to a protected computer; providing penalties for a violation; creating s. 668.804, F.S.; specifying remedies for civil actions brought by persons affected by a violation; providing that specified criminal judgments or decrees against a defendant act as estoppel as to certain matters in specified civil actions; providing that specified civil actions must be filed within certain periods of time; creating s. 668.805, F.S.; providing that the act does not prohibit specified activity by certain state, federal, and foreign law enforcement agencies, regulatory agencies, and political subdivisions; providing that the act does not impose liability on specified providers in certain circumstances; providing an effective date.

—was read the second time by title.

Senator Hukill moved the following amendment which was adopted:

Amendment 1 (748330)—Delete lines 43-65 and insert:

(1) “Authorized user” means a director, officer, employee, third-party agent, contractor, or consultant of the owner, operator, or lessee of the protected computer or the owner of information stored in the protected computer if the director, officer, employee, third-party agent, contractor, or consultant is given express permission by the owner, operator, or lessee of the protected computer or by the owner of information stored in the protected computer to access the protected computer through a technological access barrier. Such permission, however, is terminated upon revocation by the owner, operator, or lessee of the protected computer or by the owner of information stored in the protected computer, or upon cessation of employment, affiliation, or agency with the owner, operator, or lessee of the protected computer or the owner of information stored in the protected computer.

Pursuant to Rule 4.19, **CS for CS for CS for SB 222** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

SB 676—A bill to be entitled An act relating to voluntary contributions to End Breast Cancer; amending s. 320.02, F.S.; requiring the application forms for motor vehicle registration and renewal of registration to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization and used for specified purposes; amending s. 322.08, F.S.; requiring an application form for a driver license or identification card to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 676** was placed on the calendar of Bills on Third Reading.

CS for SB 320—A bill to be entitled An act relating to adoption and foster care; amending s. 39.0016, F.S.; revising what the Department of Children and Families must do when required to enter into agreements with specified entities; amending s. 39.812, F.S.; requiring the community-based care lead agency to visit in person or contact by telephone the child and the child's adoptive family 1 year after the date the adoption is finalized; requiring the agency to document specified information; requiring the agency to submit a report annually to the department; amending s. 409.145, F.S.; revising caregiver roles and responsibilities; revising the roles and responsibilities of the department, the community-based care lead agency, and other agency staff; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontractors; requiring that the department conduct a comprehensive baseline assessment of lead agencies and provider performance and compile annual data for the most recent 5 years of available data; requiring the department to update the assessment annually; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate outcome-based agreements; requiring that several factors be included in the agreements; requiring the department to allocate incentive payments; requiring the department to report annually by a certain date specified information to the Governor and the Legislature; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances, subject to applicable taxes; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing that the rights offered by this act do not preclude a qualifying adoptive employee who adopts a special needs child from receiving any other assistance or incentive; requiring that parental leave for qualifying adoptive employees be provided; requiring the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to

develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; amending s. 409.175, F.S.; requiring licensed child-placing agencies providing adoption services for intercountry adoptions to meet specified requirements; requiring an adoption agency in this state which provides certain services to maintain records with specified information; providing appropriations; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 320**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7013** was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

On motion by Senator Gaetz—

CS for HB 7013—A bill to be entitled An act relating to adoption and foster care; amending s. 39.0016, F.S.; revising requirements for agreements between the Department of Children and Families and specified entities for the provision of educational services; amending s. 63.042, F.S.; deleting a prohibition against adoption by persons who are homosexual; specifying that a person may not be prohibited from adopting solely because he or she desires to educate the adopted child at home; amending s. 409.145, F.S.; revising roles and responsibilities of caregivers relating to educational settings; revising roles and responsibilities of the department, the community-based care lead agency, and other agency staff; amending s. 39.812, F.S.; requiring the community-based care lead agency to contact by telephone the child's adoptive family within a specified period after the date that the adoption is finalized; defining the term "reasonable effort"; requiring the agency to document specified information; requiring the agency to submit a report annually to the department; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontracted providers; requiring that the department conduct a comprehensive baseline assessment of lead agencies' and subcontracted providers' performance and compile annual data for the most recent 5 years of available data; requiring the department to update the assessment annually; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate outcome-based agreements; requiring that several factors be included in the agreements; requiring the department to allocate incentive payments; requiring the department to report annually by a certain date specified information to the Governor and the Legislature; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances subject to a specific appropriation to the department; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing requirements for the approval of monetary benefits by the department; providing that the act does not preclude a qualifying adoptive employee from receiving any other assistance or incentive; requiring that parental leave for qualifying adoptive employees be provided; authorizing the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; amending s. 409.175, F.S.; requiring licensed child-placing agencies that

provide adoption services for intercountry adoptions to meet specified requirements; requiring an adoption agency in this state which provides certain services to maintain records containing specified information; providing an effective date.

—a companion measure, was substituted for **CS for SB 320** and read the second time by title.

Senator Stargel moved the following amendment:

Amendment 1 (412232) (with title amendment)—Delete lines 179-192 and insert:

Section 2. Subsection (5) is added to section 63.042, Florida Statutes, to read:

63.042 Who may be adopted; who may adopt.—

(5) *A person eligible under this section may not be prohibited from adopting solely because that person desires to educate the adopted child at home.*

Section 3. Effective only if a statewide binding court decision holds that subsection (3) of section 63.042, Florida Statutes, is unconstitutional, subsection (3) of section 63.042, Florida Statutes, is amended to read:

63.042 Who may be adopted; who may adopt.—

~~(3) No person eligible to adopt under this statute may adopt if that person is a homosexual.~~

Section 4. The Department of Children and Families shall notify the Division of Law Revision and Information if a statewide binding court decision holds that subsection (3) of section 63.042, Florida Statutes, is unconstitutional.

And the title is amended as follows:

Delete lines 6-10 and insert: services; amending s. 63.042, F.S.; specifying that a person may not be prohibited from adopting solely because he or she desires to educate the adopted child at home; providing for the future contingent repeal of s. 63.042(3), F.S., relating to the prohibition of specified persons from adopting a child; requiring the Department of Children and Families to notify the Division of Law Revision and Information in the event of a certain court decision; amending

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following substitute amendment which failed:

Amendment 2 (897674) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (b) of subsection (2) of section 39.0016, Florida Statutes, is amended to read:

39.0016 Education of abused, neglected, and abandoned children; agency agreements; children having or suspected of having a disability.—

(2) AGENCY AGREEMENTS.—

(b) The department shall enter into agreements with district school boards or other local educational entities regarding education and related services for children known to the department who are of school age and children known to the department who are younger than school age but who would otherwise qualify for services from the district school board. Such agreements shall include, but are not limited to:

1. A requirement that the department shall:

a. ~~Ensure Enroll~~ children known to the department are enrolled in school or in the best educational setting that meets the needs of the child. The agreement shall provide for continuing the enrollment of a child known to the department at the same school of origin when, if possible if it is in the best interest of the child, with the goal of minimal avoiding disruption of education.

b. Notify the school and school district in which a child known to the department is enrolled of the name and phone number of the child known to the department caregiver and caseworker for child safety purposes.

c. Establish a protocol for the department to share information about a child known to the department with the school district, consistent with the Family Educational Rights and Privacy Act, since the sharing of information will assist each agency in obtaining education and related services for the benefit of the child. The protocol must require the district school boards or other local educational entities to access the department's Florida Safe Families Network to obtain information about children known to the department, consistent with the Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. s. 1232g.

d. Notify the school district of the department's case planning for a child known to the department, both at the time of plan development and plan review. Within the plan development or review process, the school district may provide information regarding the child known to the department if the school district deems it desirable and appropriate.

e. *Show no prejudice against out-of-home caregivers who desire to educate at home any children placed in their home through the child welfare system.*

2. A requirement that the district school board shall:

a. Provide the department with a general listing of the services and information available from the district school board to facilitate educational access for a child known to the department.

b. Identify all educational and other services provided by the school and school district which the school district believes are reasonably necessary to meet the educational needs of a child known to the department.

c. Determine whether transportation is available for a child known to the department when such transportation will avoid a change in school assignment due to a change in residential placement. Recognizing that continued enrollment in the same school throughout the time the child known to the department is in out-of-home care is preferable unless enrollment in the same school would be unsafe or otherwise impractical, the department, the district school board, and the Department of Education shall assess the availability of federal, charitable, or grant funding for such transportation.

d. Provide individualized student intervention or an individual educational plan when a determination has been made through legally appropriate criteria that intervention services are required. The intervention or individual educational plan must include strategies to enable the child known to the department to maximize the attainment of educational goals.

3. A requirement that the department and the district school board shall cooperate in accessing the services and supports needed for a child known to the department who has or is suspected of having a disability to receive an appropriate education consistent with the Individuals with Disabilities Education Act and state implementing laws, rules, and assurances. Coordination of services for a child known to the department who has or is suspected of having a disability may include:

a. Referral for screening.

b. Sharing of evaluations between the school district and the department where appropriate.

c. Provision of education and related services appropriate for the needs and abilities of the child known to the department.

d. Coordination of services and plans between the school and the residential setting to avoid duplication or conflicting service plans.

e. Appointment of a surrogate parent, consistent with the Individuals with Disabilities Education Act and pursuant to subsection (3), for educational purposes for a child known to the department who qualifies.

f. For each child known to the department 14 years of age and older, transition planning by the department and all providers, including the

department's independent living program staff, to meet the requirements of the local school district for educational purposes.

Section 2. Subsection (6) is added to section 39.812, Florida Statutes, to read:

39.812 Postdisposition relief; petition for adoption.—

(6)(a) Once a child's adoption is finalized, the community-based care lead agency is required to make a reasonable effort to make contact with the adoptive family either in person or by telephone 1 year after the date of finalization of the adoption as a post-adoption service. If the family has relocated to another state, the required contact may occur by telephone. For the purposes of this subsection, the term "reasonable effort" means the exercise of reasonable diligence and care by the community-based care lead agency to make contact with the adoptive family. At a minimum, the community-based care lead agency must document the following:

1. The number of attempts made by the community-based care lead agency to contact the adoptive family and whether those attempts were successful;

2. The types of post-adoption services that were requested by the adoptive family and whether those services were provided by the community-based care lead agency; and

3. Any feedback received by the community-based care lead agency from the adoptive family related to the quality or effectiveness of services provided; and

(b) The community-based care lead agency must annually report to the department on the outcomes achieved and recommendations for improvement under this subsection.

Section 3. Subsection (2) of section 409.145, Florida Statutes, is amended to read:

409.145 Care of children; quality parenting; "reasonable and prudent parent" standard.—The child welfare system of the department shall operate as a coordinated community-based system of care which empowers all caregivers for children in foster care to provide quality parenting, including approving or disapproving a child's participation in activities based on the caregiver's assessment using the "reasonable and prudent parent" standard.

(2) QUALITY PARENTING.—A child in foster care shall be placed only with a caregiver who has the ability to care for the child, is willing to accept responsibility for providing care, and is willing and able to learn about and be respectful of the child's culture, religion and ethnicity, special physical or psychological needs, any circumstances unique to the child, and family relationships. The department, the community-based care lead agency, and other agencies shall provide such caregiver with all available information necessary to assist the caregiver in determining whether he or she is able to appropriately care for a particular child.

(a) *Roles and responsibilities of caregivers.*—A caregiver shall:

1. Participate in developing the case plan for the child and his or her family and work with others involved in his or her care to implement this plan. This participation includes the caregiver's involvement in all team meetings or court hearings related to the child's care.

2. Complete all training needed to improve skills in parenting a child who has experienced trauma due to neglect, abuse, or separation from home, to meet the child's special needs, and to work effectively with child welfare agencies, the court, the schools, and other community and governmental agencies.

3. Respect and support the child's ties to members of his or her biological family and assist the child in maintaining allowable visitation and other forms of communication.

4. Effectively advocate for the child in the caregiver's care with the child welfare system, the court, and community agencies, including the school, child care, health and mental health providers, and employers.

5. Participate fully in the child's medical, psychological, and dental care as the caregiver would for his or her biological child.

6. Support the child's educational ~~school~~ success by participating in ~~school~~ activities and meetings associated with the child's school or other educational setting, including Individual Education Plan meetings and meetings with an educational surrogate if one has been appointed, assisting with ~~school~~ assignments, supporting tutoring programs, ~~meeting with teachers and working with an educational surrogate if one has been appointed~~, and encouraging the child's participation in extracurricular activities.

a. Maintaining educational stability for a child while in out-of-home care by allowing the child to remain in the school or educational setting he or she attended before entry into out-of-home care is the first priority, unless it is not in the best interest of the child.

b. If it is not in the best interest of the child to remain in his or her school or educational setting upon entry into out-of-home care, the caregiver must work with the case manager, guardian ad litem, teachers and guidance counselors, and educational surrogate if one has been appointed, to determine the best educational setting for the child. Those settings may include a public school that is not the school of origin, a private school pursuant to s. 1002.42, virtual education programs pursuant to s. 1002.45, or education at home pursuant to s. 1002.41.

7. Work in partnership with other stakeholders to obtain and maintain records that are important to the child's well-being, including child resource records, medical records, school records, photographs, and records of special events and achievements.

8. Ensure that the child in the caregiver's care who is between 13 and 17 years of age learns and masters independent living skills.

9. Ensure that the child in the caregiver's care is aware of the requirements and benefits of the Road-to-Independence Program.

10. Work to enable the child in the caregiver's care to establish and maintain naturally occurring mentoring relationships.

(b) *Roles and responsibilities of the department, the community-based care lead agency, and other agency staff.*—The department, the community-based care lead agency, and other agency staff shall:

1. Include a caregiver in the development and implementation of the case plan for the child and his or her family. The caregiver shall be authorized to participate in all team meetings or court hearings related to the child's care and future plans. The caregiver's participation shall be facilitated through timely notification, an inclusive process, and alternative methods for participation for a caregiver who cannot be physically present.

2. Develop and make available to the caregiver the information, services, training, and support that the caregiver needs to improve his or her skills in parenting children who have experienced trauma due to neglect, abuse, or separation from home, to meet these children's special needs, and to advocate effectively with child welfare agencies, the courts, schools, and other community and governmental agencies.

3. Provide the caregiver with all information related to services and other benefits that are available to the child.

4. Show no prejudice against a caregiver who desires to educate at home any children placed in his or her home through the child welfare system.

(c) *Transitions.*—

1. Once a caregiver accepts the responsibility of caring for a child, the child will be removed from the home of that caregiver only if:

a. The caregiver is clearly unable to safely or legally care for the child;

b. The child and his or her biological family are reunified;

c. The child is being placed in a legally permanent home pursuant to the case plan or a court order; or

d. The removal is demonstrably in the child's best interest.

2. In the absence of an emergency, if a child leaves the caregiver's home for a reason provided under subparagraph 1., the transition must be accomplished according to a plan that involves cooperation and sharing of information among all persons involved, respects the child's developmental stage and psychological needs, ensures the child has all of his or her belongings, allows for a gradual transition from the caregiver's home and, if possible, for continued contact with the caregiver after the child leaves.

(d) *Information sharing.*—Whenever a foster home or residential group home assumes responsibility for the care of a child, the department and any additional providers shall make available to the caregiver as soon as is practicable all relevant information concerning the child. Records and information that are required to be shared with caregivers include, but are not limited to:

1. Medical, dental, psychological, psychiatric, and behavioral history, as well as ongoing evaluation or treatment needs;

2. School records;

3. Copies of his or her birth certificate and, if appropriate, immigration status documents;

4. Consents signed by parents;

5. Comprehensive behavioral assessments and other social assessments;

6. Court orders;

7. Visitation and case plans;

8. Guardian ad litem reports;

9. Staffing forms; and

10. Judicial or citizen review panel reports and attachments filed with the court, except confidential medical, psychiatric, and psychological information regarding any party or participant other than the child.

(e) *Caregivers employed by residential group homes.*—All caregivers in residential group homes shall meet the same education, training, and background and other screening requirements as foster parents.

Section 4. Section 409.1662, Florida Statutes, is created to read:

409.1662 *Children within the child welfare system; adoption incentive program.*—

(1) *PURPOSE.*—The purpose of the adoption incentive program is to advance the state's achievement of permanency, stability, and well-being in living arrangements for children in foster care who cannot be reunited with their families. The department shall establish the adoption incentive program to award incentive payment to community-based care lead agencies, as defined in s. 409.986, and their subcontractors that are involved in the adoption process for achievement of specific and measurable adoption performance standards that lead to permanency, stability, and well-being for children.

(2) *ADMINISTRATION OF THE PROGRAM.*—

(a) The department shall conduct a comprehensive baseline assessment of the performance of lead agencies and providers related to adoption of children from foster care. The assessment shall compile annual data for each of the most recent 5 years for which data is available. The department shall update the assessment annually. At a minimum, the assessment shall identify:

1. The number of families attempting to adopt children from foster care and the number of families completing the adoption process.

2. The number of children eligible for adoption and the number of children whose adoptions were finalized.

3. The amount of time eligible children waited for adoption.

4. The number of adoptions that resulted in disruption or dissolution and the subset of those disrupted adoptions that were preventable by the community-based care lead agency or the subcontracted provider.

5. The time taken to complete each phase of the adoption process.

6. The expenditures made to recruit adoptive homes and a description of any initiative to improve adoption performance or streamline the adoption process.

7. The results of any specific effort to gather feedback from prospective adoptive parents, adoptive parents, children in the child welfare system, adoptees, and other stakeholders.

8. The use of evidence-based, evidence-informed, promising, and innovative practices in recruitment, orientation, and preparation of appropriate adoptive families, matching children with families, supporting children during the adoption process, and providing post-adoptive support.

(b) Using the information from the baseline assessment, the department shall annually negotiate outcome-based agreements with lead agencies and their subcontracted providers. The agreements must establish measurable outcome targets to increase the number of adoptions resulting in permanent placements that enhance children's well-being. The agreements will define the method for measuring performance and for determining the level of performance required to earn the incentive payment, and the amount of the incentive payment which may be earned for each target.

(3) INCENTIVE PAYMENTS.—

(a) The department shall allocate incentive payments to performance improvement targets in a manner that ensures that total payments do not exceed the amount appropriated for this purpose.

(b) The department shall ensure that the amount of the incentive payments are proportionate to the value of the performance improvement.

(4) **REPORT.**—The department shall report annually by November 15 to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the negotiated targets set for, outcomes achieved by, and incentive payments made to each community-based care lead agency during the previous fiscal year. The department shall also report on the program enhancements made by each community-based care lead agency and its subcontractors to achieve negotiated outcomes under this section.

Section 5. Section 409.1664, Florida Statutes, is created to read:

409.1664 **Adoption benefits for qualifying adoptive employees of state agencies.**—

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

(a) “Child within the child welfare system” has the same meaning as in s. 409.166.

(b) “Qualifying adoptive employee” means a full-time or part-time employee of a state agency who is paid from regular salary appropriations, or otherwise meets the state agency employer's definition of a regular rather than temporary employee, and who adopts a child within the child welfare system pursuant to chapter 63 on or after January 1, 2015. The term includes instructional personnel, as defined in s. 1012.01, employed by the Florida School for the Deaf and the Blind.

(c) “State agency” means a branch, department, or agency of state government for which the Chief Financial Officer processes payroll requisitions, a state university or Florida College System institution as defined in s. 1000.21, a school district unit as defined in s. 1001.30, or a water management district as defined in s. 373.019.

(2) A qualifying adoptive employee that adopts a child within the child welfare system who has special needs as described in s. 409.166(2)(a)2. is eligible to receive a lump sum benefit in the amount of \$10,000 per child, subject to applicable taxes. A qualifying adoptive employee that adopts a child within the child welfare system who does not have the special needs as described in s. 409.166(2)(a)2. is eligible to

receive a lump sum benefit in the amount of \$5,000 per child, subject to applicable taxes.

(a) Benefits paid to a qualifying adoptive employee who is a part-time employee must be prorated based on the qualifying adoptive employee's full-time equivalency at the time of applying for the benefits.

(b) Benefits under this section are limited to one award per adopted child within the child welfare system.

(c) The payment of a lump-sum benefit for adopting a child within the child welfare system under this section is subject to a specific appropriation to the department for such purpose.

(3) A qualifying adoptive employee must apply to his or her agency head to obtain the benefit provided in subsection (2). Applications must be on forms approved by the department and must include a certified copy of the final order of adoption naming the applicant as the adoptive parent.

(4) This section does not preclude a qualifying adoptive employee from receiving adoption assistance he or she may qualify for under s. 409.166 or any other statute that provides financial incentives for the adoption of children.

(5) Parental leave for a qualifying adoptive employee must be provided in accordance with the personnel policies and procedures of the employee's state agency employer.

(6) The department shall adopt rules to administer this section. The rules may provide for an application process such as, but not limited to, an open enrollment period during which qualifying adoptive employees may apply for monetary benefits under this section.

(7) The Chief Financial Officer shall disburse a monetary benefit to a qualifying adoptive employee upon the department's submission of a payroll requisition. The Chief Financial Officer shall transfer funds from the department to a state university, Florida College System institution, school district unit, or water management district, as appropriate, to enable payment to the qualifying adoptive employee through the payroll systems as long as funds are available for such purpose.

(8) Each state agency shall develop a uniform procedure for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications. Any procedure adopted by a state agency is valid and enforceable if the procedure does not conflict with the express terms of this section.

Section 6. Section 409.1666, Florida Statutes, is created to read:

409.1666 **Annual adoption achievement awards.**—Each year, the Governor shall select and recognize one or more individuals, families, or organizations that make significant contributions to enabling this state's foster children to achieve permanency through adoption. The department shall define appropriate categories for the achievement awards and seek nominations for potential recipients in each category from individuals and organizations knowledgeable about foster care and adoption.

(1) The award shall recognize persons whose contributions involve extraordinary effort or personal sacrifice in order to provide caring and permanent homes for foster children.

(2) A direct-support organization established in accordance with s. 39.0011 by the Office of Adoption and Child Protection within the Executive Office of the Governor may accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards. The direct-support organization may also provide suitable plaques, framed certificates, pins, and other tokens of recognition.

Section 7. Subsection (18) is added to section 409.175, Florida Statutes, to read:

409.175 **Licensure of family foster homes, residential child-caring agencies, and child-placing agencies; public records exemption.**—

(18)(a) A licensed child-placing agency conducting intercountry adoptions must be designated by the United States Department of State as an accredited entity for intercountry adoption services.

(b) *A licensed child-placing agency providing adoption services for intercountry adoption in Hague Convention countries, in incoming or outgoing cases, must meet the federal regulations pertaining to intercountry adoptions with convention countries.*

(c) *An adoption agency in this state which provides intercountry adoption services for families residing in this state must maintain a record that contains, at a minimum, the following:*

1. *All available family and medical history of the birth family;*
2. *All legal documents translated into English;*
3. *All necessary documents obtained by the adoptive parent in order for the child to attain United States citizenship, or if applicable, other legal immigration status; and*
4. *All supervisory reports prepared before an adoption and after the finalization of an adoption.*

Section 8. *For the 2015-2016 fiscal year, the sum of \$6.5 million in recurring funds from the General Revenue Fund is appropriated to the Department of Children and Families for the creation of the adoption incentive program. The Executive Office of the Governor shall place these funds in reserve until such time as the Department of Children and Families submits a plan identifying the performance measures, targeted outcomes, and an expenditure plan for approval to the Executive Office of the Governor and the chair and vice chair of the Legislative Budget Commission in accordance with s. 216.177, Florida Statutes.*

Section 9. *For the 2015-2016 fiscal year, the sum of \$3,425,356 in recurring funds from the General Revenue Fund is appropriated to the Department of Children and Families for the creation of the adoption benefits for qualifying adoptive employees of state agencies. For the 2015-2016 fiscal year, the sum of \$74,644 in recurring funds from the General Revenue Fund is appropriated to the Department of Children and Families and one full-time equivalent position with associated salary rate of 46,382 is authorized for the creation of the adoption benefits for qualifying adoptive employees of state agencies and the development of performance measures and targeted outcomes.*

Section 10. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to adoption and foster care; amending s. 39.0016, F.S.; revising what the Department of Children and Families must do when required to enter into agreements with specified entities; amending s. 39.812, F.S.; requiring the community-based care lead agency to visit in person or contact by telephone the child and the child's adoptive family 1 year after the date the adoption is finalized; requiring the agency to document specified information; requiring the agency to submit a report annually to the department; amending s. 409.145, F.S.; revising caregiver roles and responsibilities; revising the roles and responsibilities of the department, the community-based care lead agency, and other agency staff; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontractors; requiring that the department conduct a comprehensive baseline assessment of lead agencies and provider performance and compile annual data for the most recent 5 years of available data; requiring the department to update the assessment annually; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate outcome-based agreements; requiring that several factors be included in the agreements; requiring the department to allocate incentive payments; requiring the department to report annually by a certain date specified information to the Governor and the Legislature; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances, subject to applicable taxes; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing that the rights offered by this act do not preclude a qualifying adoptive employee who adopts a special needs child from receiving any other assistance or incentive;

requiring that parental leave for qualifying adoptive employees be provided; requiring the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; amending s. 409.175, F.S.; requiring licensed child-placing agencies providing adoption services for intercountry adoptions to meet specified requirements; requiring an adoption agency in this state which provides certain services to maintain records with specified information; providing appropriations; providing an effective date.

The question recurred on **Amendment 1 (412232)** which was withdrawn.

Senator Stargel moved the following amendment which failed:

Amendment 3 (274192) (with directory and title amendments)—Between lines 192 and 193 insert:

(5) *No person shall be eligible to adopt under this section if the person has ever been determined by a court to be a sexual predator as defined in s. 775.21, designated as a sexual offender under s. 943.0435(1)(a)1., convicted of an offense listed in 63.089(4)(b)2. in this state or a similar offense in another jurisdiction, or convicted of an offense listed in s. 943.0435(1)(a)1.a.(I) in this state or a similar offense in another jurisdiction.*

Section 3. Section 63.092, Florida Statutes, is amended to read:

63.092 Report to the court of intended placement by an adoption entity; at-risk placement; preliminary study.—

(1) **REPORT TO THE COURT.**—The adoption entity must report any intended placement of a minor for adoption with any person who is not a relative or a stepparent if the adoption entity participates in the intended placement. The report must be made to the court before the minor is placed in the home or within 2 business days thereafter.

(2) **AT-RISK PLACEMENT.**—If the minor is placed in the prospective adoptive home before the parental rights of the minor's parents are terminated under s. 63.089, the placement is an at-risk placement. If the placement is an at-risk placement, the prospective adoptive parents must acknowledge in writing before the minor may be placed in the prospective adoptive home that the placement is at risk. The prospective adoptive parents shall be advised by the adoption entity, in writing, that the minor is subject to removal from the prospective adoptive home by the adoption entity or by court order at any time prior to the finalization of the adoption.

(3) **PRELIMINARY HOME STUDY.**—Before placing the minor in the intended adoptive home, a preliminary home study must be performed by a licensed child-placing agency, a child-caring agency registered under s. 409.176, a licensed professional, or an agency described in s. 61.20(2), unless the adoptee is an adult or the petitioner is a stepparent or a relative. If the adoptee is an adult or the petitioner is a stepparent or a relative, a preliminary home study may be required by the court for good cause shown. The department is required to perform the preliminary home study only if there is no licensed child-placing agency, child-caring agency registered under s. 409.176, licensed professional, or agency described in s. 61.20(2), in the county where the prospective adoptive parents reside. The preliminary home study must be made to determine the suitability of the intended adoptive parents and may be completed prior to identification of a prospective adoptive minor. A favorable preliminary home study is valid for 1 year after the date of its completion. Upon its completion, a signed copy of the home study must be provided to the intended adoptive parents who were the subject of the home study. A minor may not be placed in an intended adoptive home before a favorable preliminary home study is completed

unless the adoptive home is also a licensed foster home under s. 409.175. The preliminary home study must include, at a minimum:

- (a) An interview with the intended adoptive parents;
- (b) Records checks of the department's central abuse registry and criminal records correspondence checks under s. 39.0138 through the Department of Law Enforcement on the intended adoptive parents;
- (c) An assessment of the physical environment of the home;
- (d) A determination of the financial security of the intended adoptive parents;
- (e) Documentation of counseling and education of the intended adoptive parents on adoptive parenting;
- (f) Documentation that information on adoption and the adoption process has been provided to the intended adoptive parents;
- (g) Documentation that information on support services available in the community has been provided to the intended adoptive parents; and
- (h) A copy of each signed acknowledgment of receipt of disclosure required by s. 63.085.

If the preliminary home study is favorable, a minor may be placed in the home pending entry of the judgment of adoption. A minor may not be placed in the home if the preliminary home study is unfavorable. If the preliminary home study is unfavorable, the adoption entity may, within 20 days after receipt of a copy of the written recommendation, petition the court to determine the suitability of the intended adoptive home. A determination as to suitability under this subsection does not act as a presumption of suitability at the final hearing. In determining the suitability of the intended adoptive home, the court must consider the totality of the circumstances in the home. A minor may not be placed in a home in which there resides any person determined by the court to be a sexual predator as defined in s. 775.21, *any person who has ever been designated as a sexual offender under s. 943.0435(1)(a)1., or any person who has to have been convicted of an offense listed in s. 63.089(4)(b)2., or s. 943.0435(1)(a)1.a.(I), in this state or a similar offense in another jurisdiction.*

Section 4. For the purpose of incorporating the amendment made by this act to section 63.092, Florida Statutes, in a reference thereto, subsection (2) of section 63.052, Florida Statutes, is reenacted to read:

63.052 Guardians designated; proof of commitment.—

(2) For minors who have been voluntarily surrendered to an intermediary through an execution of a consent to adoption, the intermediary shall be responsible for the minor until the time a court orders preliminary approval of placement of the minor in the prospective adoptive home, after which time the prospective adoptive parents shall become guardians pending finalization of adoption, subject to the intermediary's right and responsibility to remove the child from the prospective adoptive home if the removal is deemed by the intermediary to be in the best interests of the child. The intermediary may not remove the child without a court order unless the child is in danger of imminent harm. The intermediary does not become responsible for the minor child's medical bills that were incurred before taking physical custody of the child after the execution of adoption consents. Prior to the court's entry of an order granting preliminary approval of the placement, the intermediary shall have the responsibility and authority to provide for the needs and welfare of the minor. A minor may not be placed in a prospective adoptive home until that home has received a favorable preliminary home study, as provided in s. 63.092, completed and approved within 1 year before such placement in the prospective home. The provisions of s. 627.6578 shall remain in effect notwithstanding the guardianship provisions in this section.

Section 5. For the purpose of incorporating the amendment made by this act to section 63.092, Florida Statutes, in a reference thereto, subsection (7) of section 63.062, Florida Statutes, is reenacted to read:

63.062 Persons required to consent to adoption; affidavit of non-paternity; waiver of venue.—

(7) If parental rights to the minor have previously been terminated, the adoption entity with which the minor has been placed for subsequent adoption may provide consent to the adoption. In such case, no other consent is required. The consent of the department shall be waived upon a determination by the court that such consent is being unreasonably withheld and if the petitioner has filed with the court a favorable preliminary adoptive home study as required under s. 63.092.

Section 6. For the purpose of incorporating the amendment made by this act to section 63.092, Florida Statutes, in a reference thereto, paragraph (c) of subsection (2) of section 63.097, Florida Statutes, is reenacted to read:

63.097 Fees.—

(2) The following fees, costs, and expenses may be assessed by the adoption entity or paid by the adoption entity on behalf of the prospective adoptive parents:

(c) Expenses necessary to comply with the requirements of this chapter, including, but not limited to, service of process under s. 63.088, investigator fees, a diligent search under s. 63.088, a preliminary home study under s. 63.092, and a final home investigation under s. 63.125.

Section 7. For the purpose of incorporating the amendment made by this act to section 63.092, Florida Statutes, in a reference thereto, paragraph (b) of subsection (2) of section 63.112, Florida Statutes, is reenacted to read:

63.112 Petition for adoption; description; report or recommendation, exceptions; mailing.—

(2) The following documents are required to be filed with the clerk of the court at the time the petition is filed:

(b) The favorable preliminary home study of the department, licensed child-placing agency, or professional pursuant to s. 63.092, as to the suitability of the home in which the minor has been placed, unless the petitioner is a stepparent or a relative.

Section 8. For the purpose of incorporating the amendment made by this act to section 63.092, Florida Statutes, in a reference thereto, subsection (1) of section 63.125, Florida Statutes, is reenacted to read:

63.125 Final home investigation.—

(1) The final home investigation must be conducted before the adoption becomes final. The investigation may be conducted by a licensed child-placing agency or a professional in the same manner as provided in s. 63.092 to ascertain whether the adoptive home is a suitable home for the minor and whether the proposed adoption is in the best interest of the minor. Unless directed by the court, an investigation and recommendation are not required if the petitioner is a stepparent or if the minor is related to one of the adoptive parents within the third degree of consanguinity. The department is required to perform the home investigation only if there is no licensed child-placing agency or professional pursuant to s. 63.092 in the county in which the prospective adoptive parent resides.

And the directory clause is amended as follows:

Delete line 181 and insert:

(3), and a new subsection (4) and subsection (5) are added to that section, to read:

And the title is amended as follows:

Delete line 10 and insert: desires to educate the adopted child at home; prohibiting certain individuals from adopting; amending s. 63.092, F.S.; revising the circumstances that preclude a minor from being placed in the home where certain persons reside; reenacting ss. 63.052(2), 63.062(7), 63.097(2)(c), 63.112(2)(b), and 63.125(1), F.S., relating to guardians designated and proof of commitment; persons required to consent to adoption, affidavit of nonpaternity, and waiver of venue; fees; petition for adoption, description, report or recommendations, exceptions, and mailings; and final home investigations, respectively, to incorporate the amendment made to s. 63.092, F.S., in references thereto; amending

Pursuant to Rule 4.19, **CS for HB 7013** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for CS for SB 856—A bill to be entitled An act relating to vision care plans; amending ss. 627.6474, 636.035, and 641.315, F.S.; providing that a health insurer, a prepaid limited health service organization, and a health maintenance organization, respectively, may not require a licensed ophthalmologist or optometrist to join a network solely for the purpose of credentialing the licensee for another vision network; providing that such insurers and organizations are not prevented by the act from entering into a contract with another vision care plan; providing that such insurers and organizations may not restrict or limit a licensed ophthalmologist, optometrist, or optician to specific suppliers of materials or optical laboratories; providing that such insurers and organizations are not restricted or limited by the act in determining certain amounts of coverage or reimbursement; requiring such insurers' and organizations' online vision care network provider directories to be updated monthly; providing that a violation of certain prohibitions in the act constitutes a specified unfair insurance trade practice; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 856** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Simmons, the rules were waived and the bills remaining on the Special Order Calendar this day, except for **CS for SB 1140**, were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, April 8, 2015: CS for SB 802, CS for CS for SB 186, CS for SB 466, CS for SB 960, CS for SB 1140, CS for SB 7002, CS for SB 172, CS for CS for CS for SB 222, SB 676, CS for SB 320, CS for CS for SB 856, CS for SB 842, CS for CS for SB 778, CS for CS for CS for SB 554, CS for SB 378, SB 520, CS for CS for SB 1446, CS for CS for SB 7040, CS for SB 604.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Community Affairs recommends the following pass: CS for SB 510

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 1536; SB 1582

The Committee on Regulated Industries recommends the following pass: SB 902

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

The Committee on Health Policy recommends the following pass: SB 438

The bill was referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Judiciary recommends the following pass: SB 64

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Community Affairs recommends the following pass: CS for SB 36; SB 54; CS for SB 414; SB 788; SB 1010

The Committee on Environmental Preservation and Conservation recommends the following pass: CS for SB 832

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1612

The Committee on Judiciary recommends the following pass: CS for SB 312; CS for SB 912

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 984

The Committee on Health Policy recommends the following pass: CS for SB 1224

The Committee on Judiciary recommends the following pass: SB 796

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

The Committee on Communications, Energy, and Public Utilities recommends the following pass: SB 1022

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

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: CS for SB 288

The Committee on Finance and Tax recommends a committee substitute for the following: CS for SB 924

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

The Committee on Health Policy recommends committee substitutes for the following: SB 710; SB 790; SB 1310

The bills with committee substitute attached were referred to Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 244

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 908

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1172

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1486

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 524

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 360; CS for SB 564; CS for SB 566; CS for SB 1324

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 1248

Appropriations Subcommittee on Education recommends the following pass: CS for SB 68; SB 72; SB 942

Appropriations Subcommittee on General Government recommends the following pass: SB 718; SB 1138; CS for SB 1284

Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 24; CS for SB 40; CS for SB 58; CS for SB 80

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 70; CS for SB 84; CS for SB 1296

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

Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 164; CS for CS for SB 390; CS for SB 922; CS for SB 1098

Appropriations Subcommittee on Education recommends the following pass: SB 888

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 1032

Appropriations Subcommittee on Health and Human Services recommends the following pass: CS for SB 512; SB 816; CS for SB 950; SB 1040; CS for SB 1526

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 1388

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

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 894

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

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: Panuccio, Jesse

*For Term
Ending*

Pleasure of
Governor

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Executive Director, Agency for State Technology

Appointee: Allison, Jason M.

*For Term
Ending*

Pleasure of
Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Community Affairs; and Banking and Insurance; and Senator Dean—

CS for CS for SB 244—A bill to be entitled An act relating to volunteer rural firefighting; amending s. 633.102, F.S.; defining the term “volunteer rural firefighter”; amending s. 633.406, F.S.; authorizing the Division of State Fire Marshal within the Department of Financial Services to award a Volunteer Rural Firefighter Certificate of Completion; amending s. 633.408, F.S.; authorizing the division to establish by rule courses and course examinations to provide training required to obtain the certificate; providing requirements for the issuance of the certificate; requiring the division to award credit for certain courses as provided by rule adopted by the division; amending s. 633.414, F.S.; specifying requirements for the retention of the certificate; amending s. 633.416, F.S.; specifying the circumstances under which a fire service provider may retain the services of a volunteer firefighter; requiring a fire service provider to provide notice to the division regarding a decision to retain or not retain a volunteer rural firefighter; providing an effective date.

By the Committees on Communications, Energy, and Public Utilities; and Communications, Energy, and Public Utilities; and Senator Latvala—

CS for CS for SB 288—A bill to be entitled An act relating to utilities regulation; amending s. 350.01, F.S.; providing term limits for commissioners appointed after a specified date; requiring the Florida Public Service Commission to hold public customer service meetings in certain service territories; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission’s web page; amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; reenacting and amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; providing applicability; amending s. 350.042, F.S.; revising the prohibition against ex parte communication to apply to any matter that a commissioner knows or reasonably expects will be filed within a certain timeframe; providing legislative intent; defining terms; applying the prohibition against ex parte communications to specified meetings; requiring the Governor to remove from office any commissioner found to have willfully and knowingly violated the ex parte communications statute; amending s. 350.0611, F.S.; authorizing the Public Counsel to be a party to settlement agreements in any proceeding before the commission in which he or she has participated as a party; prohibiting a settlement agreement to which the Public Counsel is not a party from being submitted to or approved by the Florida Public Service Commission; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring that the commission approve new tariffs and certain changes to existing tariffs; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; creating s. 366.95, F.S.; defining terms; authorizing electric utilities to petition the Florida Public Service Commission for certain financing orders that authorize the issuance of nuclear asset-recovery bonds, the imposition, collection, and periodic adjustments of nuclear asset-recovery charges, and the creation of nuclear asset-recovery property; providing require-

ments; providing exceptions to the commission's jurisdictions as it relates to financing orders; specifying duties of electric utilities that have obtained a financing order and issued nuclear asset-recovery bonds; specifying properties, requirements and limitations relating to nuclear asset-recovery property; providing requirements as to the sufficiency of the description of certain nuclear asset-recovery property; subjecting financing statements to the Uniform Commercial Code; providing an exception; specifying that nuclear asset-recovery bonds are not public debt; specifying certain state pledges relating to bondholders; declaring certain entities as not electric utilities under certain circumstances; specifying effect of certain provisions in situations of conflict; providing for protecting validity of certain bonds under certain circumstances; providing penalties; reenacting ss. 403.537 and 403.9422, F.S., relating to determination of need for electric and natural gas transmission lines, respectively; reenacting s. 350.043, F.S., relating to the enforcement and interpretation of laws relating to the commission; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Children, Families, and Elder Affairs; and Senator Stargel—

CS for CS for SB 360—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; providing an exemption from public records requirements for records relating to the settlement of a claim on behalf of a ward or minor; authorizing a guardian ad litem, a ward, a minor, and a minor's attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a ward or minor upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing a contingent effective date.

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

CS for SB 524—A bill to be entitled An act relating to rental agreements; creating s. 83.561, F.S.; providing that a purchaser takes title to a tenant-occupied residential property following a foreclosure sale subject to the rights of the tenant; specifying the rights of the tenant; authorizing a tenant to remain in possession of the property for 30 days following receipt of a written notice; prescribing the form for a 30-day notice of termination; establishing requirements for delivery of the notice; authorizing a purchaser to apply for a writ of possession if the tenant refuses to vacate the property; providing exceptions; providing for construction; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Commerce and Tourism; and Senator Richter—

CS for CS for SB 564—A bill to be entitled An act relating to trade secrets; amending s. 812.081, F.S.; including financial information in provisions prohibiting the theft, embezzlement, or unlawful copying of trade secrets; providing criminal penalties; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Commerce and Tourism; and Senator Richter—

CS for CS for SB 566—A bill to be entitled An act relating to public records and meetings; amending ss. 119.071, 125.0104, 288.1226, 331.326, 365.174, 381.83, 403.7046, 403.73, 499.012, 499.0121, 499.051, 499.931, 502.222, 570.48, 573.123, 601.10, 601.15, 601.152, 601.76, and 815.04, F.S.; expanding public records exemptions for certain data processing software obtained by an agency, certain information held by a county tourism promotion agency, information related to trade secrets held by the Florida Tourism Industry Marketing Corporation, information related to trade secrets held by Space Florida, proprietary confidential business information submitted to the Department of Revenue, trade secret information held by the Department of Health, trade secret information reported or submitted to the Department of Environmental Protection, trade secret information in an application for a permit for a prescription drug wholesale distributor or an out-of-state prescription drug wholesale distributor, trade secret information contained in an application for a permit for a secondary wholesale distributor, trade secret information contained in the prescription drug purchase list,

trade secret information relating to medical gas submitted to the Department of Business and Professional Regulation, trade secret information contained in a complaint and any investigatory documents held by the Department of Business and Professional Regulation, trade secret information of a dairy industry business held by the Department of Agriculture and Consumer Services, trade secret information held by the Division of Fruits and Vegetables of the Department of Agriculture and Consumer Services, trade secret information of a person subject to a marketing order held by the Department of Agriculture and Consumer Services, trade secret information provided to the Department of Citrus, trade secret information of noncommodity advertising and promotional program participants held by the Department of Citrus, trade secret information contained in a citrus handler's return filed with the Department of Citrus, a manufacturer's formula filed with the Department of Agriculture and Consumer Services, and specified data, programs, or supporting documentation held by an agency, respectively, to incorporate the amendment made to the definition of the term "trade secret" in s. 812.081, F.S., by SB 564; amending s. 331.326, F.S.; expanding a public meetings exemption for any meeting or portion of a meeting of Space Florida's board at which trade secrets are discussed to incorporate the amendment made to the definition of the term "trade secret" in s. 812.081, F.S., by SB 564; providing for future legislative review and repeal of the exemptions; making editorial and technical changes; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Health Policy; and Senators Grimsley and Ring—

CS for SB 710—A bill to be entitled An act relating to physical therapy; amending s. 486.021, F.S.; redefining the term "practice of physical therapy"; amending s. 486.081, F.S.; providing that a licensed physical therapist who holds a specified doctoral degree may use specified letters in connection with her or his name or place of business; prohibiting a physical therapist with a specified doctoral degree from using the title "doctor" without informing the public of his or her profession as a physical therapist; amending s. 486.135, F.S.; revising the terms and specified letters prohibited from use by a person in connection with her or his name or place of business who is not licensed as a physical therapist or physical therapist assistant; providing an effective date.

By the Committee on Health Policy; and Senator Sobel—

CS for SB 790—A bill to be entitled An act relating to hair restoration or transplant; amending ss. 458.331 and 459.015, F.S.; authorizing the Board of Medicine, the Board of Osteopathic Medicine, and the Department of Health to deny a license to or to discipline a physician for improperly delegating certain tasks; amending ss. 458.347, 459.022, and 464.012, F.S.; authorizing a physician to delegate to a physician assistant and an advanced registered nurse practitioner certain tasks; creating ss. 458.352 and 459.027, F.S.; requiring a physician to document the licensure, education, training, and experience of an individual when the physician delegates certain tasks; requiring a health care practitioner who provides specified services to inform a patient of the identity and training status of all individuals involved in the patient's care; providing an effective date.

By the Committees on Criminal Justice; and Transportation; and Senators Altman and Gibson—

CS for CS for SB 908—A bill to be entitled An act relating to traffic safety; amending s. 316.003, F.S.; providing definitions; amending s. 316.027, F.S.; redefining the term "vulnerable user"; deleting obsolete provisions; amending s. 316.083, F.S.; revising provisions relating to the passing of a vehicle; creating s. 316.0833, F.S.; prohibiting passing and turning in front of a vulnerable user in an unsafe manner; providing penalties; amending s. 316.0875, F.S.; revising exceptions to provisions for designated no-passing zones; amending s. 316.1925, F.S.; revising provisions relating to careless driving; creating s. 318.142, F.S.; providing fines and penalties for specified infractions contributing to bodily injury of a vulnerable user; amending s. 318.19, F.S.; requiring a hearing for specified offenses; amending s. 322.0261, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Finance and Tax; and Community Affairs; and Senator Hays—

CS for CS for SB 924—A bill to be entitled An act relating to property prepared for a tax-exempt use; creating s. 196.1955, F.S.; consolidating and revising provisions relating to obtaining an ad valorem exemption for property owned by an exempt organization, including the requirement that the owner of an exempt organization take affirmative steps to demonstrate an exempt use; authorizing the property appraiser to serve a notice of tax lien on exempt property that is not in actual exempt use after a certain time; providing that the lien attaches to any property owned by the organization identified in the notice of lien; providing that the provisions authorizing the tax lien do not apply to a house of public worship; defining the term “public worship”; amending s. 196.196, F.S.; deleting provisions relating to the exemption as it applies to public worship and affordable housing and provisions that have been moved to s. 196.1955, F.S.; amending s. 196.198, F.S.; deleting provisions relating to property owned by an educational institution and used for an educational purpose that is included in s. 196.1955, F.S.; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Latvala—

CS for CS for SB 1172—A bill to be entitled An act relating to termination of a condominium association; amending s. 718.117, F.S.; providing and revising procedures and requirements for termination of a condominium property; providing requirements for the rejection of a plan of termination; defining terms; providing applicability; providing and revising requirements relating to partial termination of a condominium property; authorizing a plan of termination to be withdrawn, modified, or amended under certain conditions; revising and providing requirements relating to the allocation of proceeds of the sale of condominium property; revising requirements relating to the right to contest a plan of termination; amending s. 718.1255, F.S.; revising the term “dispute”; providing an effective date.

By the Committee on Health Policy; and Senator Clemens—

CS for SB 1310—A bill to be entitled An act relating to music therapists; amending s. 20.43, F.S.; establishing the music therapist profession within the Division of Medical Quality Assurance; creating part XVII of ch. 468, F.S., entitled “Music Therapists”; creating s. 468.851, F.S.; providing legislative intent; creating s. 468.852, F.S.; defining terms; creating s. 468.853, F.S.; creating the Music Therapy Advisory Committee; providing for membership and terms of members; requiring the director to consult with the advisory committee before adopting or revising rules; authorizing the division to adopt rules; creating s. 468.854, F.S.; establishing requirements for licensure as a music therapist; creating s. 468.855, F.S.; providing application requirements; exempting certain applicants from the examination requirement; requiring certain fees to be deposited into the Medical Quality Assurance Trust Fund; creating s. 468.856, F.S.; establishing a licensure renewal process; creating s. 468.857, F.S.; providing for disciplinary grounds and actions; authorizing investigations by the division for allegations of misconduct; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senator Latvala—

CS for CS for SB 1324—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing exemptions from public records requirements for certain information related to active or former sworn or civilian law enforcement personnel and specified agency personnel, current and former state attorneys, assistant state attorneys, statewide prosecutors, assistant statewide prosecutors, public defenders, assistant public defenders, criminal conflict and civil regional counsel, assistant criminal conflict and civil regional counsel, capital collateral regional counsel, and assistant capital collateral regional counsel and their parents, siblings, or cohabitants; providing for retroactive application; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 1486—A bill to be entitled An act relating to residential master building permit programs; creating s. 553.794, F.S.; requiring local governments to create master building permit programs if requested by a licensed general, building, or residential contractor to assist builders who construct certain dwellings and townhomes on a repetitive basis; defining terms; providing requirements for submitting a master building permit application, a general construction plan, or a site-specific building permit application; specifying documents that must be provided with the applications and plan; requiring master building permits to be approved or denied within a time certain; providing duration of validity of approved master building permits; authorizing a builder to use a master building permit for individual dwellings or townhomes under certain conditions; limiting revisions to approved master building permits; authorizing governing bodies of local governments to set specified fees; providing for penalties under certain circumstances; authorizing local governments to adopt procedures to carry out master building permit programs; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Athletic Training Appointee: McDougal, Billy J., Jacksonville	10/31/2018
Barbers' Board Appointee: Rodriguez, Lionel M., Orlando	10/31/2018
Florida Building Code Administrators and Inspectors Board Appointee: Gathright, Richard, Lake Worth	10/31/2018
Board of Trustees of College of Central Florida Appointee: Edgar, William H., Ocala	05/31/2018
Board of Trustees of Florida Gateway College Appointee: Norris, Suzanne M., Lake City	05/31/2017
Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Long, John Robert, Sarasota	05/31/2018
Board of Trustees of Seminole State College Appointee: Bauer, Jeffrey M., Casselberry	05/31/2018
Construction Industry Licensing Board Appointee: Allocco, Andrew, Sebastian	10/31/2018
Florida Development Finance Corporation Appointees: Hale, Kevin C., Naples White, Frank, Pensacola	05/02/2018 05/02/2017
State Board of Education Appointee: Colon, John A., Sarasota	12/31/2018
Board of Professional Engineers Appointees: Fleming, Charles Kevin, Tallahassee Howard, Elizabeth B., Jacksonville	10/31/2018 10/31/2018
Board of Professional Geologists Appointee: Bush, Louie G., Lakeland	10/31/2018
Citrus County Hospital Board Appointee: Bartell, Allan E., Inverness	07/11/2017
Florida Housing Finance Corporation Appointee: Diaz de la Portilla, Renier, Miami	11/13/2018

<i>Office and Appointment</i>	<i>For Term Ending</i>	MESSAGES FROM THE HOUSE OF REPRESENTATIVES
Florida Inland Navigation District		RETURNING MESSAGES — FINAL ACTION
Appointees: Netts, Jonathan S., Palm Coast	01/09/2019	The Honorable Andy Gardiner, President
Sansom, Jerry H., Rockledge	01/09/2019	
Board of Osteopathic Medicine		I am directed to inform the Senate that the House of Representatives has passed CS/SB 426.
Appointee: Schwemmer, Sandra, Boca Raton	10/31/2018	<i>Bob Ward, Clerk</i>
Board of Pilot Commissioners		The bill contained in the foregoing message was ordered enrolled.
Appointee: Jaccoma, Michael Z., Davie	10/31/2018	
Florida Real Estate Appraisal Board		The Honorable Andy Gardiner, President
Appointee: Harris, Joshua A., Orlando	10/31/2017	
Treasure Coast Regional Planning Council, Region 10		I am directed to inform the Senate that the House of Representatives has passed CS/SB 428.
Appointee: Overdorf, Tobin R., Palm City	10/01/2017	<i>Bob Ward, Clerk</i>
Florida Transportation Commission		The bill contained in the foregoing message was ordered enrolled.
Appointee: Wright, Kenneth W., Winter Park	09/30/2018	
Reemployment Assistance Appeals Commission		The Honorable Andy Gardiner, President
Appointee: Epsky, Thomas D., Port St. Lucie	06/30/2016	
Governing Board of the St. Johns River Water Management District		I am directed to inform the Senate that the House of Representatives has passed SB 430.
Appointee: Drake, Charles W., Orlando	03/01/2019	<i>Bob Ward, Clerk</i>
Governing Board of the South Florida Water Management District		The bill contained in the foregoing message was ordered enrolled.
Appointees: Barber, Frederick T., III, Bonita Springs	03/01/2019	
Moran, James J., Wellington	03/01/2019	The Honorable Andy Gardiner, President
Governing Board of the Southwest Florida Water Management District		I am directed to inform the Senate that the House of Representatives has adopted SM 866.
Appointee: Moran, Michael A., Sarasota	03/01/2019	<i>Bob Ward, Clerk</i>
Board of Trustees, Florida State University		The bill contained in the foregoing message was ordered enrolled.
Appointee: Sembler, Brent W., Pinellas Park	01/06/2020	
Board of Trustees, New College of Florida		CORRECTION AND APPROVAL OF JOURNAL
Appointee: Schulaner, Felice, Siesta Key	01/06/2020	The Journals of April 2 and April 7 were corrected and approved.
Board of Trustees, Florida Polytechnic University		CO-INTRODUCERS
Appointee: Wilson, Donald H., Homeland	07/15/2019	
Board of Trustees, University of Florida		Senators Gaetz—CS for SB 1114; Grimsley—CS for SB 606; Margolis—CS for SB 918, CS for SB 1006
Appointees: Brandon, David Lee, Palm Harbor	01/06/2020	
Zucker, Anita G., Charleston	01/06/2020	ADJOURNMENT
Board of Trustees, University of South Florida		
Appointee: Mullis, Harold W., Jr., Tampa	01/06/2020	On motion by Senator Simmons, the Senate adjourned at 5:56 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, April 14 or upon call of the President.
Referred to the Committee on Ethics and Elections.		



Journal of the Senate

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REPORTS OF COMMITTEES

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 344

The bill was referred to Appropriations Subcommittee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SM 1426

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 476

The Committee on Fiscal Policy recommends the following pass: CS for SB 738

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

The Committee on Appropriations recommends the following pass: CS for SB 242; SB 266; CS for SB 534; CS for SB 686; SB 728; CS for SB 836; CS for SB 1054; CS for SB 1114; SB 7028

The Committee on Fiscal Policy recommends the following pass: CS for CS for SB 112; SB 558; CS for SB 568; CS for CS for SB 596; CS for CS for SB 668; SB 684; CS for SB 746; CS for SB 904; SB 996; CS for SB 1208; CS for SB 7052

The Committee on Rules recommends the following pass: SB 404; CS for SB 542; CS for CS for SB 656; CS for CS for SB 674; CS for CS for SB 716; CS for CS for SB 872; CS for SB 916; SB 944; SB 982; CS for CS for SB 998; CS for SB 1314; SM 1422

The bills were placed on the Calendar.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 330

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 714

The bill with committee substitute attached was referred to Appropriations Subcommittee on General Government under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 966

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1520

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

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1232

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 736; CS for SB 748

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1528

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 946

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 278; SB 340; CS for SB 420; CS for SB 606; SB 682; CS for SB 766; SB 1298; SB 7018

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 338; CS for SB 640; CS for SB 760; SB 954; CS for SB 1024; CS for SB 1216; SB 1430

The Committee on Judiciary recommends a committee substitute for the following: SB 7070

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 252; CS for SB 538; CS for SB 806; CS for SB 7066

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 1082; SB 1106; SB 1414; SB 1534

Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 948; CS for SB 1264; SB 1522

Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 314; CS for SB 798; CS for SB 918; CS for SB 1006; CS for SB 1402

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: SB 7064

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

Appropriations Subcommittee on Criminal and Civil Justice recommends committee substitutes for the following: SB 368; SB 464; SB 1170; SB 1270

Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 1260

Appropriations Subcommittee on General Government recommends a committee substitute for the following: CS for SB 1126

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

Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 282

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Finance and Tax—

SB 7074—A bill to be entitled An act relating to tobacco products other than cigarettes or cigars; amending s. 210.25, F.S.; defining the term “affiliate”; clarifying the definitions of the terms “tobacco products” and “wholesale sales price”; amending s. 951.22, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Appropriations.

SB 7076—Previously introduced.

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

SB 7078—A bill to be entitled An act relating to child welfare; amending s. 39.2015, F.S.; authorizing critical incident rapid response teams to review cases of child deaths occurring during an open investigation; requiring the advisory committee to meet quarterly and submit quarterly reports; amending s. 39.3068, F.S.; requiring case staffing when medical neglect is substantiated; amending s. 383.402, F.S.; requiring an epidemiological child abuse death assessment and prevention system; providing intent for the operation of and interaction between the state and local death review committees; limiting members of the state committee to terms of 2 years, not to exceed three consecutive terms; requiring the committee to elect a chairperson and authorizing specified duties of the chairperson; providing for per diem and reimbursement of expenses; specifying duties of the state committee;

deleting obsolete provisions; providing for the convening of county or multicounty local review committees and support by the county health department directors; specifying membership and duties of local review committees; requiring an annual statistical report; specifying that certain responsibilities of the Department of Children and Families are to be administered at the regional level, rather than at the district level; amending s. 409.986, F.S.; revising legislative intent to require community-based care lead agencies to give priority to the use of evidence-based and trauma-informed services; amending s. 409.988; requiring lead agencies to give priority to the use of evidence-based and trauma-informed services; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Criminal Justice—

SB 7080—A bill to be entitled An act relating to law enforcement officer body cameras; creating s. 943.1718, F.S.; providing definitions; requiring a law enforcement agency that permits its law enforcement officers to wear body cameras to establish policies and procedures addressing the proper use, maintenance, and storage of body cameras and the data recorded by body cameras; requiring such policies and procedures to include specified information; requiring such a law enforcement agency to ensure that specified personnel are trained in the law enforcement agency's policies and procedures; requiring that data recorded by body cameras be retained in accordance with specified requirements; requiring a periodic review of agency body camera practices to ensure conformity with the agency's policies and procedures; exempting the recordings from specified provisions relating to the interception of wire, electronic, and oral communications; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Governmental Oversight and Accountability—

SB 7082—A bill to be entitled An act relating to death benefits under the Florida Retirement System; amending s. 121.091, F.S.; authorizing payment of death benefits to the surviving spouse or children of a Special Risk Class member killed in the line of duty under specified circumstances; specifying eligibility; amending s. 121.571, F.S.; conforming provisions to changes made by the act; amending s. 121.591, F.S.; authorizing payment of death benefits to the surviving spouse or surviving children of a Special Risk Class member in the investment plan; establishing qualifications and eligibility requirements in order to receive such benefits; prescribing the method of calculating the benefit; specifying circumstances under which benefit payments are terminated; creating s. 121.5912, F.S.; providing legislative intent; requiring the State Board of Administration or the Division of Retirement to take certain action upon receipt of notification of disqualification from the Internal Revenue Service; authorizing the state board and the Department of Management Services to adopt rules; creating s. 121.735, F.S.; providing for allocations for death benefits authorized by the act; amending s. 121.75, F.S.; adding a cross-reference to conform to changes made by the act; adjusting employer contribution rates in order to fund changes made by the act; providing a directive to the Division of Law Revision and Information; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Health Policy—

SB 7084—A bill to be entitled An act relating to quality health care services; creating s. 624.27, F.S.; providing definitions; specifying that a direct primary care agreement does not constitute insurance and is not subject to the Florida Insurance Code; specifying that entering into a direct primary care agreement does not constitute the business of insurance and is not subject to the code; providing that a health care provider is not required to obtain a certificate of authority to market, sell, or offer to sell a direct primary care agreement; specifying criteria for a direct primary care agreement; amending s. 288.0001, F.S.; requiring an analysis of medical tourism for quality health care services in the Economic Development Programs Evaluation; amending s. 288.901, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Department of Economic Opportunity to market this state as a health care

destination; amending s. 288.923, F.S.; requiring the Division of Tourism Marketing to include in its 4-year plan a discussion of the promotion of medical tourism for quality health care services; creating s. 288.924, F.S.; creating a marketing plan to promote national and international awareness of the qualifications, scope of services, and specialized expertise of health care providers in this state, to promote national and international awareness of certain business opportunities to attract practitioners to destinations in this state, and to include an initiative to showcase qualified health care providers; specifying qualifications for participating providers; amending s. 766.1115, F.S.; redefining terms relating to agency relationships with governmental health care contractors; deleting an obsolete date; extending sovereign immunity to employees or agents of a health care provider that executes a contract with a governmental contractor; clarifying that a receipt of specified notice must be acknowledged by a patient or the patient's representative at the initial visit; requiring the posting of notice that a specified health care provider is an agent of a governmental contractor; amending s. 768.28, F.S.; redefining the term "officer, employee, or agent" to include employees or agents of a health care provider; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Environmental Preservation and Conservation—

SB 7086—A bill to be entitled An act relating to state lands; amending s. 253.034, F.S.; providing legislative findings; defining the term "low-impact agriculture"; revising measurable objectives for management goals to include the preservation of low-impact agriculture; requiring updated land management plans to identify conservation lands that could support low-impact agriculture and conservation lands that are no longer needed and could be disposed of; requiring the Division of State Lands to review state-owned conservation lands and determine if such lands could support low-impact agriculture or be disposed of; requiring the division to submit a list of such lands to the Acquisition and Restoration Council; requiring the council to provide recommendations to the division and the Board of Trustees of the Internal Improvement Trust Fund; requiring that the division may direct managing agencies to offer agreements for low-impact agriculture on such lands under certain conditions; providing applicability of such agreements; specifying that the board may dispose of such lands under certain conditions; requiring the division to review certain nonconservation lands and make recommendations to the board as to whether such lands should be retained in public ownership or disposed of; creating s. 253.87, F.S.; directing the Department of Environmental Protection to include certain county, municipal, state, and federal lands in the Florida State-Owned Lands and Records Information System (SOLARIS) database and to update the database at specified intervals; requiring counties, municipalities, and financially disadvantaged small communities to submit a list of certain lands to the department by a specified date and at specified intervals; directing the department to conduct a study and submit a report to the Governor and the Legislature by a specified date on the technical and economic feasibility of including certain lands in the database or a similar public lands inventory; amending s. 259.105, F.S.; deleting obsolete provisions; requiring the council to give increased priority to certain projects when developing proposed rules relating to Florida Forever funding and additions to the Conservation and Recreation Lands list; amending s. 373.089, F.S.; revising the procedures a water management district must follow for publishing notice of intention to sell parcels no longer essential or necessary for conservation purposes and valued below a certain threshold; providing that such parcels may be sold directly to the highest bidder; authorizing districts to include restrictions on future use of such parcels sold; directing the department to consolidate specified parcels of conservation lands under a single, unified title and legal description by a specified date; providing an effective date.

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

By the Committee on Regulated Industries—

SB 7088—A bill to be entitled An act relating to gaming; amending s. 285.710, F.S.; authorizing and directing the Governor to execute a specified written amendment to the Gaming Compact between the

Seminole Tribe of Florida and the State of Florida; providing that the compact may be amended to authorize the Tribe to conduct banking or banked card games in certain circumstances; providing that the compact may be amended to exempt slot machine gaming in certain circumstances; requiring slot machine tax payments paid by slot machine licensees to be allocated in a specified manner; authorizing and directing the Governor to cooperate with the Tribe in seeking approval of an amendment; providing that the amendment of the compact does not require legislative ratification in certain circumstances; amending s. 550.01215, F.S.; requiring a permitholder to file in writing with the division its application for a license to conduct specified activities; providing an extended period to amend a license for a greyhound permitholder who applies for such license during a specified year; amending s. 550.0351, F.S.; deleting a provision that allowed any dogracing permitholder to use its facility to conduct specified derbies; amending s. 550.054, F.S.; removing a provision that a permitholder of a specified permit must apply for and conduct a full schedule of live racing to be eligible for a specified tax credit; amending s. 550.0951, F.S.; removing a specified tax credit for a greyhound permitholder; requiring a nongreyhound permitholder to pay specified daily license fees; removing the authority of a permitholder that cannot utilize a specified exemption to elect to transfer such exemption; revising the admission tax imposed upon a person attending a horserace, dograce, or jai alai game; revising the tax on handle for dogracing; deleting a tax on handle for intertrack wagering on charity performances at a guest greyhound track; revising the tax on handle for intertrack wagers; amending s. 550.09514, F.S.; deleting a provision that wagering on greyhound racing is subject to a tax handle for specified live greyhound racing; requiring any greyhound permitholder conducting live racing during a fiscal year to pay specified purses; conforming provisions to changes made by the act; amending s. 550.1625, F.S.; removing a provision that a permitholder that conducts a specified dograce meet pay specified fees and taxes and is subject to specified penalties and sanctions; amending s. 550.1647, F.S.; removing a provision relating to the remittance of specified money or property of permitholders; amending s. 550.1648, F.S.; defining a phrase; requiring a bona fide organization, as a condition of adoption, to provide sterilization of greyhounds by a licensed veterinarian before relinquishing custody of the greyhound to the adopter; removing the authority of a greyhound permitholder to hold a designated "Greyhound Adopt-A-Pet-Day"; conforming provisions to changes made by the act; creating s. 550.2416, F.S.; requiring injuries to racing greyhounds to be reported on a form adopted by the Division of Pari-mutuel Wagering in the Department of Business and Professional Regulation within a certain timeframe; identifying the individuals who must complete and sign the form under oath or affirmation under penalty of perjury; specifying the information that must be included in the form; requiring the division to maintain the forms as public records for a specified time; specifying disciplinary actions that may be taken against a licensee of the department who fails to report an injury or who knowingly makes false statements on an injury form; exempting injuries to certain animals from reporting requirements; requiring the division to adopt rules; providing an appropriation; amending s. 550.26165, F.S.; conforming a cross-reference; amending s. 550.3551, F.S.; providing that a non-licensed greyhound permitholder may only accept specified wagers; requiring a non-licensed greyhound permitholder to display and promote all in-state greyhound signals it receives; prohibiting a horseracing or a jai alai permitholder from conducting fewer than eight live races or games on any authorized race day; amending s. 550.615, F.S.; providing that specified tracks, frontons, and greyhound permitholders are qualified to receive broadcasts of any class of pari-mutuel race or game and accept wagers on such races or games; removing a provision that an intertrack wager may not be taken during a specified period of time; authorizing specified greyhound permitholder lessees to conduct intertrack wagering at its pre-lease permitted facility; providing that a guest track is entitled to the payment of a specified percentage of such guest track's contributions to pari-mutuel pools at a greyhound permitholder host track in certain circumstances; amending s. 550.6305, F.S.; conforming cross-references; amending s. 551.101, F.S.; authorizing a licensed pari-mutuel facility to possess slot machines and conduct slot machine gaming in certain circumstances; amending s. 551.102, F.S.; revising the term "eligible facility"; amending s. 551.104, F.S.; conforming a provision to changes made by the act; providing a specified exception for specified greyhound permitholders from the requirements of a slot machine licensee; amending s. 551.114, F.S.; authorizing a designated slot machine gaming area to be located at the location where live races were conducted for greyhound permitholders; amending s. 849.086, F.S.; requiring a specified greyhound permitholder to be issued

a cardroom license in certain circumstances; providing that no minimum number of requested or conducted live performances is required in order for a greyhound permitholder to receive, maintain, or renew a cardroom license; conforming provisions to changes made by the act; providing for slot machine licensees to discontinue live racing or games under certain circumstances; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; Judiciary; and Banking and Insurance; and Senator Smith—

CS for CS for CS for SB 252—A bill to be entitled An act relating to insurance; amending s. 408.909, F.S.; revising the due date for an annual report relating to health flex plans which must be submitted by the Office of Insurance Regulation and the Agency for Health Care Administration; amending s. 440.13, F.S.; revising the due date for a biennial report relating to methods to improve the workers' compensation health care delivery system which must be submitted by a certain three-member panel; amending s. 624.413, F.S.; increasing the number of years that a specified examination report remains valid and may be considered for the purpose of applying for a certificate of authority; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract of insurance; amending s. 626.916, F.S.; revising the required conditions for the export of insurance coverage to delete a provision specifying how reasonableness shall be assessed under certain circumstances; amending s. 626.931, F.S.; deleting provisions that require surplus lines agents to file a quarterly affidavit with the Florida Surplus Lines Office; amending s. 627.211, F.S.; revising the due date for an annual report relating to certain workers' compensation issues which must be submitted by the office; amending s. 627.971, F.S.; providing that the term "financial guaranty insurance" does not include guarantees of higher education loans unless written by a financial guaranty insurance corporation; amending ss. 626.932, 626.935, and 626.936, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Finance and Tax; and Senator Diaz de la Portilla—

CS for CS for SB 278—A bill to be entitled An act relating to downtown development districts; creating s. 189.056, F.S.; providing legislative intent; authorizing municipalities larger than a certain population and located in certain counties to levy an ad valorem tax on real and personal property in downtown development districts; specifying the purpose of such ad valorem tax; limiting the downtown development district's ad valorem millage rate; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Criminal Justice; and Senator Dean—

CS for CS for SB 330—A bill to be entitled An act relating to missing persons with special needs; creating s. 937.041, F.S.; establishing a pilot program in specified counties for the purpose of providing personal assistive technology devices to persons with special needs to aid in certain search and rescue efforts; providing for administration of the pilot program; requiring submittal of certain reports to the Governor and the Legislature by specified dates; providing for expiration of the pilot program; providing an effective date.

By the Committees on Fiscal Policy; and Regulated Industries; and Senator Altman—

CS for CS for SB 338—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s. 471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural en-

gineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting, under certain conditions, a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; revising continuing education requirements for reactivation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senator Grimsley—

CS for SB 340—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term "public receiving facility"; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Grimsley—

CS for CS for SB 420—A bill to be entitled An act relating to animal control; amending s. 588.17, F.S.; providing a procedure for adopting or humanely disposing of impounded stray livestock, except cattle, as an alternative to sale or auction; amending s. 588.18, F.S.; requiring a county animal control center to establish fees and be responsible for damages caused while impounding livestock; amending s. 588.23, F.S.; conforming provisions to changes made by the act; amending s. 828.073, F.S.; conforming provisions to changes made by this act; authorizing certain municipal animal control officers to take custody of an animal found neglected or cruelly treated or to order the owner of such an animal to provide certain care at the owner's expense; authorizing county courts to remand animals to the custody of certain municipalities; authorizing the allocation of auction proceeds to certain animal control officers; amending s. 828.27, F.S.; deleting obsolete provisions; clarifying that certain provisions relating to local animal control are not the exclusive means of enforcing animal control laws; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senator Simmons—

CS for CS for SB 538—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from electronically disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known that such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; providing civil remedies; exempting providers of specified services; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; reenacting s. 784.048(7), F.S., to in-

corporate the amendment made to s. 921.244, F.S., in a reference thereto; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Gaetz, Montford, Sobel, Hays, Soto, and Grimsley—

CS for CS for SB 606—A bill to be entitled An act relating to dental care; creating s. 381.4019, F.S.; establishing a joint local and state dental care access account initiative, subject to the availability of funding; authorizing the creation of dental care access accounts; specifying the purpose of the initiative; defining terms; providing criteria for the selection of dentists for participation in the initiative; providing for the establishment of accounts; requiring the Department of Health to implement an electronic benefit transfer system; providing for the use of funds deposited in the accounts; authorizing the department to distribute state funds to accounts subject to legislative appropriations; authorizing the department to accept contributions from local sources for deposit in designated accounts; limiting the number of years that an account may remain open; providing for the immediate closure of accounts under certain circumstances; authorizing the department to transfer state funds remaining in a closed account at a specified time and to return unspent funds from local sources; requiring a dentist to repay funds in certain circumstances; authorizing the department to pursue disciplinary enforcement actions and to use other legal means to recover funds; requiring the department to establish by rule application procedures and a process to verify the use of funds withdrawn from a dental care access account; requiring the department to give priority to applications from dentists practicing in certain areas; requiring the Department of Economic Opportunity to rank shortage areas and medically underserved areas; requiring the Department of Health to develop a marketing plan in cooperation with certain dental colleges and the Florida Dental Association; requiring the Department of Health to annually submit a report with certain information to the Governor and the Legislature; providing rulemaking authority to require the submission of information for such reporting; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senator Detert—

CS for CS for SB 640—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; authorizing the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; requiring a funeral director to provide burial-transit permits to certain persons; deleting provisions requiring a funeral director to sign an application for a burial-transit permit and to provide certain information on the application; assigning responsibility for manually filed paper death records to the subregistrar; deleting a provision authorizing burial-transit permits filed with a local registrar to be destroyed after a certain period; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to the final dispositions and records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar on a prescribed form; requiring the department, rather than the local registrar, to register the certificate; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a death or a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; providing that a funeral director retains the responsibility to file a death or fetal death certificate with the department, rather than with the local registrar; amending s. 382.0135, F.S.; requiring the department to electronically notify the United States Social Security Administration of deaths in the state; providing an effective date.

By the Committee on Appropriations; and Senator Grimsley—

CS for SB 682—A bill to be entitled An act relating to transitional living facilities; creating part XI of ch. 400, F.S.; creating s. 400.997, F.S.; providing legislative intent; creating s. 400.9971, F.S.; providing definitions; creating s. 400.9972, F.S.; requiring the licensure of transitional living facilities; providing license fees and application requirements;

requiring accreditation of licensed facilities; creating s. 400.9973, F.S.; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; creating s. 400.9974, F.S.; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; creating s. 400.9975, F.S.; providing licensee responsibilities with respect to each client and specified others and requiring written notice of such responsibilities to be provided; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or taking other retaliatory action under certain circumstances; requiring the client and client's representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures governing the release of client information; creating s. 400.9976, F.S.; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for the self-administration of medication by clients; creating s. 400.9977, F.S.; providing training and supervision requirements for the administration of medications by unlicensed staff; specifying who may conduct the training; requiring licensees to adopt certain policies and procedures and maintain specified records with respect to the administration of medications by unlicensed staff; requiring the Agency for Health Care Administration to adopt rules; creating s. 400.9978, F.S.; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; creating s. 400.9979, F.S.; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; creating s. 400.998, F.S.; providing background screening requirements for licensee personnel; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; creating s. 400.9981, F.S.; providing licensee responsibilities with respect to the property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client's personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; creating s. 400.9982, F.S.; providing legislative intent; authorizing the agency to adopt and enforce rules establishing specified standards for transitional living facilities and personnel thereof; creating s. 400.9983, F.S.; classifying certain violations and providing penalties therefor; providing administrative fines for specified classes of violations; creating s. 400.9984, F.S.; authorizing the agency to apply certain provisions with regard to receivership proceedings; creating s. 400.9985, F.S.; requiring the agency, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; transferring and renumbering s. 400.805, F.S., as s. 400.9986, F.S.; repealing s. 400.9986, F.S., relating to transitional living facilities, on a specified date; revising the title of part V of ch. 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term "transitional living facility," to conform to changes made by the act; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; reenacting s. 381.79(1), F.S., relating to the Brain and Spinal Cord Injury Program Trust Fund, to incorporate the amendment made by the act to s. 381.75, F.S., in a reference thereto; providing for the act's applicability to licensed transitional living facilities licensed on specified dates; providing effective dates.

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

CS for SB 714—A bill to be entitled An act relating to environmental control; amending s. 373.467, F.S.; revising the qualifications for membership on the Harris Chain of Lakes Restoration Council; authorizing

the Lake County legislative delegation to waive such membership qualifications for good cause; providing for council vacancies; amending s. 403.067, F.S.; authorizing land set-asides and land-use modifications that reduce nutrient loads into nutrient-impaired surface waters to be used under the water quality credit trading program; amending s. 403.201, F.S.; providing applicability of prohibited variances relating to certain discharges of waste; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund to be used for specified purposes; providing for the deposit of certain funds into the account; reenacting s. 373.414(17), F.S., relating to additional criteria for activities in surface waters and wetlands, to incorporate the amendment made to s. 403.201, F.S.; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senators Stargel and Detert—

CS for CS for SB 736—A bill to be entitled An act relating to residential properties; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for a certificate based upon the date of issuance and form of delivery; providing that the association waives a specified claim against a person or such person's successors or assigns who rely on the certificate in good faith; authorizing a summary proceeding to be brought to compel an association to prepare or deliver an estoppel certificate; specifying the maximum amounts an association may charge for an estoppel certificate; providing that the authority to charge a fee for the estoppel certificate must be established by a specified written resolution or provided by a written management, bookkeeping, or maintenance contract; deleting obsolete provisions; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Regulated Industries; and Senator Ring—

CS for CS for SB 748—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.103, F.S.; revising and providing definitions; amending s. 718.111, F.S.; providing that the vote necessary to charge use fees for the use of the common elements or association property may be approved by a majority of the voting interests present, in person or by proxy, at a meeting of the association if a quorum has been established; revising the liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; revising the requirements for board of administration and unit owner meetings; clarifying the voting process for providing reserves; amending s. 718.113, F.S.; revising the term governing documents to condominium documents; amending s. 718.116, F.S.; revising the provisions relating to the liability of condominium unit owners and mortgagees; revising applicability; revising effect of a claim of lien; creating s. 718.128, F.S.; authorizing condominium associations to conduct elections by electronic voting under certain conditions; providing that a member voting electronically is counted toward a quorum; providing applicability; providing that a unit owner's consent to online voting is valid until the unit owner opts out according to specified procedures; amending s. 718.301, F.S.; adding conditions under which certain unit owners are entitled to elect at least a majority of the members of the board of administration of an association; requiring a bulk-unit purchaser to relinquish control of the association under certain circumstances; requiring a bulk-unit purchaser to deliver certain items, at the bulk-unit purchaser's expense, during the transfer of association control from the bulk-unit purchaser; amending s. 718.302, F.S.; revising the conditions under which certain grants, reservations, or contracts made by an association may be cancelled; prohibiting a lender-unit purchaser from voting on cancellation of certain grants, reservations, or contracts while the association is under control of that lender-unit purchaser; amending s. 718.303, F.S.; providing that a fine may be levied by the board or its authorized designee under certain conditions; revising the requirements for levying a fine or suspension; amending s. 718.501, F.S.; conforming provisions of ch. 718, F.S., relating to the enforcement powers of the Division of Florida Condominiums, Timeshares, and Mobile Homes; creating s. 718.709, F.S.; providing applicability of the

provisions relating to the Distressed Condominium Relief Act; creating part VIII of ch. 718, F.S.; providing legislative intent; providing definitions; authorizing a bulk-unit purchaser to exercise certain developer rights; requiring a bulk-unit purchaser to pay a working capital contribution under certain circumstances; providing applicability; authorizing a lender-unit purchaser to exercise any developer rights he or she acquires; requiring a bulk-unit purchaser and a lender-unit purchaser to comply with specified provisions under ch. 718, F.S.; limiting the rights of bulk-unit purchasers and lender-unit purchasers to vote on reserves or funding of reserves; prohibiting the transfer of such voting rights; providing assessment liability for bulk-unit purchasers and lender-unit purchasers; providing for suspension of a director who has been elected or appointed by a bulk-unit purchaser in certain circumstances; specifying amendments and alterations for which a majority approval of unit owners is required; requiring consent of a bulk-unit purchaser, lender-unit purchaser, or developer to certain amendments; requiring certain warranties and disclosures; requiring an architect or engineer to disclose specified information in a condition report under certain circumstances; subjecting multiple bulk-unit purchasers to joint and several liability; prohibiting a board of administration, a majority of which is elected by a bulk-unit purchaser, from resolving certain construction disputes unless other conditions are satisfied; providing that a bulk-unit purchaser or lender-unit purchaser who does not comply with ch. 718, F.S., forfeits all protections or exemptions under ch. 718, F.S.; clarifying conditions under which a bulk-unit purchaser must deliver certain items during the transfer of association control from the bulk-unit purchaser; providing conditions by which a person may become a bulk-unit purchaser following acquisition of title to timeshare interests that are or ultimately will be included in a timeshare plan; requiring disclosure to purchasers by certain bulk-unit purchasers of timeshare interests; amending s. 719.104, F.S.; revising what constitutes the official records of an association; amending s. 719.106, F.S.; revising the requirements for board of administration and shareholder meetings; amending s. 719.108, F.S.; revising applicability; revising the effect of a claim of lien; creating s. 719.129, F.S.; authorizing cooperative associations to conduct elections by electronic voting under certain conditions; providing that a member voting electronically is counted toward a quorum; providing applicability; providing that a unit owner's consent to online voting is valid until the unit owner opts out according to specified procedures; amending s. 719.303, F.S.; providing that a fine may be levied by the board or its authorized designee under certain conditions; revising the requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term "governing documents"; creating s. 720.3015, F.S.; providing a short title; amending s. 720.303, F.S.; authorizing a homeowners' association to provide notice by electronic transmission in certain circumstances; amending s. 720.305, F.S.; revising the requirements for levying a fine or suspension; revising the application of certain provisions; amending s. 720.306, F.S.; revising the requirements for the adoption of amendments to the governing documents; revising the requirements for the election of directors; revising the requirements for board of director and member meetings; amending s. 720.3085, F.S.; providing that the association may recover from the parcel owner a reasonable charge imposed by a management or bookkeeping company or a collection agent which are incurred in connection with a delinquent assessment; providing that such charges must be liquidated, non-contingent, and based upon actual time expended; providing that fees for collection are not recoverable in a certain circumstance; specifying the hierarchy for the application of payments received for collection services contracted for by the association; creating s. 720.317, F.S.; authorizing homeowners' associations to conduct elections by electronic voting under certain conditions; providing that a member voting electronically is counted toward a quorum; providing applicability; providing that a member's consent to online voting is valid until the member opts out according to specified procedures; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senators Bradley and Sobel—

CS for CS for SB 760—A bill to be entitled An act relating to child protection; amending s. 39.2015, F.S.; providing requirements for the representation of Children's Medical Services on multiagency teams investigating certain child deaths or other critical incidents; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the medical directors to hold certain qualifications; requiring the Department of Health to approve a third-party credentialing entity to develop and administer a credentialing program for medical directors;

specifying minimum standards that the third-party credentialing entity must meet; deleting a provision requiring all medical personnel on a child protection team to complete specified training curriculum; requiring each child protection team medical director employed on a certain date to meet specified requirements; amending s. 458.3175, F.S.; providing that a physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending s. 459.0066, F.S.; providing that an osteopathic physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending ss. 39.301 and 827.03, F.S.; conforming cross-references; conforming provisions to changes made by the act; reenacting ss. 39.3031 and 391.026(2), F.S., relating to child protection teams, to incorporate the amendments made to s. 39.303, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senator Hukill—

CS for CS for SB 766—A bill to be entitled An act relating to surveillance by a drone; amending s. 934.50, F.S.; defining terms; prohibiting a person, a state agency, or a political subdivision from using a drone to capture an image of privately owned real property or of the owner, tenant, occupant, invitee, or licensee of such property with the intent to conduct surveillance without his or her written consent if a reasonable expectation of privacy exists; specifying when a reasonable expectation of privacy may be presumed; authorizing the use of a drone by a person or entity engaged in a business or profession licensed by the state in certain circumstances; authorizing the use of a drone by an employee or contractor of a property appraiser for the purpose of assessing property for ad valorem taxation; authorizing the use of a drone by or on behalf of certain utilities for specified purposes; providing that an owner, tenant, occupant, invitee, or licensee may initiate a civil action for compensatory damages and may seek injunctive relief against a person, a state agency, or a political subdivision that violates the act; providing for construction; providing for the recovery of attorney fees and punitive damages; specifying that remedies provided by the act are cumulative to other remedies; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Richter—

CS for CS for SB 806—A bill to be entitled An act relating to the regulation of financial institutions; amending s. 655.005, F.S.; redefining the terms “main office” and “principal office”; amending s. 655.047, F.S.; requiring that mailed semiannual assessments be received by the Office of Financial Regulation by a specified date; requiring that electronically transmitted semiannual assessments be transmitted to the office by specified dates; amending s. 655.60, F.S.; deleting the requirement that the office select a licensed or certified appraiser to conduct certain appraisals; deleting the requirement that the office approve the cost of certain appraisals before payment of that cost by a state financial institution, subsidiary, or service corporation; amending s. 658.19, F.S.; revising the individuals for whom certain information must be provided to the office on an application for authority to organize a banking corporation or trust company; amending s. 660.33, F.S.; conforming a cross-reference; amending s. 663.08, F.S.; requiring an international banking corporation to provide its annual certification of capital accounts to the office by a specified date; creating s. 663.021, F.S.; providing that specified entities of an international banking corporation are not required, in response to a subpoena, to produce certain books or records that are maintained outside the United States or its territories and are not in the entities’ possession, custody, or control; specifying the applicability of the section to certain types of subpoenas; providing that the section does not limit certain regulatory and supervisory powers of the office; reenacting ss. 655.960(8) and 663.302(1)(a), F.S., to incorporate the amendment made to s. 655.005, F.S., in references thereto; reenacting ss. 658.165(1), 665.013(3), and 667.003(3), F.S., to incorporate the amendment made to s. 658.19, F.S., in references thereto; reenacting s. 658.12(4), F.S., to incorporate the amendment made to s. 660.33, F.S., in references thereto; providing an effective date.

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

CS for SB 946—A bill to be entitled An act relating to legal holidays and special observances; creating s. 683.095, F.S.; designating the second Monday in October of each year as “Sir Lancelot Jones Day” in Miami-Dade and Monroe Counties; encouraging public officials, schools, private organizations, and citizens in Miami-Dade and Monroe Counties to commemorate the occasion; providing an effective date.

By the Committee on Fiscal Policy; and Senator Garcia—

CS for SB 954—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.4599, F.S.; requiring a receiving facility to provide notice of the whereabouts of an adult or emancipated minor patient held for involuntary examination; providing conditions for delay in notification; requiring documentation of contact attempts; amending ss. 1002.20 and 1002.33, F.S.; requiring public school or charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring district school boards and charter school governing boards to develop notification policies and procedures; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Bullard, Soto, and Sobel—

CS for SB 966—A bill to be entitled An act relating to disposable plastic bags; creating s. 403.70325, F.S.; authorizing certain municipalities to establish pilot programs for the regulation or ban of disposable plastic bags; providing program criteria; providing for expiration of the program; directing participating municipalities to collect data and submit reports to the municipal governing body and the Department of Environmental Protection; republishing s. 403.7033, F.S.; providing an effective date.

By the Committees on Fiscal Policy; and Transportation; and Senator Simmons—

CS for CS for SB 1024—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; requiring the chairs of the boards of specified county commissions each to appoint one member from their respective counties who is a commission member or chair or a county mayor to serve on the governing body of the authority; specifying that the terms of members appointed by the Governor end on a specified date; removing the requirement that the authority elect one of its members as secretary; amending s. 348.754, F.S.; specifying that the Central Florida Expressway Authority is a party to a certain lease-purchase agreement between the department and the Orlando-Orange County Expressway Authority; amending s. 348.757, F.S.; removing the requirement that title in fee simple absolute to the former Orlando-Orange County Expressway System be transferred to the state upon the completion of the faithful performance and termination of a specified lease-purchase agreement; revising the title of part III of ch. 348, F.S.; providing an effective date.

By the Committees on Fiscal Policy; and Community Affairs; and Senator Simpson—

CS for CS for SB 1216—A bill to be entitled An act relating to community development; amending s. 163.08, F.S.; declaring that there is a compelling state interest in enabling property owners to voluntarily finance certain improvements to property damaged by sinkhole activity with local government assistance; expanding the definition of the term “qualifying improvement” to include stabilization or other repairs to property damaged by sinkhole activity; providing that stabilization or other repairs to property damaged by sinkhole activity are qualifying improvements considered affixed to a building or facility; revising the form of a specified written disclosure statement to include an assess-

ment for a qualifying improvement relating to stabilization or repair of property damaged by sinkhole activity; amending s. 163.3175, F.S.; deleting obsolete provisions; amending s. 163.3184, F.S.; requiring plan amendments proposing a development that qualifies as a development of regional impact to be subject to the state coordinated review process; amending s. 163.3245, F.S.; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to a long-term master plan do not apply; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to detailed specific area plans do not apply; providing that conservation easements may be based on digital orthophotography prepared by licensed surveyor and mapper and may include a right of adjustment subject to certain requirements; providing that substitution is accomplished by recording an amendment to a conservation easement as accepted by and with the consent of the grantee; requiring the applicant for a detailed specific area plan to transmit copies of the application to specified reviewing agencies for review and comment; requiring such agency comments to be submitted to the local government having jurisdiction and to the state land planning agency, subject to certain requirements; authorizing the Department of Environmental Protection, the Fish and Wildlife Conservation Commission, or the water management district to accept compensatory mitigation under certain circumstances, pursuant to a specified section or chapter; providing that the adoption of a long-term master plan or a detailed specific area plan pursuant to this section does not limit the right to establish new agricultural or silvicultural uses under certain circumstances; allowing an applicant with an approved master development order to request that the applicable water management district issue a specified consumptive use permit for the same period of time as the approved master development order; providing applicability; providing that a local government is not precluded from requiring data and analysis beyond the minimum criteria established in this section; amending s. 163.3246, F.S.; removing restrictions on certain exemptions; providing legislative intent; designating Pasco County as a pilot community; requiring the state land planning agency to provide a written certification to Pasco County within a certain timeframe; providing requirements for certain plan amendments; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations to the Governor and the Legislature by a certain date; providing requirements for the report; amending s. 163.3248, F.S.; removing the requirement that regional planning councils provide assistance in developing a plan for a rural land stewardship area; amending s. 163.340, F.S.; expanding the definition of the term “blighted area” to include a substantial number or percentage of properties damaged by sinkhole activity which are not adequately repaired or stabilized; conforming a cross-reference; amending s. 163.524, F.S.; conforming a cross-reference; repealing s. 186.0201, F.S., relating to electric substation planning; amending s. 186.505, F.S.; removing the power of regional planning councils to establish and conduct cross-acceptance negotiation processes; creating s. 186.512, F.S.; subdividing the state into specified geographic regions for the purpose of regional comprehensive planning; authorizing the Governor to review and update the district boundaries of the regional planning councils; providing requirements to aid in the transition of regional planning councils; amending s. 186.513, F.S.; deleting the requirement that regional planning councils make joint reports and recommendations; amending s. 190.005, F.S.; requiring community development districts up to a certain size located within a connected-city corridor to be established pursuant to an ordinance; amending s. 253.7828, F.S.; conforming provisions to changes made by the act; repealing s. 260.018, F.S., relating to agency recognition of certain publicly owned lands and waters; amending s. 339.135, F.S.; deleting obsolete provisions; amending s. 339.155, F.S.; removing certain duties of regional planning councils; amending s. 373.236, F.S.; authorizing a water management district to issue a permit to an applicant for the same period of time as the applicant’s approved master development order, subject to certain requirements and restrictions; amending s. 380.06, F.S.; removing the requirement that certain developers submit biennial reports to regional planning agencies; providing that new proposed developments are subject to the state-coordinated review process and not the development of regional impact review process; amending s. 403.50663, F.S.; removing requirements relating to certain informational public meetings; amending s. 403.507, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed electrical power plants; amending s. 403.508, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending s. 403.5115, F.S.; conforming provisions to changes made by the act;

amending s. 403.526, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed transmission lines or corridors; amending s. 403.527, F.S.; removing the requirement that regional planning councils parties participate in certain proceedings; amending s. 403.5272, F.S.; conforming provisions to changes made by the act; amending s. 403.7264, F.S.; removing the requirement that regional planning councils assist with amnesty days for purging small quantities of hazardous wastes; amending s. 403.941, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed natural gas transmission lines or corridors; amending s. 403.9411, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending ss. 419.001 and 985.682, F.S.; removing provisions relating to the use of a certain dispute resolution process; providing an effective date.

By the Committees on Community Affairs; and Health Policy; and Senator Simpson—

CS for CS for SB 1232—A bill to be entitled An act relating to building codes; amending s. 468.609, F.S.; revising the certification examination requirements for building code inspectors, plans examiners, and building code administrators; requiring the Florida Building Code Administrators and Inspectors Board to provide for issuance of certain provisional certificates; amending ss. 468.627, 471.0195, 481.215, and 481.313, F.S.; requiring a licensee or certificateholder to undergo code-related training as part of his or her continuing education courses; amending s. 489.103, F.S.; providing an exemption for a specified employee who makes minor repairs to existing waters heaters or to existing heating, venting, and air-conditioning systems in certain circumstances; amending s. 489.105, F.S.; revising the term “plumbing contractor”; amending s. 489.115, F.S.; requiring a certificateholder or registrant to undergo code-related training as part of his or her continuing education requirements; amending s. 489.1401, F.S.; revising legislative intent with respect to the purpose of the Florida Homeowners’ Construction Recovery Fund; providing legislative intent that Division II contractors set apart funds to participate in the fund; amending s. 489.1402, F.S.; revising terms; amending s. 489.141, F.S.; authorizing certain claimants to make a claim against the recovery fund for certain contracts entered into before a specified date; amending s. 489.1425, F.S.; revising a notification provided by contractors to certain residential property owners to state that payment from the recovery fund is limited; amending s. 489.143, F.S.; revising provisions concerning payments from the recovery fund; specifying claim amounts for certain contracts entered into before or after specified dates; providing aggregate caps for payments; amending s. 489.503, F.S.; exempting certain low-voltage landscape lighting from licensed electrical contractor installation requirements; amending s. 489.517, F.S.; requiring a certificateholder or registrant to undergo code-related training as part of his or her continuing education requirements; amending s. 514.011, F.S.; revising the term “private pool”; amending s. 514.0115, F.S.; prohibiting a portable pool from being regulated as a public pool in certain circumstances; amending s. 514.031, F.S.; requiring the Department of Health to conduct inspections of certain public pools with operating permits to ensure continued compliance with specified criteria; authorizing the department to adopt rules; specifying the department’s jurisdiction for purposes of inspecting certain public pools; specifying duties of local enforcement agencies regarding modifications and repairs made to certain public pools as a result of the department’s inspections; requiring the department to ensure that certain rules enforced by local enforcement agencies comply with the Florida Building Code; conforming a provision to changes made by the act; amending s. 514.05, F.S.; specifying that the department may deny, suspend, or revoke operating permits for certain pools and bathing places if certain plans, variances, or requirements of the Florida Building Code are violated; specifying that the department may assess an administrative fine for violations by certain public pools and bathing places if certain plans, variances, or requirements of the Florida Building Code are violated; amending s. 553.721, F.S.; directing the Florida Building Code Compliance and Mitigation Program to fund, from existing resources, the recommendations made by the Building Code System Uniform Implementation Evaluation Workgroup; providing a limitation; requiring that a specified amount of funds from the surcharge be used to fund certain Florida Fire Prevention Code informal interpretations; requiring the State Fire Marshal to adopt specified rules; amending s. 553.73, F.S.; authorizing local boards created to address specified issues to combine the appeals boards to create a single, local board; authorizing the local board to grant alternatives or modifications

through specified procedures; requiring at least one member of a board to be a fire protection contractor, a fire protection design professional, a fire department operations professional, or a fire code enforcement professional in order to meet a specified quorum requirement; authorizing the appeal to a local administrative board of specified decisions made by a local fire official; specifying the decisions of the local building official and the local fire official which are subject to review; requiring the permitted installation or replacement of a water heater in a conditioned or attic space to include a water-level detection device; prohibiting the Florida Building Code from requiring more than one fire access elevator in certain buildings; prohibiting a 1 hour fire-rated fire service access elevator lobby from being required in certain circumstances; requiring a 1 hour fire-related fire service access elevator lobby in certain circumstances; providing that the requirement for a second fire service access elevator is not considered to be part of the Florida Building Code; amending s. 553.79, F.S.; authorizing a building official to issue a permit for the construction of the foundation or any other part of a building or structure before the construction documents for the whole building or structure have been submitted; providing that the holder of such permit shall begin building at the holder's own risk with the building operation and without assurance that a permit for the entire structure will be granted; requiring local enforcing agencies to permit and inspect modifications and repairs made to certain public pools and public bathing places as a result of the Department of Business and Professional Regulation's inspections; amending s. 553.841, F.S.; authorizing the department to maintain, update, develop, or cause to be developed code-related training and education; removing provisions related to the development of advanced courses with respect to the Florida Building Code Compliance and Mitigation Program and the accreditation of courses related to the Florida Building Code; amending s. 553.842, F.S.; providing that Underwriters Laboratories, LLC, is an approved evaluation entity; amending s. 553.908, F.S.; requiring local enforcement agencies to accept duct and air infiltration tests conducted in accordance with certain guidelines by specified individuals; amending s. 633.104, F.S.; defining a term; clarifying intent; amending s. 633.202, F.S.; requiring all new high-rise and existing high-rise buildings to maintain a minimum radio signal strength for fire department communications; providing a transitory period for compliance; requiring existing buildings and existing apartment buildings that are not in compliance with the requirements for minimum radio strength for fire department communications to initiate an application for an appropriate permit by a specified date; requiring areas of refuge to be required as determined by the Florida Building Code-Accessibility; amending s. 633.216, F.S.; requiring the State Fire Marshal to adopt a certification program for specified firesafety inspectors; requiring newly appointed Fire Code Plans Examiners and existing Fire Code Plans Examiners to meet specified certification requirements; requiring the State Fire Marshal to provide a transitory period for existing Fire Code Plans Examiners to receive their certification; authorizing the State Fire Marshal to determine alternative educational and experience requirements or certifications; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; requiring a report to the Governor and the Legislature by a specified date; providing for membership; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; providing that members of the task force serve without compensation; authorizing the task force to meet as often as necessary; providing for future repeal of the task force; providing an effective date.

By the Committee on Appropriations; and Senator Simmons—

CS for SB 1298—A bill to be entitled An act relating to insurance for short-term rental and transportation network companies; creating s. 627.716, F.S.; defining terms; establishing insurance requirements for short-term rental network companies during certain timeframes; requiring a short-term rental network company to make certain written disclosures to participating lessors; requiring an insurer to defend and indemnify an insured in this state; prohibiting the personal insurance policy of a participating lessor of a short-term rental property from providing specified coverage during certain timeframes except under specified circumstances; requiring a short-term rental network company and its insurer to cooperate with certain claims investigations; providing that the section does not limit the liability of a short-term rental network company under specified circumstances; creating s. 627.748, F.S.; defining terms; requiring a transportation network company driver or such

company on the driver's behalf, or a combination thereof, to maintain primary automobile liability insurance issued by specified insurers with certain coverages in specified amounts during certain timeframes; requiring the transportation network company to provide automobile insurance in the event insurance maintained by the transportation network company driver lapses or does not provide the required coverage; requiring a transportation network company driver to carry proof of insurance coverage at certain times and to disclose specified information in the event of an accident; requiring a transportation network company to make certain disclosures to transportation network company drivers; authorizing insurers to exclude certain coverages during specified periods for policies issued to transportation network company drivers for personal vehicles; requiring a transportation network company and certain insurers to cooperate during a claims investigation to facilitate the exchange of specified information; requiring a transportation network company to determine whether an individual's personal vehicle is subject to a lien before allowing the individual to act as a driver and, if the vehicle is subject to a lien, to verify that the insurance required by this section provides coverage to the lienholder during specified periods; authorizing the Office of Insurance Regulation to adopt rules to implement the section; providing an effective date.

By the Committee on Fiscal Policy; and Senator Abruzzo—

CS for SB 1430—A bill to be entitled An act relating to discounts on public park entrance fees and transportation fares; creating s. 125.029, F.S.; requiring counties to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouse and parents of certain deceased military members, law enforcement officers, firefighters, emergency medical technicians, and paramedics; requiring that individuals seeking the discount present information satisfactory to the county department which evidences eligibility; defining the term "park entrance fee"; providing certain exclusions; creating s. 163.58, F.S.; requiring certain regional transportation authorities to provide a partial or a full discount on fares for certain disabled veterans; creating s. 166.0447, F.S.; requiring municipalities to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouse and parents of certain deceased military members, law enforcement officers, firefighters, emergency medical technicians, and paramedics; requiring that individuals seeking the discount present information satisfactory to the municipal department which evidences eligibility; defining the term "park entrance fee"; providing certain exclusions; providing an effective date.

By the Committee on Community Affairs; and Senator Soto—

CS for SB 1520—A bill to be entitled An act relating to housing for low-income persons; amending s. 420.9075, F.S.; authorizing local housing assistance plans to allocate funds to provide rental assistance to include the first and last month's rent for eligible persons, subject to certain restrictions; amending s. 421.02, F.S.; revising the legislative declaration of necessity; amending s. 421.03, F.S.; redefining terms; defining the terms "blighted" and "essential commercial goods and services"; amending s. 421.04, F.S.; prohibiting a housing authority from applying to the Federal Government to seize projects, units, or vouchers of another established housing authority; amending s. 421.05, F.S.; prohibiting specified additional compensation for authority commissioners; amending s. 421.06, F.S.; prohibiting commissioners or employees from acquiring interests in certain commercial projects; requiring commissioners or employees to disclose interests in commercial projects under certain circumstances; amending s. 421.08, F.S.; revising the powers of an authority; requiring that revenue received by a housing authority from certain commercial projects be used for affordable housing; conforming a cross-reference; amending s. 421.09, F.S.; conforming a cross-reference; amending s. 421.091, F.S.; requiring a full financial accounting and audit of public housing agencies to be submitted to the Federal Government pursuant to certain requirements; exempting housing authorities from specified reporting requirements; amending s. 421.21, F.S.; revising legislative intent; creating s. 421.281, F.S.; creating consolidated housing authorities subject to certain requirements and restrictions; specifying the area of operation of a consolidated housing authority; providing for the appointment of commissioners subject to certain requirements and restrictions; providing that a majority of the commissioners constitutes a quorum; specifying the powers and duties of a consolidated housing authority and the commissioners thereof;

amending s. 421.32, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 421.321, F.S.; conforming provisions to changes made by the act; amending s. 421.33, F.S.; conforming provisions to changes made by the act; amending s. 422.02, F.S.; providing a finding that there is a lack of access to certain essential commercial goods and services; amending s. 422.04, F.S.; authorizing state public bodies to provide or cause to be provided commercial projects that allow access to certain essential commercial goods and services; amending s. 423.01, F.S.; providing a finding that certain projects for the clearance of blighted areas and access to essential commercial goods and services are required; providing a finding that facilities made available by housing authorities to provide access to essential commercial goods and services are a critical component for housing projects and constitute a public use and governmental function; providing a finding that certain property used to provide access to essential commercial goods and services is exclusively for public uses and municipal purposes; amending s. 423.02, F.S.; providing that the activities or property of a person who provides essential commercial goods and services is not exempt from certain taxes and special assessments; exempting real property of a housing authority which is used to provide access to essential commercial goods and services from ad valorem taxes and special assessments; amending s. 893.13, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Judiciary; and Senator Evers—

CS for SB 1528—A bill to be entitled An act relating to the Commission on Federalism; creating s. 11.9006, F.S.; creating the Commission on Federalism; providing for the membership, meetings, and staff support of the commission; authorizing members to be reimbursed for per diem and travel expenses; providing duties of the commission; providing criteria to evaluate a federal law, agency policy, mandate, or executive order; specifying which sources the commission may rely on in an evaluation; requiring the commission to submit biannual reports to the Governor and the Legislature; providing report requirements; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs—

CS for SB 7018—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and defining terms; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the State Long-Term Care Ombudsman Program; amending s. 400.0063, F.S.; deleting references to ombudsman councils and the Office of the State Long-Term Care Ombudsman and replacing them with the State Long-Term Care Ombudsman Program; amending s. 400.0065, F.S.; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; requiring each district to conduct quarterly public meetings; providing duties of representatives of the program in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; amending s. 400.0070, F.S.; providing conditions under which a representative of the program could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the Department of Elderly Affairs to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care

facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.162, 400.19, 400.191, and 400.23, F.S.; conforming provisions to changes made by the act; amending s. 400.235, F.S.; conforming provisions to changes made by the act; revising the additional criteria for recognition as a Gold Seal Program facility; amending ss. 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, and 429.85, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; Health Policy; and Regulated Industries—

CS for CS for SB 7066—A bill to be entitled An act relating to low-THC cannabis; amending s. 381.986, F.S.; defining terms; revising the illnesses and symptoms for which a physician may order a patient the medical use of low-THC cannabis in certain circumstances; providing that a physician who improperly orders low-THC cannabis is subject to specified disciplinary action; revising the duties of the Department of Health; requiring the department to create a secure, electronic, and online compassionate use registry; requiring the department to begin to accept applications for licensure as a dispensing organization according to a specified application process; requiring the department to review all applications, notify applicants of deficient applications, and request any additional information within a specified period; requiring an application for licensure to be filed and complete by specified dates; requiring the department to select two applicants in specified regions for licensure as a dispensing organization; requiring the department to issue 10 additional licenses to qualified applicants by lottery; authorizing applicants to operate in any region of the state; prohibiting a dispensing organization from having cultivation or processing facilities outside the region in which it is licensed; requiring the department to select by lottery another applicant in certain circumstances; requiring the department to conduct a new lottery after the revocation or the denial of renewal of a license; requiring the department to conduct a lottery at specified intervals if there are available dispensing organization licenses; providing an exemption for the application process; requiring the department to use an application form that requires specified information from the applicant; requiring the department to impose specified application fees; requiring the department to inspect each dispensing organization's properties, cultivation facilities, processing facilities, and retail facilities before those facilities may operate; authorizing followup inspections at reasonable hours; providing that licensure constitutes permission for the department to enter and inspect the premises and facilities of any dispensing organization; authorizing the department to inspect any licensed dispensing organization; requiring dispensing organizations to make all facility premises, equipment, documents, low-THC cannabis, and low-THC cannabis products available to the department upon inspection; authorizing the department to test low-THC cannabis or low-THC cannabis products; authorizing the department to suspend or revoke a license, deny or refuse to renew a license, or impose a maximum administrative penalty for specified acts or omissions; requiring the department to create a permitting process for vehicles used for the transportation of low-THC cannabis or low-THC cannabis products; authorizing the department to adopt rules as necessary for implementation of specified provisions and procedures, and to provide specified guidance; providing procedures and requirements for an applicant seeking licensure as a dispensing organization or the renewal of its license; requiring the dispensing organization to verify specified information of specified persons in certain circumstances; authorizing a dispensing organization to have cultivation facilities, processing facilities, and retail facilities; authorizing a retail facility to be established in a municipality only after such an ordinance has been created; authorizing a retail facility to be established in the unincorporated areas of a county only after such an ordinance has been created; requiring retail facilities to have all utilities and resources necessary to store and dispense low-THC and low-THC cannabis products; requiring retail facilities to be secured with specified theft-prevention systems; requiring a dispensing organization to provide the department with specified up-

dated information within a specified period; authorizing a dispensing organization to transport low-THC cannabis or low-THC cannabis products in vehicles in certain circumstances; requiring such vehicles to be operated by specified persons in certain circumstances; requiring a fee for a vehicle permit; requiring the signature of the designated driver with a vehicle permit application; providing for expiration of the permit in certain circumstances; requiring the department to cancel a vehicle permit upon the request of specified persons; providing that the licensee authorizes the inspection and search of his or her vehicle without a search warrant by specified persons; requiring all low-THC cannabis and low-THC cannabis products to be tested by an independent testing laboratory before the dispensing organization may dispense it; requiring the independent testing laboratory to provide the lab results to the dispensing organization for a specified determination; requiring all low-THC cannabis and low-THC cannabis products to be labeled with specified information before dispensing; requiring the University of Florida College of Pharmacy to establish and maintain a specified safety and efficacy research program; providing program requirements; requiring the department to provide information from the prescription drug monitoring program to the University of Florida as needed; requiring the Agency for Health Care Administration to provide access to specified patient records under certain circumstances; prohibiting persons who have direct or indirect interest in a dispensing organization and the dispensing organization's managers, employees, and contractors who directly interact with low-THC cannabis and low-THC cannabis products from making recommendations, offering prescriptions, or providing medical advice to qualified patients; providing that the act does not provide an exception to the prohibition against driving under the influence; authorizing specified individuals to manufacture, possess, sell, deliver, distribute, dispense, and lawfully dispose of reasonable quantities of low-THC cannabis; authorizing a licensed laboratory and its employees to receive and possess low-THC cannabis in certain circumstances; providing that specified rules adopted by the department are exempt from the requirement to be ratified by the Legislature; amending s. 381.987, F.S.; requiring the department to allow specified persons engaged in research to access the compassionate use registry; amending s. 893.055, F.S.; providing that persons engaged in research at the University of Florida shall have access to specified information; amending s. 893.0551, F.S.; providing a specified public records exemption for persons engaged in research at the University of Florida; providing an effective date.

By the Committees on Judiciary; and Appropriations—

CS for SB 7070—A bill to be entitled An act relating to mental health and substance abuse; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.453, F.S.; providing legislative intent regarding the development of programs related to substance abuse impairment by the Department of Children and Families; expanding legislative intent related to a guarantee of dignity and human rights to all individuals who are admitted to substance abuse treatment facilities; amending s. 394.455, F.S.; defining and redefining terms; deleting defined terms; amending s. 394.457, F.S.; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; deleting a requirement that the department establish minimum standards for personnel employed in mental health programs and provide orientation and training materials; amending s. 394.4573, F.S.; deleting a defined term; adding substance abuse care as an element of the continuity of care management system that the department must establish; deleting duties and measures of performance of the department regarding the continuity of care management system; amending s. 394.459, F.S.; extending a right to dignity to all individuals held for examination or admitted for mental health or substance abuse treatment; providing procedural requirements that must be followed to detain without consent an individual who has a substance abuse impairment but who has not been charged with a criminal offense; providing that individuals held for examination or admitted for treatment at a facility have a right to certain evaluation and treatment procedures; removing provisions regarding express and informed consent for medical procedures requiring the use of a general anesthetic or electroconvulsive treatment; requiring facilities to have written procedures for reporting events that place individuals receiving services at risk of harm; requir-

ing service providers to provide information concerning advance directives to individuals receiving services; amending s. 394.4597, F.S.; specifying certain persons who are prohibited from being selected as an individual's representative; providing certain rights to representatives; amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as an individual's guardian advocate; providing guidelines for decisions of guardian advocates; amending s. 394.4599, F.S.; including health care surrogates and proxies as individuals who may act on behalf of an individual involuntarily admitted to a facility; requiring a receiving facility to give notice immediately of the whereabouts of a minor who is being held involuntarily to the minor's parent, guardian, caregiver, or guardian advocate; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous attempts to notify; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor's clinical record; amending s. 394.4615, F.S.; adding a condition under which the clinical record of an individual must be released to the state attorney; providing for the release of information from the clinical record to law enforcement agencies under certain circumstances; amending s. 394.462, F.S.; providing that a person in custody for a felony other than a forcible felony must be transported to the nearest receiving facility for examination; providing that a law enforcement officer may transport an individual meeting the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility at the individual's request; amending s. 394.4625, F.S.; providing criteria for the examination and treatment of an individual who is voluntarily admitted to a facility; providing criteria for the release or discharge of the individual; providing that a voluntarily admitted individual who is released or discharged and who is currently charged with a crime shall be returned to the custody of a law enforcement officer; providing procedures for transferring an individual to voluntary status and involuntary status; amending s. 394.463, F.S.; providing for the involuntary examination of a person for a substance abuse impairment; providing for the transportation of an individual for an involuntary examination; providing that a certificate for an involuntary examination must contain certain information; providing criteria and procedures for the release of an individual held for involuntary examination from receiving or treatment facilities; amending s. 394.4655, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary outpatient placement apply; providing guidelines for an attorney representing an individual subject to proceedings for involuntary outpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; requiring the court to consider certain information when determining whether to appoint a guardian advocate for the individual; requiring the court to inform the individual and his or her representatives of the individual's right to an independent expert examination with regard to proceedings for involuntary outpatient placement; amending s. 394.467, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary inpatient placement apply; adding addictions receiving facilities and detoxification facilities as identified receiving facilities; providing for first and second medical opinions in proceedings for placement for treatment of substance abuse impairment; providing guidelines for attorney representation of an individual subject to proceedings for involuntary inpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; setting standards for the court to accept a waiver of the individual's rights; requiring the court to consider certain testimony regarding the individual's prior history in proceedings; requiring the Division of Administrative Hearings to inform the individual and his or her representatives of the right to an independent expert examination; amending s. 394.4672, F.S.; providing authority of facilities of the United States Department of Veterans Affairs to conduct certain examinations and provide certain treatments; amending s. 394.875, F.S.; removing a limitation on the number of beds in crisis stabilization units; transferring and renumbering s. 765.401, F.S.; transferring and renumbering s. 765.404, F.S.; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are

met; specifying provisions that an advance directive may include; creating s. 765.406, F.S.; providing for execution of the mental health or substance abuse treatment advance directive; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment advance directive is valid upon execution even if a part of the advance directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the advance directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive executed in another state if it complies with the laws of this state; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in five specified judicial circuits; providing eligibility criteria for participation in the pilot program; providing legislative intent concerning the training of judges; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature; creating s. 944.805, F.S.; defining the terms “department” and “nonviolent offender”; requiring the Department of Corrections to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration; requiring that the program include intensive substance abuse treatment and rehabilitation programs; providing for the minimum length of service in the program; providing that any portion of a sentence before placement in the program does not count as progress toward program completion; identifying permissible locations for the operation of a reentry program; specifying eligibility criteria for a nonviolent offender’s participation in the reentry program; requiring the department to screen and select eligible offenders for the program based on specified considerations; requiring the department to notify a nonviolent offender’s sentencing court to obtain approval before the nonviolent offender is placed in the reentry program; requiring the department to notify the state attorney that an offender is being considered for placement in the program; authorizing the state attorney to file objections to placing the offender in the reentry program within a specified period; authorizing the sentencing court to consider certain factors when deciding whether to approve an offender for placement in a reentry program; requiring the sentencing court to notify the department of the court’s decision to approve or disapprove the requested placement within a specified period; requiring a nonviolent offender to undergo an educational assessment and a complete substance abuse assessment if admitted into the reentry program; requiring an offender to be enrolled in an adult education program in specified circumstances; requiring that assessments of vocational skills and future career education be provided to an offender; requiring that certain reevaluation be made periodically; providing that a participating nonviolent offender is subject to the disciplinary rules of the department; specifying the reasons for which an offender may be terminated from the reentry program; requiring that the department submit a report to the sentencing court at least 30 days before a nonviolent offender is scheduled to complete the reentry program; specifying the issues to be addressed in the report; authorizing a court to schedule a hearing to consider any modification to an imposed sentence; requiring the sentencing court to issue an order modifying the sentence imposed and placing a nonviolent offender on drug offender probation if the nonviolent offender’s performance is satisfactory; authorizing the court to revoke probation and impose the original sentence in specified circumstances; authorizing the court to require an offender to complete a postadjudicatory drug court program in specified circumstances; directing the department to implement the reentry program using available resources; authorizing the department to enter into contracts with qualified individuals, agencies, or corporations for services for the reentry program; requiring offenders to abide by department conduct rules; authorizing the de-

partment to impose administrative or protective confinement as necessary; providing that the section does not create a right to placement in the reentry program or any right to placement or early release under supervision of any type; providing that the section does not create a cause of action related to the program; authorizing the department to establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; requiring the department to develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and to report on recidivism in an annual report; requiring the department to submit an annual report to the Governor and Legislature detailing the extent of implementation of the reentry program, specifying requirements for the report; requiring the department to adopt rules; providing that specified provisions are not severable; amending ss. 1002.20 and 1002.33, F.S.; requiring public school and charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing circumstances under which notification may be delayed; requiring district school boards and charter school governing boards to develop notification policies and procedures; amending ss. 39.407, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 395.0197, 395.1051, 397.311, 397.431, 397.702, 397.94, 402.3057, 409.1757, 409.972, 456.0575, 744.704, 765.101, 765.104, and 790.065, F.S.; conforming cross-references; repealing ss. 397.601, 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977, F.S.; reenacting ss. 394.4685(1), and 394.469(2), F.S., to incorporate the amendment made to s. 394.4599, F.S., in references thereto; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Community Affairs; and Senator Soto—

CS for SB 1520—A bill to be entitled An act relating to housing for low-income persons; amending s. 420.9075, F.S.; authorizing local housing assistance plans to allocate funds to provide rental assistance to include the first and last month’s rent for eligible persons, subject to certain restrictions; amending s. 421.02, F.S.; revising the legislative declaration of necessity; amending s. 421.03, F.S.; redefining terms; defining the terms “blighted” and “essential commercial goods and services”; amending s. 421.04, F.S.; prohibiting a housing authority from applying to the Federal Government to seize projects, units, or vouchers of another established housing authority; amending s. 421.05, F.S.; prohibiting specified additional compensation for authority commissioners; amending s. 421.06, F.S.; prohibiting commissioners or employees from acquiring interests in certain commercial projects; requiring commissioners or employees to disclose interests in commercial projects under certain circumstances; amending s. 421.08, F.S.; revising the powers of an authority; requiring that revenue received by a housing authority from certain commercial projects be used for affordable housing; conforming a cross-reference; amending s. 421.09, F.S.; conforming a cross-reference; amending s. 421.091, F.S.; requiring a full financial accounting and audit of public housing agencies to be submitted to the Federal Government pursuant to certain requirements; exempting housing authorities from specified reporting requirements; amending s. 421.21, F.S.; revising legislative intent; creating s. 421.281, F.S.; creating consolidated housing authorities subject to certain requirements and restrictions; specifying the area of operation of a consolidated housing authority; providing for the appointment of commissioners subject to certain requirements and restrictions; providing that a majority of the commissioners constitutes a quorum; specifying the powers and duties of a consolidated housing authority and the commissioners thereof; amending s. 421.32, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 421.321, F.S.; conforming provisions to changes made by the act; amending s. 421.33, F.S.; conforming provisions to changes made by the act; amending s. 422.02, F.S.;

providing a finding that there is a lack of access to certain essential commercial goods and services; amending s. 422.04, F.S.; authorizing state public bodies to provide or cause to be provided commercial projects that allow access to certain essential commercial goods and services; amending s. 423.01, F.S.; providing a finding that certain projects for the clearance of blighted areas and access to essential commercial goods and services are required; providing a finding that facilities made available by housing authorities to provide access to essential commercial goods and services are a critical component for housing projects and constitute a public use and governmental function; providing a finding that certain property used to provide access to essential commercial goods and services is exclusively for public uses and municipal purposes; amending s. 423.02, F.S.; providing that the activities or property of a person who provides essential commercial goods and services is not exempt from certain taxes and special assessments; exempting real property of a housing authority which is used to provide access to essential commercial goods and services from ad valorem taxes and special assessments; amending s. 893.13, F.S.; conforming a cross-reference; providing an effective date.

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

By the Committees on Judiciary; and Appropriations—

CS for SB 7070—A bill to be entitled An act relating to mental health and substance abuse; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.453, F.S.; providing legislative intent regarding the development of programs related to substance abuse impairment by the Department of Children and Families; expanding legislative intent related to a guarantee of dignity and human rights to all individuals who are admitted to substance abuse treatment facilities; amending s. 394.455, F.S.; defining and redefining terms; deleting defined terms; amending s. 394.457, F.S.; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; deleting a requirement that the department establish minimum standards for personnel employed in mental health programs and provide orientation and training materials; amending s. 394.4573, F.S.; deleting a defined term; adding substance abuse care as an element of the continuity of care management system that the department must establish; deleting duties and measures of performance of the department regarding the continuity of care management system; amending s. 394.459, F.S.; extending a right to dignity to all individuals held for examination or admitted for mental health or substance abuse treatment; providing procedural requirements that must be followed to detain without consent an individual who has a substance abuse impairment but who has not been charged with a criminal offense; providing that individuals held for examination or admitted for treatment at a facility have a right to certain evaluation and treatment procedures; removing provisions regarding express and informed consent for medical procedures requiring the use of a general anesthetic or electroconvulsive treatment; requiring facilities to have written procedures for reporting events that place individuals receiving services at risk of harm; requiring service providers to provide information concerning advance directives to individuals receiving services; amending s. 394.4597, F.S.; specifying certain persons who are prohibited from being selected as an individual’s representative; providing certain rights to representatives; amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as an individual’s guardian advocate; providing guidelines for decisions of guardian advocates; amending s. 394.4599, F.S.; including health care surrogates and proxies as individuals who may act on behalf of an individual involuntarily admitted to a facility; requiring a receiving facility to give notice immediately of the whereabouts of a minor who is being held involuntarily to the minor’s parent, guardian, caregiver, or guardian advocate; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous attempts to notify; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor’s clinical record; amending s. 394.4615, F.S.; adding

a condition under which the clinical record of an individual must be released to the state attorney; providing for the release of information from the clinical record to law enforcement agencies under certain circumstances; amending s. 394.462, F.S.; providing that a person in custody for a felony other than a forcible felony must be transported to the nearest receiving facility for examination; providing that a law enforcement officer may transport an individual meeting the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility at the individual’s request; amending s. 394.4625, F.S.; providing criteria for the examination and treatment of an individual who is voluntarily admitted to a facility; providing criteria for the release or discharge of the individual; providing that a voluntarily admitted individual who is released or discharged and who is currently charged with a crime shall be returned to the custody of a law enforcement officer; providing procedures for transferring an individual to voluntary status and involuntary status; amending s. 394.463, F.S.; providing for the involuntary examination of a person for a substance abuse impairment; providing for the transportation of an individual for an involuntary examination; providing that a certificate for an involuntary examination must contain certain information; providing criteria and procedures for the release of an individual held for involuntary examination from receiving or treatment facilities; amending s. 394.4655, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary outpatient placement apply; providing guidelines for an attorney representing an individual subject to proceedings for involuntary outpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; requiring the court to consider certain information when determining whether to appoint a guardian advocate for the individual; requiring the court to inform the individual and his or her representatives of the individual’s right to an independent expert examination with regard to proceedings for involuntary outpatient placement; amending s. 394.467, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary inpatient placement apply; adding addictions receiving facilities and detoxification facilities as identified receiving facilities; providing for first and second medical opinions in proceedings for placement for treatment of substance abuse impairment; providing guidelines for attorney representation of an individual subject to proceedings for involuntary inpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; setting standards for the court to accept a waiver of the individual’s rights; requiring the court to consider certain testimony regarding the individual’s prior history in proceedings; requiring the Division of Administrative Hearings to inform the individual and his or her representatives of the right to an independent expert examination; amending s. 394.4672, F.S.; providing authority of facilities of the United States Department of Veterans Affairs to conduct certain examinations and provide certain treatments; amending s. 394.875, F.S.; removing a limitation on the number of beds in crisis stabilization units; transferring and renumbering s. 765.401, F.S.; transferring and renumbering s. 765.404, F.S.; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; specifying provisions that an advance directive may include; creating s. 765.406, F.S.; providing for execution of the mental health or substance abuse treatment advance directive; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment advance directive is valid upon execution even if a part of the advance directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the advance directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s.

765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive executed in another state if it complies with the laws of this state; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in five specified judicial circuits; providing eligibility criteria for participation in the pilot program; providing legislative intent concerning the training of judges; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature; creating s. 944.805, F.S.; defining the terms “department” and “nonviolent offender”; requiring the Department of Corrections to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration; requiring that the program include intensive substance abuse treatment and rehabilitation programs; providing for the minimum length of service in the program; providing that any portion of a sentence before placement in the program does not count as progress toward program completion; identifying permissible locations for the operation of a reentry program; specifying eligibility criteria for a nonviolent offender’s participation in the reentry program; requiring the department to screen and select eligible offenders for the program based on specified considerations; requiring the department to notify a nonviolent offender’s sentencing court to obtain approval before the nonviolent offender is placed in the reentry program; requiring the department to notify the state attorney that an offender is being considered for placement in the program; authorizing the state attorney to file objections to placing the offender in the reentry program within a specified period; authorizing the sentencing court to consider certain factors when deciding whether to approve an offender for placement in a reentry program; requiring the sentencing court to notify the department of the court’s decision to approve or disapprove the requested placement within a specified period; requiring a nonviolent offender to undergo an educational assessment and a complete substance abuse assessment if admitted into the reentry program; requiring an offender to be enrolled in an adult education program in specified circumstances; requiring that assessments of vocational skills and future career education be provided to an offender; requiring that certain reevaluation be made periodically; providing that a participating nonviolent offender is subject to the disciplinary rules of the department; specifying the reasons for which an offender may be terminated from the reentry program; requiring that the department submit a report to the sentencing court at least 30 days before a nonviolent offender is scheduled to complete the reentry program; specifying the issues to be addressed in the report; authorizing a court to schedule a hearing to consider any modification to an imposed sentence; requiring the sentencing court to issue an order modifying the sentence imposed and placing a nonviolent offender on drug offender probation if the nonviolent offender’s performance is satisfactory; authorizing the court to revoke probation and impose the original sentence in specified circumstances; authorizing the court to require an offender to complete a postadjudicatory drug court program in specified circumstances; directing the department to implement the reentry program using available resources; authorizing the department to enter into contracts with qualified individuals, agencies, or corporations for services for the reentry program; requiring offenders to abide by department conduct rules; authorizing the department to impose administrative or protective confinement as necessary; providing that the section does not create a right to placement in the reentry program or any right to placement or early release under supervision of any type; providing that the section does not create a cause of action related to the program; authorizing the department to establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; requiring the department to develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and to report on recidivism in an annual report; requiring the department to submit an annual report to the Governor and Legislature detailing the extent of implementation of the reentry program, specifying requirements for the report; requiring the department to adopt rules; providing that specified provisions are not severable; amending ss. 1002.20 and 1002.33, F.S.; requiring public school and charter school principals or their designees

to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing circumstances under which notification may be delayed; requiring district school boards and charter school governing boards to develop notification policies and procedures; amending ss. 39.407, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 395.0197, 395.1051, 397.311, 397.431, 397.702, 397.94, 402.3057, 409.1757, 409.972, 456.0575, 744.704, 765.101, 765.104, and 790.065, F.S.; conforming cross-references; repealing ss. 397.601, 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977, F.S.; reenacting ss. 394.4685(1), and 394.469(2), F.S., to incorporate the amendment made to s. 394.4599, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>
Barbers’ Board		
Appointee:	Wold, Veronica F., Crawfordville	10/31/2017
Florida Building Commission		
Appointee:	Goff, Richard L., Niceville	01/21/2019
Florida Communities Trust		
Appointee:	Bell, Lynda, Homestead	01/31/2019
Board of Trustees of Pensacola State College		
Appointee:	Lacz, Kevin Robert, Gulf Breeze	05/31/2018
North Central Florida Regional Planning Council, Region 3		
Appointee:	Haas, Sandra K., McAlpin	10/01/2016
Board of Respiratory Care		
Appointee:	Frey, Joseph A., Longwood	10/31/2015
Big Cypress Basin Board of the South Florida Water Management District		
Appointee:	Haskins, Ralph H., Naples	03/01/2018
Governing Board of the Southwest Florida Water Management District		
Appointee:	Maggard, Randall “Randy,” Zephyrhills	03/01/2019
Board of Trustees, Florida State University		
Appointees:	Buzzett, William A., Santa Rosa Beach	01/06/2020
	Sasser, Bobby L., Virginia Beach	01/06/2020
Board of Trustees, Florida Gulf Coast University		
Appointee:	Roepstorff, Robbie B., Sanibel Island	01/06/2020
Board of Trustees, Florida Polytechnic University		
Appointee:	Hallion, Richard P., Jr., Shalimar	07/15/2019
Board of Trustees, University of West Florida		
Appointee:	Jones, Robert L., Westville	01/06/2020

Referred to the Committee on Ethics and Elections.

**MESSAGES FROM THE HOUSE
OF REPRESENTATIVES**

SM 866 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on April 13, 2015.

Debbie Brown, Secretary

RETURNING MESSAGES — FINAL ACTION

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 and passed CS/HB 7069, as amended.

Bob Ward, Clerk

ENROLLING REPORTS

CS for SB 426, CS for SB 428, and SB 430 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 13, 2015.

Debbie Brown, Secretary

CO-INTRODUCERS

Senators Sobel—CS for SB 340; Soto—SB 894

SENATE PAGES

April 13-17, 2015

Nichole “Nikki” Barnes, Crawfordville; Taylor Bollenberg, Tallahassee; Elizabeth D’Amico, Englewood; Sydney Ferguson, Marietta, GA; David Gunby V, DeLand; Ciara Hopkins, Clermont; Kirsten Jackson, Tallahassee; Irfan Kovankaya, Tallahassee; Joel Kratt, Oviedo; Shanara Ramirez, Winter Park; Gabriel Rivera, Kissimmee; Ashlihan “Ashli” Senturk, Mount Dora; Savannah Valentine, Winter Haven



Journal of the Senate

Number 12—Regular Session

Tuesday, April 14, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:00 a.m. A quorum present—35:

Mr. President	Galvano	Negron
Abruzzo	Gibson	Richter
Benacquisto	Grimsley	Ring
Bradley	Hays	Sachs
Brandes	Hukill	Simmons
Braynon	Hutson	Simpson
Clemens	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lee	Soto
Evers	Legg	Stargel
Flores	Margolis	Thompson
Gaetz	Montford	

Excused: Senators Altman and Bullard

PRAYER

The following prayer was offered by Deacon Wallace Brown, Pilgrim Rest Missionary Baptist Church, Tallahassee, an employee of the Office of the Sergeant at Arms:

Almighty God, our Father, we come to say, "thank you" for all the wonderful blessings you give to us. We pray you draw the people of this country and other countries together. Teach them your truth and understanding that we must learn to love one another as you have loved us. Thank you for giving your life for us.

Lord, look down on these Senators today and every day. Be their head so they can understand; be their eyes so they can see clearly; be their mouth so they can speak; and be their heart so they can think clearly. Thank you for being an understanding God.

This prayer we pray in your name. Amen.

PLEDGE

Senate Pages, David Gunby V of DeLand; Joel Kratt of Oviedo; Savannah Valentine of Winter Haven; Ciara Hopkins of Clermont; and Ashli Senturk of Mount Dora, 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. Michelle Mendez of Jacksonville, sponsored by Senator Bean, as the doctor of the day. Dr. Mendez specializes in family practice.

ADOPTION OF RESOLUTIONS

At the request of Senator Joyner—

By Senator Joyner—

SR 174—A resolution recognizing April 2015 as "Fair Housing Month" in Florida.

WHEREAS, Title VIII of the federal Civil Rights Act of 1968, as amended by the federal Fair Housing Amendments Act of 1988, prohibits discrimination based on race, color, religion, sex, national origin, disability, or familial status in the sale, rental, and financing of dwellings, and

WHEREAS, in 1983, the Legislature enacted the Florida Fair Housing Act to ensure that the state makes every effort to promote fair housing for all residents and to prohibit discrimination in the sale or rental of any dwelling because of race, color, national origin, sex, or religion, and the act was amended in 1989 to prohibit discrimination based on familial status or mental impairment, and

WHEREAS, the United States Department of Housing and Urban Development has proclaimed April as "National Fair Housing Month" and conducts awareness campaigns to commemorate the historical passage of this major legislation, increase the public's understanding of the many protections of the Civil Rights Act, and encourage communities to remember and celebrate 47 years of housing successes, and

WHEREAS, as authorized under law, the Florida Commission on Human Relations conducts thorough and timely investigations of housing discrimination complaints and, as a result of its investigative efforts, has found that housing discrimination continues in Florida, with disability, race, national origin, familial status, and sex constituting the top five bases for housing discrimination during the 2013-2014 fiscal year, and

WHEREAS, the Florida Commission on Human Relations continually strives to educate the general public and members of the housing industry to ensure that they are informed of their rights and responsibilities under fair housing laws and to engage in community partnerships so that all persons are provided fair and equal access to adequate and affordable housing without being subjected to discrimination, prejudice, or barriers, NOW, THEREFORE,

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

That April 2015 is recognized as "Fair Housing Month" in Florida and that state and local governmental leaders, communities, and individuals are encouraged to observe this important occasion through ceremonies and activities celebrating historical and future efforts to ensure fair and equal access to housing for all Floridians.

—was introduced, read and adopted by publication.

At the request of Senator Joyner—

By Senator Joyner—

SR 550—A resolution celebrating the benefits of routine nutritional screening and therapeutic nutritional intervention, and recognizing September 28 to October 2, 2015, as “Malnutrition Awareness Week” in Florida.

WHEREAS, leading health and nutrition experts agree that nutritional status is a direct measure of patient health, and that good nutrition and good health allow older adults and other vulnerable individuals to continue to live in the community, avoiding the need for institutionalization in a health care facility and reducing health care costs, and

WHEREAS, inadequate or unbalanced nutrition, known as malnutrition, is not routinely viewed as a medical concern in the United States, although it is particularly prevalent in vulnerable individuals, such as older adults, hospitalized patients, and minority populations, who statistically have the highest incidence of the most severe chronic illnesses, such as diabetes, kidney disease, and cardiovascular disease, and

WHEREAS, illness, injury, and malnutrition can result in the loss of lean body mass, which leads to complications that impact patient health outcomes, including longer recovery from surgery, illness, or disease, and

WHEREAS, the elderly lose lean body mass more quickly and to a greater extent than younger adults, and weight assessment that takes into account body weight and body mass index may overlook indicators of lean body mass loss, and

WHEREAS, the American Nursing Association defines therapeutic nutrition as the administration of food and fluids to support the metabolic processes of a patient who is malnourished or at high risk of becoming malnourished, and

WHEREAS, despite the recognized link between good nutrition and good health, nutritional screening and therapeutic nutrition treatment have not been incorporated as routine medical treatments across the spectrum of health care, and

WHEREAS, access to therapeutic nutrition is essential to restoring lean body mass, resolving malnutrition challenges, improving clinical outcomes, reducing health care costs, and promoting good health, NOW, THEREFORE,

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

That September 28 to October 2, 2015, is recognized as “Malnutrition Awareness Week” in Florida.

—was introduced, read and adopted by publication.

At the request of Senator Benacquisto—

By Senator Benacquisto—

SR 1378—A resolution commending the osteopathic physicians of this state for their contributions to the health and welfare of its residents and recognizing April 15, 2015, as “Osteopathic Medicine and Health Awareness Day” in Florida.

WHEREAS, there are more than 70,000 osteopathic physicians in the United States today, and

WHEREAS, osteopathic physicians nationally provide health care services that account for more than 76 million patient visits each year, and

WHEREAS, this state has three accredited osteopathic hospitals, two osteopathic medical colleges, and the third-largest osteopathic physician population in the nation, and

WHEREAS, osteopathic manipulation of the musculoskeletal system is a viable and proven technique for many diagnoses and treatments and provides an alternative to many drug therapies, and

WHEREAS, osteopathic physicians provide comprehensive medical care, including preventive medicine, diagnoses, and the appropriate use

of drugs, surgery, manipulative medicine, and hospital referrals, NOW, THEREFORE,

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

That we commend the osteopathic physicians of this state for their contributions to the health and welfare of its residents and recognize April 15, 2015, as “Osteopathic Medicine and Health Awareness Day” in Florida.

—was introduced, read and adopted by publication.

At the request of Senator Sobel—

By Senator Sobel—

SR 1570—A resolution recognizing the week of April 12-19, 2015, as the “Days of Remembrance” and April 16, 2015, as “Holocaust Remembrance Day” in Florida.

WHEREAS, the Holocaust, the state-sponsored, systematic persecution and annihilation of European Jewry by Nazi Germany and its collaborators between 1933 and 1945, resulted in the murder of six million Jews, and

WHEREAS, in addition, Roma, also known as Gypsies, and Poles were targeted for decimation for racial, ethnic, or national reasons, and millions more, including persons with disabilities, homosexuals, Jehovah’s Witnesses, Soviet prisoners of war, and political dissidents, suffered grievous oppression and death under Nazi tyranny, and

WHEREAS, the history of the Holocaust offers an opportunity to reflect on the moral responsibilities of individuals, societies, and governments, particularly to remain vigilant against hatred, persecution, and tyranny, and

WHEREAS, pursuant to an Act of Congress, the United States Holocaust Memorial Council was established, and the council has designated April 12 through April 19, 2015, as the “Days of Remembrance” for the victims of the Holocaust, including “Holocaust Remembrance Day,” known as Yom HaShoah, on April 16, 2015, and

WHEREAS, in memory of the victims of the Holocaust, in honor of its survivors, and in utmost gratitude for the risks taken by rescuers and liberators, the residents of this state are encouraged to rededicate themselves to the principles of human dignity and individual freedom in a just society, thereby ensuring that such atrocities are never repeated, NOW, THEREFORE,

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

That the week of April 12-19, 2015, is recognized as the “Days of Remembrance,” and April 16, 2015, is recognized as “Holocaust Remembrance Day” in Florida.

—was introduced, read and adopted by publication.

At the request of Senator Latvala—

By Senator Latvala—

SR 1578—A resolution commemorating the life and service of Rochelle Tatrai-Ray, President and CEO of Gulf Coast Jewish Family and Community Services.

WHEREAS, Rochelle Tatrai-Ray worked at Gulf Coast Jewish Family and Community Services for 13 years, and

WHEREAS, as President and CEO, Rochelle Tatrai-Ray led a staff of 600 employees and directed all aspects of the organization’s work in 60 different programs covering a 37-county delivery area, and

WHEREAS, Rochelle Tatrai-Ray had a primary role in planning and implementing internationally recognized models of community-based care for those with serious medical, physical, and psychiatric disabilities, as well as innovative employment and responsible fatherhood programs for noncustodial parents, and

WHEREAS, Rochelle Tatrai-Ray was the victim of a domestic violence murder in December 2014, and

WHEREAS, Rochelle Tatrai-Ray had the heart of a highly qualified licensed mental health therapist as she rose in leadership and will be remembered for her hard work, dedication, and an uncommon love for the people served by Gulf Coast Jewish Family and Community Services, and

WHEREAS, Rochelle Tatrai-Ray will be profoundly missed by her family and friends, her employees, and the thousands of Floridians receiving services from Gulf Coast Jewish Family and Community Services, NOW, THEREFORE,

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

That the Florida Senate offers condolences to those who knew and loved Rochelle Tatrai-Ray, and commemorates her years of dedicated service on behalf of the people of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the family of Rochelle Tatrai-Ray as a tangible token of the sentiments of the Florida Senate.

—was introduced, read and adopted by publication.

At the request of Senator Dean—

By Senators Dean and Hukill—

SR 1580—A resolution recognizing Jayne Ellspermann, principal of West Port High School in Marion County, as the 2015 National Principal of the Year.

WHEREAS, throughout her career, Jayne Ellspermann has demonstrated her commitment to excellence in Florida's education system and in the classrooms of Marion County, and

WHEREAS, in 2014, Jayne Ellspermann was selected as the Florida Association of School Administrators' Principal of the Year, and

WHEREAS, Jayne Ellspermann has served as principal at West Port High School for 10 years and in that time has led the school from being one of the lowest performing high schools in the county to the highest achieving, and

WHEREAS, principals and assistant principals are entrusted with the lives of young people, Florida's most valuable asset, and their work encompasses educational vision, instructional leadership, assessment expertise, even-handed discipline, community building, public relations skill, budget analysis, facility management, special program administration, and guardianship of various legal, contractual, and policy mandates and initiatives, and

WHEREAS, Jayne Ellspermann sets the academic tone for her school and works collaboratively with teachers and the community to develop and maintain high curriculum standards, set performance goals and objectives, and direct oversight of groundbreaking initiatives, and

WHEREAS, Jayne Ellspermann's vision, dedication, and determination mobilize her school reform effort and have transformed West Port High School into a high school that fosters the development of college- and career-ready students, and

WHEREAS, Jayne Ellspermann's selection as 2015 National Principal of the Year by the National Association of Secondary School Principals is a tribute to her leadership and to her heartfelt belief that each student in the United States should be provided access to high-quality education, NOW, THEREFORE,

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

That we honor and recognize West Port High School Principal Jayne Ellspermann and celebrate her selection by the National Association of Secondary School Principals as the 2015 National Principal of the Year.

—was introduced, read and adopted by publication.

At the request of Senator Margolis—

By Senator Margolis—

SR 1588—A resolution recognizing May 2015 as "Lupus Awareness Month" in Florida.

WHEREAS, each year, the Lupus Foundation of America designates May as Lupus Awareness Month to show support for the estimated 1.5 million Americans who have lupus, including an estimated 100,000 Floridians, and

WHEREAS, lupus is a cruel and mysterious chronic autoimmune disease in which the immune system is unbalanced, causing inflammation and tissue damage to virtually every organ system in the body, and

WHEREAS, lupus can affect any part of the body, including the skin, lungs, heart, kidneys, and brain, which can lead to seizures, strokes, heart attacks, miscarriages, and organ failure, and

WHEREAS, while lupus strikes mostly women of childbearing age, no one is safe from lupus, with African Americans, Hispanics, Asians, and Native Americans two to three times more likely than Caucasians to develop lupus, a disparity that remains unexplained, and

WHEREAS, lupus can be particularly difficult to diagnose because its symptoms are similar to those of many other illnesses, and major gaps exist in understanding the causes and consequences of lupus, and

WHEREAS, it takes four or more years and three or more doctor visits before more than half of all people with lupus obtain a correct diagnosis, and

WHEREAS, only one new drug has been approved by the United States Food and Drug Administration specifically for lupus in more than 50 years, and current treatments for the disease can have damaging side effects, NOW, THEREFORE,

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

That May 2015 is recognized as "Lupus Awareness Month" in Florida.

—was introduced, read and adopted by publication.

At the request of Senator Sobel—

By Senator Sobel—

SR 1590—A resolution recognizing and commending the 2015 JCC Maccabi Games and ArtsFest for their significance in this state and the South Florida community.

WHEREAS, the JCC Maccabi Games is the second largest organized sports program for Jewish teenagers in the world, in which 2,000 athletes, including a Broward County delegation of 300 athletes, between the ages of 13 and 16 learn the value of teamwork, integrity, cultural pride, and community, and

WHEREAS, the JCC Maccabi ArtsFest is a unique program that aims to inspire Jewish teenagers to develop their individuality through workshops, performance exhibitions, community service, and social activities, and

WHEREAS, the JCC Maccabi Games and ArtsFest have a tremendously positive impact on the Broward County community by creating a lasting legacy throughout South Florida and generating approximately \$1.8 million to boost Broward County's economy, and

WHEREAS, the JCC Maccabi Games and ArtsFest include the JCC Cares program, a hands-on civic service project based on the tradition of individuals giving back to their community in a helpful, meaningful, and proactive way, and

WHEREAS, the David Posnack Jewish Community Center in Broward County is honored to be a host for the 2015 JCC Maccabi Games and ArtsFest, which will be held August 9-14, 2015, making a positive difference in the lives of the youth in this state, nation, and world, NOW, THEREFORE,

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

That the 2015 JCC Maccabi Games and ArtsFest are commended and recognized for their significance in this state and the South Florida community.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the David Posnack Jewish Community Center as a tangible token of the sentiments of the Florida Senate.

—was introduced, read and adopted by publication.

At the request of Senator Hays—

By Senator Hays—

SR 1616—A resolution congratulating Kiwanis International on the occasion of the 100th anniversary of its founding and recognizing the organization's commitment to improving the lives of children and youth around the world.

WHEREAS, Kiwanis International was founded and incorporated in Detroit, Michigan, on January 21, 1915, and currently has 277,025 adult members in 8,176 adult clubs and 351,277 youth members in 7,900 youth clubs in more than 80 countries around the world, and

WHEREAS, the Florida District is composed of more than 270 clubs and more than 9,000 Kiwanians, and

WHEREAS, in 2015, Kiwanis International is celebrating its 100th anniversary and, through its clubs' efforts, has raised more than \$100 million for the United Nations Children's Fund through its Worldwide Service Project for Iodine Deficiency Disorder, the world's leading preventable cause of mental retardation, and has pledged to raise more than \$110 million for the Eliminate Project, which combats maternal and neonatal tetanus, and

WHEREAS, in following its motto, "Serving the Children of the World," Kiwanis International clubs annually sponsor more than 150,000 service projects, raise \$100 million, and devote more than 18.5 million hours to service, and

WHEREAS, the Kiwanis family consists not only of Kiwanis clubs but K-Kids clubs in elementary schools, Builders Club in middle schools, Key Club in high schools, Circle K International clubs at colleges and universities, and Aktion Club for adults who live with limited abilities, NOW, THEREFORE,

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

That Kiwanis International is congratulated on the occasion of the 100th anniversary of its founding and recognized for its commitment to improving the lives of children and youth around the world.

—was introduced, read and adopted by publication.

At the request of Senator Garcia—

By Senator Garcia—

SR 1618—A resolution recognizing March 2015 as "Cerebral Palsy Awareness Month" in the State of Florida.

WHEREAS, cerebral palsy is an incurable neurological condition that impairs a person's ability to control his or her muscles, and

WHEREAS, the onset of cerebral palsy occurs while a child's brain is still developing, and cerebral palsy is the most common form of motor control disorder in children, affecting 1 of 330 births in the United States, and

WHEREAS, in approximately 90 percent of cases, the cause of cerebral palsy is congenital, but brain injury before birth or during labor and delivery, abnormal brain development, infection, or head injury caused by accident or abuse may also cause the disability, and

WHEREAS, the most common early sign of cerebral palsy is delayed development of abilities such as rolling over, sitting, standing, and walking, and

WHEREAS, as the disability further progresses, a child with cerebral palsy will be unable to clap, touch his or her mouth, or crawl on all fours, and

WHEREAS, no cure exists for cerebral palsy and treatments focus on managing the disorder, optimizing the child's potential, and preventing or correcting deformities, and

WHEREAS, support groups, such as United Cerebral Palsy and Reaching for the Stars, are dedicated to promoting awareness of the needs of persons with cerebral palsy and advocating for their rights, and

WHEREAS, cerebral palsy is a lifelong disorder that requires continued research to find treatment options to help those affected by it and to educate and raise awareness among families and loved ones, NOW, THEREFORE,

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

That March 2015 is recognized as "Cerebral Palsy Awareness Month" in Florida, and all citizens are encouraged to acknowledge the necessity for continued research of the disorder and for understanding and support of individuals and their caregivers who are affected by the disability.

—was introduced, read and adopted by publication.

At the request of Senator Montford—

By Senator Montford—

SR 1622—A resolution recognizing the unique and exemplary efforts of Casting for Recovery.

WHEREAS, Casting for Recovery was founded in 1996 in Manchester, Vermont, by a breast cancer reconstructive surgeon and a professional fly fisher, and

WHEREAS, Casting for Recovery is an effort to enhance the quality of life of women with breast cancer through a unique program that combines breast cancer education and peer support with the therapeutic sport of fly fishing, and

WHEREAS, Casting for Recovery provides an opportunity for women whose lives have been affected by breast cancer to gather in a natural setting and address quality of life and survivorship issues with other women in similar circumstances, and

WHEREAS, more than 1,600 volunteers are involved in Casting for Recovery nationwide, including medical and psychosocial professionals, fly-fishing instructors, and alumnae, who stand with participants ranging in age from 25 to 90 who come from diverse socioeconomic and cultural backgrounds, NOW, THEREFORE,

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

That Casting for Recovery is recognized for its unique and exemplary efforts on behalf of women with breast cancer and breast cancer survivors.

—was introduced, read and adopted by publication.

At the request of Senator Sachs—

By Senator Sachs—

SR 1634—A resolution commemorating Holocaust Remembrance Day and the 70th anniversary of the Liberation of Auschwitz-Birkenau.

WHEREAS, on January 27, 2015, world leaders recognized the 10th anniversary of the International Holocaust Remembrance Day and the 70th anniversary of the liberation of Auschwitz-Birkenau, paying tribute to the 6 million Jews and the estimated 5 million others, including

Gypsies, homosexuals, Jehovah's Witnesses, individuals with disabilities, and members of the resistance, who were slaughtered by the Nazis under the ruthless regime of Adolf Hitler, and

WHEREAS, the Days of Remembrance of the Victims of the Holocaust is an annual tribute, designated by the Congress of the United States, to commemorate the Holocaust and is recollected during an 8-day period beginning on the Sunday before the Jewish observance of Yom HaShoah and continuing through the following Sunday, and

WHEREAS, in 2015, the Days of Remembrance of the Victims of the Holocaust will be observed from April 12 through 19, with the observance of Holocaust Remembrance Day beginning at sunset on April 15 and ending at sunset on April 16, and

WHEREAS, in the words of author and Holocaust survivor Primo Levi, "It happened, therefore it can happen again. . . . It can happen anywhere," and

WHEREAS, we must never forget this dark chapter in human history, and we must recommit to protecting the persecuted, ending genocide in every corner of the world, and securing the value and dignity of each person, NOW, THEREFORE,

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

That we commemorate Holocaust Remembrance Day and the 70th anniversary of the liberation of Auschwitz-Birkenau, recognize the scars and burdens carried by those who survived or lost loved ones to the Holocaust, denounce bigotry and hatred wherever it is found, and respect the value and dignity of each person.

—was introduced, read and adopted by publication.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Simmons, by two-thirds vote **CS for SB 1314** was re-referred to the Committee on Rules.

BILLS ON THIRD READING

Consideration of **SB 462** was deferred.

CS for SB 802—A bill to be entitled An act relating to vocational rehabilitation; amending s. 413.202, F.S.; providing for the future repeal of the designation of the Division of Vocational Rehabilitation as the administrative unit for purposes of the Vocational Rehabilitation Act of 1973, subject to legislative review of a required report; amending s. 413.207, F.S.; requiring the Division of Vocational Rehabilitation to initiate, by a specified date, a performance improvement plan designed to achieve specified goals; requiring the division to submit a performance report annually, by a specified date, to the Governor and the Legislature which includes specified information; amending s. 413.23, F.S.; authorizing the division to develop and implement a pilot program; creating s. 413.80, F.S.; requiring the division to develop and implement a pilot program to improve the state vocational rehabilitation program; requiring the division to enter into partnership agreements with local, nonprofit organizations; authorizing the division to issue an invitation to negotiate under certain circumstances; requiring that the agreements include specific performance goals in certain areas; requiring the division to report activities and results of the pilot program to the Governor and the Legislature annually by a specified date; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for SB 802** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Bradley	Clemens
Abruzzo	Brandes	Dean
Benacquisto	Braynon	Detert

Evers	Joyner	Sachs
Flores	Latvala	Simmons
Gaetz	Lee	Simpson
Galvano	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Negron	Stargel
Hukill	Richter	Thompson
Hutson	Ring	

Nays—None

Vote after roll call:

Yea—Bean, Diaz de la Portilla, Garcia

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Nan Rich who was present in the chamber.

CS for CS for SB 186—A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; revising the exception for the licensing of malt beverage manufacturers as vendors; providing restrictions on the sale of malt beverages; prohibiting the delivery of certain malt beverages; limiting the number of vendor's licenses that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation may issue to a manufacturer of malt beverages; amending s. 561.42, F.S.; authorizing malt beverage tastings upon certain licensed premises; creating s. 563.0614, F.S.; authorizing the sale of malt beverages packaged in individual containers of certain sizes if they are filled at the point of sale by certain licenseholders; requiring each container to be imprinted or labeled with certain information and have an unbroken seal or be incapable of being immediately consumed; providing penalties; providing an effective date.

—was read the third time by title.

Senator Latvala moved the following amendment:

Amendment 1 (616174) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (a) of subsection (4) of section 402.82, Florida Statutes, is amended to read:

402.82 Electronic benefits transfer program.—

(4) Use or acceptance of an electronic benefits transfer card is prohibited at the following locations or for the following activities:

(a) *The purchase of an alcoholic beverage as defined in s. 561.01 and sold pursuant to the Beverage Law* ~~An establishment licensed under the Beverage Law to sell distilled spirits as a vendor and restricted as to the types of products that can be sold under ss. 565.04 and 565.045 or a bottle club as defined in s. 561.01.~~

Section 2. Subsection (2) of section 561.221, Florida Statutes, is amended to read:

561.221 Licensing of manufacturers and distributors as vendors and of vendors as manufacturers; conditions and limitations.—

(2)(a) *Notwithstanding s. 561.22, 561.42, or any other provision of the Beverage Law,* the division is authorized to issue vendor's licenses to a manufacturer of malt beverages, even if such manufacturer is also licensed as a distributor, for the sale of alcoholic beverages on property consisting of a single complex, which property shall include a brewery ~~and such other structures which promote the brewery and the tourist industry of the state.~~ However, such property may be divided by no more than one public street or highway.

(b) *The licensed vendor premises shall be included on the sketch or diagram defining the licensed premises submitted with the manufacturer's license application pursuant to s. 561.01(11). All sketch or*

diagram revisions by the manufacturer must be approved by the division, verifying that the vendor premises operated by the licensed manufacturer is owned or leased by the manufacturer and is located on the licensed manufacturing premises.

(c) Notwithstanding any other provision of the Beverage Law, a manufacturer holding multiple manufacturing licenses may transfer malt beverages to a licensed facility, as provided in s. 563.022(14)(d), in an amount up to the yearly production amount at the receiving facility. Malt beverages and other alcoholic beverages manufactured by another licensed manufacturer, including any malt beverages that are owned in whole or in part by the manufacturer but are brewed by another manufacturer, must be obtained through a licensed distributor that is not also a licensed manufacturer, a licensed broker or sales agent, or a licensed importer.

(d) A manufacturer possessing a vendor's license under this subsection is not permitted to make deliveries under s. 561.57(1).

(e) The division is authorized to issue up to eight vendor's licenses to a manufacturer of malt beverages pursuant to this subsection.

Section 3. Subsection (14) of section 561.42, Florida Statutes, is amended to read:

561.42 Tied house evil; financial aid and assistance to vendor by manufacturer, distributor, importer, primary American source of supply, brand owner or registrant, or any broker, sales agent, or sales person thereof, prohibited; procedure for enforcement; exception.—

(14) The division shall adopt reasonable rules governing promotional displays and advertising, which rules shall not conflict with or be more stringent than the federal regulations pertaining to such promotional displays and advertising furnished to vendors by distributors, manufacturers, importers, primary American sources of supply, or brand owners or registrants, or any ~~broker~~, sales agent, or sales person thereof, however:

(a) If a manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any ~~broker~~, sales agent, or sales person thereof, provides a vendor with expendable retailer advertising specialties such as trays, coasters, mats, menu cards, napkins, cups, glasses, thermometers, and the like, such items ~~may~~ be sold only at a price not less than the actual cost to the industry member who initially purchased them, without limitation in total dollar value of such items sold to a vendor.

(b) Without limitation in total dollar value of such items provided to a vendor, a manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any ~~broker~~, sales agent, or sales person thereof, may rent, loan without charge for an indefinite duration, or sell durable retailer advertising specialties such as clocks, pool table lights, and the like, which bear advertising matter.

(c) If a manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any ~~broker~~, sales agent, or sales person thereof, provides a vendor with consumer advertising specialties such as ashtrays, T-shirts, bottle openers, shopping bags, and the like, such items ~~may~~ be sold only at a price not less than the actual cost to the industry member who initially purchased them, ~~and but~~ may be sold without limitation in total value of such items sold to a vendor.

(d) A manufacturer, distributor, importer, brand owner, or brand registrant of malt beverage, or any ~~broker~~, sales agent, or sales person thereof, may provide consumer advertising specialties described in paragraph (c) to consumers on any vendor's licensed premises.

~~(e) Manufacturers, distributors, importers, brand owners, or brand registrants of beer, and any broker, sales agent, or sales person thereof, shall not conduct any sampling activities that include tasting of their product at a vendor's premises licensed for off-premises sales only.~~

(e)(f) A manufacturer ~~Manufacturers, distributor distributors, importer importers, brand owner owners, or brand registrant registrants of malt beverages beer, and any broker, sales agent, or sales person thereof or contracted third-party, may~~ shall not engage in cooperative advertising with a vendor and may not name a vendor in any advertising for a malt beverage tasting authorized under s. 563.09 ~~vendors~~.

(f)(g) A distributor ~~Distributors~~ of malt beverages ~~beer~~ may sell to a vendor ~~vendors~~ draft equipment and tapping accessories at a price not less than the cost to the industry member who initially purchased them, except there is no required charge, and ~~the a~~ distributor may exchange any parts ~~that which~~ are not compatible with a competitor's system and are necessary to dispense the distributor's brands. A distributor of ~~malt beverages beer~~ may furnish to a vendor at no charge replacement parts of nominal intrinsic value, including, but not limited to, washers, gaskets, tail pieces, hoses, hose connections, clamps, plungers, and tap markers.

Section 4. Subsection (1) of section 561.5101, Florida Statutes, is amended to read:

561.5101 Come-to-rest requirement; exceptions; penalties.—

(1) For purposes of inspection and tax-revenue control, all malt beverages, except those manufactured and sold by the same licensee, pursuant to s. 561.221(2) or (3) ~~s. 561.221(3)~~, must come to rest at the licensed premises of an alcoholic beverage wholesaler in this state before being sold to a vendor by the wholesaler. The prohibition contained in this subsection does not apply to the shipment of malt beverages commonly known as private labels. The prohibition contained in this subsection shall not prevent a manufacturer from shipping malt beverages for storage at a bonded warehouse facility, provided that such malt beverages are distributed as provided in this subsection or to an out-of-state entity.

Section 5. Subsections (3), (4), (5), and (6) of section 561.57, Florida Statutes, are amended to read:

561.57 Deliveries by licensees.—

(3) A licensed vendor may transport alcoholic beverage purchases from a distributor's place of business to the vendor's licensed premises or off-premises storage, if the vehicle used to transport the alcoholic beverages is owned or leased by the vendor or any person who has been disclosed on a license application filed by the vendor and approved by the division ~~and a valid vehicle permit has been issued for such vehicle~~. A vehicle owned or leased by a person disclosed on a license application filed by the vendor and approved by the division under this subsection must be operated by such person when transporting alcoholic beverage purchases from a distributor's place of business to the vendor's licensed premises or off-premises storage.

~~(4) A vehicle permit may be obtained by a licensed vendor or any person authorized in subsection (3) upon application and payment of a fee of \$5 per vehicle to the division. The signature of the person authorized in subsection (3) must be included on the vehicle permit application. Such permit remains valid and does not expire unless the vendor or any person authorized in subsection (3) disposes of his or her vehicle, or the vendor's alcoholic beverage license is transferred, canceled, not renewed, or is revoked by the division, whichever occurs first. The division shall cancel a vehicle permit issued to a vendor upon request from the vendor. The division shall cancel a vehicle permit issued to any person authorized in subsection (3) upon request from that person or the vendor. By acceptance of a vehicle permit, the vendor or any person authorized in subsection (3) agrees that such vehicle is always subject to inspection and search without a search warrant, for the purpose of ascertaining that all provisions of the alcoholic beverage laws are complied with, by authorized employees of the division and also by sheriffs, deputy sheriffs, and police officers during business hours or other times that the vehicle is being used to transport or deliver alcoholic beverages. A vehicle permit issued under this subsection and invoices or sales tickets for alcoholic beverages purchased and transported must be carried in the vehicle used by the vendor or any person authorized in subsection (3) when the vendor's alcoholic beverages are being transported or delivered.~~

(4)(5) Nothing contained in this section shall prohibit deliveries by the licensee from his or her permitted storage area or deliveries by a distributor from the manufacturer to his or her licensed premises; nor shall a pool buying agent be prohibited from transporting pool purchases to the licensed premises of his or her members with the licensee's owned or leased vehicles, and in such cases, ~~no vehicle permit shall be required in the transporting of such alcoholic beverages~~. In addition, a licensed salesperson of wine and spirits is authorized to deliver alcoholic beverages in his or her vehicle on behalf of the distributor ~~without having to obtain a vehicle permit~~.

(6) Common carriers ~~may are not required to have vehicle permits to~~ transport alcoholic beverages.

Section 6. Subsections (2), (3), (4), and (5) of section 562.07, Florida Statutes, are amended to read:

562.07 *Illegal transportation of beverages.*—It is unlawful for alcoholic beverages to be transported in quantities of more than 12 bottles except as follows:

(2) In the owned or leased vehicles of licensed vendors or any persons authorized in s. 561.57(3) transporting alcoholic beverage purchases from the distributor's place of business to the vendor's licensed place of business or off-premises storage ~~and to which said vehicles are carrying a permit and invoices or sales tickets~~ for alcoholic beverages purchased and transported as provided for in the alcoholic beverage law;

(3) By individuals who possess such beverages not for resale within the state;

(4) By licensed manufacturers, distributors, or vendors *transporting* ~~delivering~~ alcoholic beverages *pursuant to s. 561.57* ~~away from their place of business in vehicles which are owned or leased by such licensees;~~ and

(5) By a vendor, distributor, pool buying agent, or salesperson of wine and spirits as outlined in s. 561.57(4) ~~s. 561.57(5).~~

Section 7. Subsection (6) of section 562.34, Florida Statutes, is created to read:

562.34 Containers; seizure and forfeiture.—

(6) *Notwithstanding the provisions of this section, it shall not be unlawful for any person to have in her or his possession, custody, or control a growler as described in s. 563.06(7), either full or empty, or to transport such growler.*

Section 8. Subsections (1) and (6) of section 563.06, Florida Statutes, are amended to read and subsection (7) is added to that section:

563.06 Malt beverages; imprint on individual container; size of containers; exemptions.—

(1) ~~On and after October 1, 1959,~~ All taxable malt beverages packaged in individual containers possessed by any person in the state for the purpose of sale or resale in the state, except operators of railroads, sleeping cars, steamships, buses, and airplanes engaged in interstate commerce and licensed under this section, shall have imprinted thereon in clearly legible fashion by any permanent method the word "Florida" or "FL" and no other state name or abbreviation of any state name in not less than 8-point type. The word "Florida" or "FL" shall appear first or last, if imprinted in conjunction with any manufacturer's code. A facsimile of the imprinting and its location as it will appear on the individual container shall be submitted to the division for approval.

(6) *With the exception of growlers as described in subsection (7), all malt beverages packaged in individual containers sold or offered for sale by vendors at retail in this state shall be in individual containers containing no more than 32 ounces of such malt beverages; provided, however, that nothing contained in this section shall affect malt beverages packaged in bulk, or in kegs, or in barrels or in any individual container containing 1 gallon or more of such malt beverage regardless of individual container type.*

(7) *Notwithstanding any other provision of the Beverage Law, a malt beverage may be packaged in a growler, which is an individual container that holds 32, 64, or 128 ounces of such malt beverage if it is filled at the point of sale.*

(a) A growler may be filled or refilled by any of the following:

1. A licensed manufacturer of malt beverages holding a vendor's license under s. 561.221(2).

2. A vendor holding a quota license under s. 561.20(1) or s. 565.02(1)(a) that authorizes the sale of malt beverages.

3. A vendor holding a license under s. 563.02(1)(b)-(f), s. 564.02(1)(b)-(f), or s. 565.02(1)(b)-(f), unless such license restricts the sale of malt beverages to sale for consumption only on the premises of such vendor.

(b) A growler must include an imprint or label that provides information specifying the name of the manufacturer, the brand, and the anticipated percentage of alcohol by volume of the malt beverage. The container must have an unbroken seal or be incapable of being immediately consumed.

(c) A licensee authorized to fill or refill growlers may not use growlers for the purposes of distribution or sale outside of the licensed manufacturing premises or licensed vendor premises.

(d) A person, firm, or corporation, including its agents, officers, or employees, which violates subsection (7) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, and the license held by the person, firm, or corporation, if any, is subject to revocation or suspension by the division. A person, firm, or corporation, including its agents, officers, or employees, which violates paragraph (b), may be subject to a fine by the division of up to \$250.

Section 9. Section 563.09, Florida Statutes, is created to read:

563.09 Malt beverage tastings by distributors and manufacturers.—

(1) A manufacturer, distributor, or importer of malt beverages, or any contracted third-party agent thereof, may conduct sampling activities that include the tasting of malt beverage products on:

(a) The licensed premises of a vendor authorized to sell alcoholic beverages by the drink for consumption on premises; or

(b) The licensed premises of a vendor authorized to sell alcoholic beverages only in sealed containers for consumption off premises if:

1. The licensed premises is at an establishment with at least 10,000 square feet of interior floor space exclusive of storage space not open to the general public; or

2. The licensed premises is a package store licensed under s. 565.02(1)(a).

(2) A malt beverage tasting conducted under this section must be limited to and directed toward the general public of the age of legal consumption.

(3) For a malt beverage tasting conducted under this section on the licensed premises of a vendor authorized to sell alcoholic beverages for consumption on premises, each serving of a malt beverage to be tasted must be provided to the consumer by the drink in a tasting cup, glass, or other open container and may not be provided by the package in an unopened can or bottle or in any other sealed container.

(4) For a malt beverage tasting conducted under this section on the licensed premises of a vendor authorized to sell alcoholic beverages only in sealed containers for consumption off premises, the tasting must be conducted in the interior of the building constituting the vendor's licensed premises and each serving of a malt beverage to be tasted must be provided to the consumer in a tasting cup having a capacity of 3.5 ounces or less.

(5) A manufacturer, distributor, or importer, or any contracted third-party agent thereof, may not pay a vendor, and a vendor may not accept, a fee or compensation of any kind, including the provision of a malt beverage at no cost or at a reduced cost, to authorize the conduct of a malt beverage tasting under this section.

(6)(a) A manufacturer, distributor, or importer, or any contracted third-party agent thereof, conducting a malt beverage tasting under this section, must provide all of the beverages to be tasted; must have paid all excise taxes on those beverages which are required of the manufacturer or distributor; and must return to the manufacturer's or distributor's inventory all of the malt beverages provided for the tasting that remain unconsumed after the tasting. More than one tasting may be held on the licensed premises each day, but only one manufacturer, distributor, importer, or contracted third-party agent thereof, may conduct a tasting on the premises at any one time.

(b) *This subsection does not preclude a manufacturer, distributor, or importer, or any contracted third-party agent thereof, from buying the malt beverages that it provides for the tasting from a vendor at no more than the retail price, but all of the malt beverages so purchased and provided for the tasting which remain unconsumed after the tasting must be removed from the premises of the tasting and properly disposed of.*

(7) *A manufacturer, distributor, or importer of malt beverages that contracts with a third-party agent to conduct a malt beverage tasting under this section on its behalf is responsible for any violation of this section by such agent.*

(8) *This section does not preclude a vendor from conducting a malt beverage tasting on its licensed premises using malt beverages from its own inventory.*

(9) *This section is supplemental to and does not supersede any special act or ordinance.*

(10) *The division may, pursuant to ss. 561.08 and 561.11, adopt rules to implement, administer, and enforce this section.*

Section 10. Paragraphs (a) and (b) of subsection (1) of section 565.03, Florida Statutes, are redesignated as paragraphs (b) and (c), respectively, a new paragraph (a) is added to that subsection, paragraph (c) of subsection (2) is amended, and subsection (7) is added to that section, to read:

565.03 License fees; manufacturers, distributors, brokers, sales agents, and importers of alcoholic beverages; vendor licenses and fees; craft distilleries.—

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

(a) *“Branded product” means any distilled spirits product manufactured on site which requires a federal certificate and label approval by the Federal Alcohol Administration Act or federal regulations.*

(2)

(c) A craft distillery licensed under this section may sell to consumers, at its souvenir gift shop, *branded products* ~~spirits~~ distilled on its premises in this state in factory-sealed containers that are filled at the distillery for off-premises consumption. Such sales are authorized only on private property contiguous to the licensed distillery premises in this state and included on the sketch or diagram defining the licensed premises submitted with the distillery's license application. All sketch or diagram revisions by the distillery shall require the division's approval verifying that the souvenir gift shop location operated by the licensed distillery is owned or leased by the distillery and on property contiguous to the distillery's production building in this state.

1. A craft distillery ~~or licensed distillery~~ may not sell any factory-sealed individual containers of spirits except in face-to-face sales transactions with consumers who are making a purchase of *no more than*:

- a. *Two individual containers of each branded product;*
- b. *Three individual containers of a single branded product and up to one individual container of a second branded product; or*
- c. *Four individual containers of a single branded product.*

2. *Each container sold in face-to-face transactions with consumers must* ~~two or fewer individual containers, that~~ comply with the container limits in s. 565.10, per calendar year for the consumer's personal use and not for resale and who are present at the distillery's licensed premises in this state.

~~3.1.~~ A craft distillery must report to the division within 5 days after it reaches the production limitations provided in paragraph (1)(b) ~~(4)(a)~~. Any retail sales to consumers at the craft distillery's licensed premises are prohibited beginning the day after it reaches the production limitation.

~~4.2.~~ A craft distillery may ~~not only ship or; arrange to ship, or deliver~~ any of its distilled spirits to consumers *and may sell and deliver only to consumers* within the state in a face-to-face transaction at the distillery

property. However, a craft distiller licensed under this section may ship, arrange to ship, or deliver such spirits to manufacturers of distilled spirits, wholesale distributors of distilled spirits, state or federal bonded warehouses, and exporters.

~~5.3.~~ Except as provided in subparagraph 6.4., it is unlawful to transfer a distillery license for a distillery that produces 75,000 or fewer gallons per calendar year of distilled spirits on its premises or any ownership interest in such license to an individual or entity that has a direct or indirect ownership interest in any distillery licensed in this state; another state, territory, or country; or by the United States government to manufacture, blend, or rectify distilled spirits for beverage purposes.

6.4. A craft distillery shall not have its ownership affiliated with another distillery, unless such distillery produces 75,000 or fewer gallons per calendar year of distilled spirits on *each* of its premises *in this state or in another state, territory, or country.*

(7) *Upon the request of a craft distillery licensed in this state, the Department of Transportation shall install directional signs for the craft distillery on the rights-of-way of interstate highways and primary and secondary roads in accordance with Florida's Highway Guide Sign Program as provided in chapter 14-51, Florida Administrative Code. A craft distillery licensed in this state that requests placement of a directional sign through the department's permit process shall pay all associated costs.*

Section 11. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to alcoholic beverages; amending s. 402.82, F.S.; conforming provisions; prohibiting electronic benefits transfer cards from being used or accepted to purchase an alcoholic beverage; amending s. 561.221, F.S.; providing requirements for a licensed manufacturer of malt beverages to sell such beverages directly to consumers; providing requirements for a licensed manufacturer to obtain a vendor's license; specifying circumstances under which a manufacturer may sell alcoholic beverages under its vendor's license; amending s. 561.42, F.S.; deleting a prohibition against certain entities conducting tastings; revising requirements for promotional displays and advertising; amending s. 561.5101, F.S.; conforming a cross-reference; amending s. 561.57, F.S.; revising restrictions on the vehicle required for use by a vendor who transports alcoholic beverages; modifying provisions related to vehicle permits for vendors; amending s. 562.07, F.S.; conforming provisions; amending s. 562.34, F.S.; providing that possessing and transporting a growler is lawful; amending s. 563.06, F.S.; conforming provisions; providing for a malt beverage container defined as a growler; providing requirements for growlers; creating s. 563.09, F.S.; authorizing a licensed manufacturer, distributor, or importer of malt beverages to conduct a malt beverage tasting; providing requirements and limitations; amending s. 565.03, F.S.; defining the term “branded product”; revising the limitation on the number of containers that may be sold to consumers by craft distilleries; applying such limitation to individual containers for each branded product; prohibiting a craft distillery from shipping or arranging to ship any of its distilled spirits to consumers; limiting the sale and delivery of distilled spirits; revising a restriction on certain craft distillery ownership; requiring the Department of Transportation to install certain directional signs at specified locations upon the request of a craft distillery licensed in this state; requiring the requesting craft distillery to pay specified costs; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Latvala moved the following amendments to **Amendment 1 (616174)** which were adopted by two-thirds vote:

Amendment 1A (101640)—Delete lines 193-194 and insert:

~~(5)(6)~~ Common carriers ~~may are not required to have vehicle permits to transport alcoholic beverages.~~

Amendment 1B (158654) (with directory amendment)—In directory clause, delete lines 223-225 and insert:

Section 8. Subsections (1) and (6) of section 563.06, Florida Statutes, are amended, present subsection (7) is redesignated as subsection (8), and a new subsection (7) is added to that section, to read:

Amendment 1C (466600)—Delete line 274 and insert:
officers, or employees, which violates this subsection commits a

On motion by Senator Latvala, further consideration of **CS for CS for SB 186** with pending **Amendment 1 (616174)** as amended was deferred.

CS for SB 466—A bill to be entitled An act relating to low-voltage alarm systems; amending s. 553.793, F.S.; revising the definition of the term “low-voltage alarm system project” and adding the definition of the term “wireless alarm system”; providing that a permit is not required to install, maintain, inspect, replace, or service a wireless alarm system and its ancillary components; reducing the maximum price for permit labels for alarm systems; prohibiting a local enforcement agency from requiring the payment of any additional fees, charges, or expenses associated with the installation or replacement of a new or existing alarm system; authorizing a local enforcement agency to coordinate the inspection of certain alarm system projects; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for SB 466** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Grimsley	Ring
Bradley	Hays	Sachs
Brandes	Hukill	Simmons
Braynon	Hutson	Simpson
Clemens	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lee	Soto
Diaz de la Portilla	Legg	Stargel
Evers	Margolis	Thompson

Nays—None

Vote after roll call:

Yea—Garcia, Gibson

CS for HB 7019—A bill to be entitled An act relating to workforce services; renaming Workforce Florida, Inc., as CareerSource Florida, Inc.; amending ss. 11.45, 20.60, 216.136, 218.077, 288.047, 288.0656, 288.1252, 288.901, 288.903, 295.22, 320.20, 331.3051, 331.369, 403.973, 409.1451, 413.405, 413.407, 414.045, 414.105, 414.106, 414.295, 414.55, 420.622, 443.091, 443.171, 443.181, 445.003, 445.004, 445.006, 445.007, 445.0071, 445.008, 445.009, 445.011, 445.014, 445.016, 445.021, 445.022, 445.024, 445.026, 445.028, 445.030, 445.033, 445.035, 445.038, 445.045, 445.048, 445.051, 445.055, 446.41, 446.50, 1003.491, 1003.492, 1003.493, 1003.51, 1003.52, 1004.015, 1011.80, and 1011.801, F.S.; conforming provisions to changes made by the act; making technical changes; creating a task force on preparation for the state’s implementation of the federal Workforce Innovation and Opportunity Act; providing membership and duties of the task force; requiring the task force to submit a report and recommendations for approval by CareerSource Florida, Inc.; requiring CareerSource Florida, Inc., to submit a specified state plan to the United States Department of Labor; providing for abolishment of the task force; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for HB 7019** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gaetz	Montford
Abruzzo	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—None

CS for CS for CS for SB 222—A bill to be entitled An act relating to electronic commerce; providing a directive to the Division of Law Revision and Information; creating the “Computer Abuse and Data Recovery Act”; creating s. 668.801, F.S.; providing a statement of purpose; creating s. 668.802, F.S.; defining terms; creating s. 668.803, F.S.; prohibiting a person from intentionally committing specified acts without authorization with respect to a protected computer; providing penalties for a violation; creating s. 668.804, F.S.; specifying remedies for civil actions brought by persons affected by a violation; providing that specified criminal judgments or decrees against a defendant act as estoppel as to certain matters in specified civil actions; providing that specified civil actions must be filed within certain periods of time; creating s. 668.805, F.S.; providing that the act does not prohibit specified activity by certain state, federal, and foreign law enforcement agencies, regulatory agencies, and political subdivisions; providing that the act does not impose liability on specified providers in certain circumstances; providing an effective date.

—as amended April 8 was read the third time by title.

On motion by Senator Hukill, **CS for CS for CS for SB 222** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gaetz	Montford
Abruzzo	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—None

SB 676—A bill to be entitled An act relating to voluntary contributions to End Breast Cancer; amending s. 320.02, F.S.; requiring the application forms for motor vehicle registration and renewal of registration to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization and used for specified purposes; amending s. 322.08, F.S.; requiring an application form for a driver license or identification card to include language permitting the applicant to make a voluntary contribution to End Breast Cancer to be distributed to a specified organization; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **SB 676** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gaetz	Montford
Abruzzo	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—None

CS for HB 7013—A bill to be entitled An act relating to adoption and foster care; amending s. 39.0016, F.S.; revising requirements for agreements between the Department of Children and Families and specified entities for the provision of educational services; amending s. 63.042, F.S.; deleting a prohibition against adoption by persons who are homosexual; specifying that a person may not be prohibited from adopting solely because he or she desires to educate the adopted child at home; amending s. 409.145, F.S.; revising roles and responsibilities of caregivers relating to educational settings; revising roles and responsibilities of the department, the community-based care lead agency, and other agency staff; amending s. 39.812, F.S.; requiring the community-based care lead agency to contact by telephone the child's adoptive family within a specified period after the date that the adoption is finalized; defining the term "reasonable effort"; requiring the agency to document specified information; requiring the agency to submit a report annually to the department; creating s. 409.1662, F.S.; providing the purpose of the adoption incentive program; directing the Department of Children and Families to establish an adoption incentive program for certain agencies and subcontracted providers; requiring that the department conduct a comprehensive baseline assessment of lead agencies' and subcontracted providers' performance and compile annual data for the most recent 5 years of available data; requiring the department to update the assessment annually; providing a nonexclusive list of factors for the assessment to identify; requiring that the department negotiate outcome-based agreements; requiring that several factors be included in the agreements; requiring the department to allocate incentive payments; requiring the department to report annually by a certain date specified information to the Governor and the Legislature; creating s. 409.1664, F.S.; defining terms; providing certain amounts payable to a qualifying adoptive employee who adopts specified children under certain circumstances subject to a specific appropriation to the department; providing prorated payments for a part-time employee and limiting the monetary benefit to one award per child; requiring that a qualifying adoptive employee apply to the agency head for the monetary benefit on forms approved by the department and include a certified copy of the final order of adoption; providing requirements for the approval of monetary benefits by the department; providing that the act does not preclude a qualifying adoptive employee from receiving any other assistance or incentive; requiring that parental leave for qualifying adoptive employees be provided; authorizing the department to adopt rules; requiring the Chief Financial Officer to submit payment to a qualifying adoptive employee depending on where he or she works; requiring state agencies to develop uniform procedures for informing employees about this benefit and for assisting the department in making eligibility determinations and processing applications; creating s. 409.1666, F.S.; requiring the Governor to annually select and recognize certain individuals, families, or organizations for adoption achievement awards; requiring the department to define categories for the achievement awards and seek nominations for potential recipients; authorizing a direct-support organization established by the Office of Adoption and Child Protection to accept donations of products or services from private sources to be given to the recipients of the adoption achievement awards; amending s. 409.175, F.S.; requiring licensed child-placing agencies that provide adoption services for intercountry adoptions to meet specified

requirements; requiring an adoption agency in this state which provides certain services to maintain records containing specified information; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for HB 7013** was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Gaetz	Richter
Abruzzo	Galvano	Ring
Brandes	Garcia	Sachs
Braynon	Gibson	Simmons
Clemens	Joyner	Simpson
Dean	Latvala	Smith
Detert	Legg	Sobel
Diaz de la Portilla	Margolis	Soto
Evers	Montford	Thompson

Nays—11

Bean	Grimsley	Lee
Benacquisto	Hays	Negron
Bradley	Hukill	Stargel
Flores	Hutson	

CS for CS for SB 856—A bill to be entitled An act relating to vision care plans; amending ss. 627.6474, 636.035, and 641.315, F.S.; providing that a health insurer, a prepaid limited health service organization, and a health maintenance organization, respectively, may not require a licensed ophthalmologist or optometrist to join a network solely for the purpose of credentialing the licensee for another vision network; providing that such insurers and organizations are not prevented by the act from entering into a contract with another vision care plan; providing that such insurers and organizations may not restrict or limit a licensed ophthalmologist, optometrist, or optician to specific suppliers of materials or optical laboratories; providing that such insurers and organizations are not restricted or limited by the act in determining certain amounts of coverage or reimbursement; requiring such insurers' and organizations' online vision care network provider directories to be updated monthly; providing that a violation of certain prohibitions in the act constitutes a specified unfair insurance trade practice; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for CS for SB 856** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gaetz	Montford
Abruzzo	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—None

The Senate resumed consideration of—

CS for CS for SB 186—A bill to be entitled An act relating to malt beverages; amending s. 561.221, F.S.; revising the exception for the li-

censing of malt beverage manufacturers as vendors; providing restrictions on the sale of malt beverages; prohibiting the delivery of certain malt beverages; limiting the number of vendor's licenses that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation may issue to a manufacturer of malt beverages; amending s. 561.42, F.S.; authorizing malt beverage tastings upon certain licensed premises; creating s. 563.0614, F.S.; authorizing the sale of malt beverages packaged in individual containers of certain sizes if they are filled at the point of sale by certain licenseholders; requiring each container to be imprinted or labeled with certain information and have an unbroken seal or be incapable of being immediately consumed; providing penalties; providing an effective date.

—which was previously considered this day. Pending **Amendment 1 (616174)** by Senator Latvala as amended was adopted by two-thirds vote.

On motion by Senator Latvala, **CS for CS for SB 186** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gaetz	Montford
Abruzzo	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—None

Vote after roll call:

Yea to Nay—Stargel

MOTIONS

On motion by Senator Simmons, by two-thirds vote all bills passed this day on the calendar of Bills on Third Reading were ordered immediately certified to the House.

SPECIAL ORDER CALENDAR

CS for SB 542—A bill to be entitled An act relating to interception of wire, oral, or electronic communication; amending s. 934.03, F.S.; authorizing a child younger than 18 years of age to intercept and record an oral communication if the child is a party to the communication and certain conditions are met; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 542**, pursuant to Rule 3.11(3), there being no objection, **HB 7001** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

On motion by Senator Benacquisto, the rules were waived and—

HB 7001—A bill to be entitled An act relating to intercepting and recording oral communications; amending s. 934.03, F.S.; providing that it is lawful to intercept and record certain oral communications; providing an effective date.

—a companion measure, was substituted for **CS for SB 542** and read the second time by title.

Senator Benacquisto moved the following amendment which was adopted:

Amendment 1 (384216) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (k) is added to subsection (2) of section 934.03, Florida Statutes, to read:

934.03 Interception and disclosure of wire, oral, or electronic communications prohibited.—

(2)

(k) It is lawful under ss. 934.03-934.09 for a child under 18 years of age to intercept and record an oral communication if the child is a party to the communication and has reasonable grounds to believe that recording the communication will capture a statement by another party to the communication that the other party intends to commit, is committing, or has committed an unlawful sexual act or an unlawful act of physical force or violence against the child.

Section 2. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to interception of wire, oral, or electronic communication; amending s. 934.03, F.S.; authorizing a child younger than 18 years of age to intercept and record an oral communication if the child is a party to the communication and certain conditions are met; providing an effective date.

Pursuant to Rule 4.19, **HB 7001** as amended was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1298** was deferred.

On motion by Senator Bradley—

CS for SB 172—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; requiring that firefighter pension plans meet the requirements of ch. 175, F.S., in order to receive certain insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; specifying the minimum benefits that must be maintained by certain firefighter pension plans after a specified date; amending s. 175.351, F.S.; exempting certain firefighter pension plans of a municipality or special fire control district from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues of the premium tax; authorizing a pension plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 175, F.S., under certain circumstances; revising the conditions for proposing the adoption of a pension plan or an amendment to a pension plan; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality or special fire control district to implement certain changes to a local law plan which are contrary to ch. 175, F.S., for a limited time, under certain circumstances; amending s. 185.01, F.S.; requiring that police officer pension plans meet the requirements of ch. 185, F.S., in order to receive certain insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and providing new definitions; revising applicability of the limitation on the amount of overtime payments which may be used for pension benefit calculations; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; specifying the minimum benefits that must be maintained by certain police officer pension plans

after a specified date; amending s. 185.35, F.S.; exempting certain municipal police officer pension plans from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term “pension plan” as “retirement plan”; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of ch. 185, F.S., under specified circumstances; revising the conditions for proposing the adoption of a pension plan or amendment to a pension plan; conforming a cross-reference; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to ch. 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Ring and Bradley offered the following amendment which was moved by Senator Bradley and adopted:

Amendment 1 (829234) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 175.021, Florida Statutes, is amended to read:

175.021 Legislative declaration.—

(2) This chapter hereby establishes, for all municipal and special district pension plans existing ~~now or hereafter~~ under this chapter, including chapter plans and local law plans, minimum benefits and minimum standards for the operation and funding of such plans, hereinafter referred to as firefighters’ pension trust funds, *which must be met as conditions precedent to the plan or plan sponsor’s receiving a distribution of insurance premium tax revenues under s. 175.121. The* Minimum benefits and minimum standards *for each plan set forth in this chapter* may not be diminished by local charter, ordinance, or resolution or by special act of the Legislature *and may not, nor may the minimum benefits or minimum standards* be reduced or offset by any other local, state, or federal law that *includes* ~~may include~~ firefighters in its operation, except as provided under s. 112.65.

Section 2. Section 175.032, Florida Statutes, is amended to read:

175.032 Definitions.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter, the ~~term following words and phrases have the following meanings:~~

(1) “Additional premium tax revenues” means revenues received by a municipality or special fire control district pursuant to s. 175.121 which exceed base premium tax revenues.

(2)(1)(a) “Average final compensation” for:

(a) A full-time firefighter means one-twelfth of the average annual compensation of the 5 best years of the last 10 years of creditable service ~~before~~ *prior to* retirement, termination, or death, or the career average as a full-time firefighter since July 1, 1953, whichever is greater. A year ~~is~~ *shall be* 12 consecutive months or such other consecutive period of time as is used and consistently applied.

(b) ~~“Average final compensation” for~~ A volunteer firefighter means the average salary of the 5 best years of the last 10 best contributing years ~~before~~ *prior to* change in status to a permanent full-time firefighter or retirement as a volunteer firefighter or the career average of a volunteer firefighter, since July 1, 1953, whichever is greater.

(3) “Base premium tax revenues” means:

(a) For a local law plan in effect on October 1, 2003, the revenues received by a municipality or special fire control district pursuant to s. 175.121 for the 2002 calendar year.

(b) For a local law plan created between October 1, 2003, and March 1, 2015, inclusive, the revenues received by a municipality or special fire control district pursuant to s. 175.121 based upon the tax collections during the second calendar year of participation.

(4)(2) “Chapter plan” means a separate defined benefit pension plan for firefighters which incorporates by reference the provisions of this chapter and has been adopted by the governing body of a municipality or special district. Except as ~~may be~~ specifically authorized in this chapter, ~~the~~ provisions of a chapter plan may not differ from the plan provisions set forth in ss. 175.021-175.341 and ss. 175.361-175.401. Actuarial valuations of chapter plans shall be conducted by the division as provided by s. 175.261(1).

(5)(3) “Compensation” or “salary” means, for noncollectively bargained service earned before July 1, 2011, or for service earned under collective bargaining agreements in place before July 1, 2011, the fixed monthly remuneration paid a firefighter. If remuneration is based on actual services rendered, as in the case of a volunteer firefighter, the term means the total cash remuneration received yearly for such services, prorated on a monthly basis. For noncollectively bargained service earned on or after July 1, 2011, or for service earned under collective bargaining agreements entered into on or after July 1, 2011, the term has the same meaning except that when calculating retirement benefits, up to 300 hours per year in overtime compensation may be included as specified in the plan or collective bargaining agreement, but payments for accrued unused sick or annual leave may not be included.

(a) Any retirement trust fund or plan that meets the requirements of this chapter does not, solely by virtue of this subsection, reduce or diminish the monthly retirement income otherwise payable to each firefighter covered by the retirement trust fund or plan.

(b) The member’s compensation or salary contributed as employee-elective salary reductions or deferrals to any salary reduction, deferred compensation, or tax-sheltered annuity program authorized under the Internal Revenue Code shall be deemed to be the compensation or salary the member would receive if he or she were not participating in such program and shall be treated as compensation for retirement purposes under this chapter.

(c) For any person who first becomes a member in any plan year beginning on or after January 1, 1996, compensation for that plan year may not include any amounts in excess of the Internal Revenue Code s. 401(a)(17) limitation, as amended by the Omnibus Budget Reconciliation Act of 1993, which limitation of \$150,000 shall be adjusted as required by federal law for qualified government plans and ~~shall be~~ further adjusted for changes in the cost of living in the manner provided by Internal Revenue Code s. 401(a)(17)(B). For any person who first became a member before the first plan year beginning on or after January 1, 1996, the limitation on compensation may not be less than the maximum compensation amount that was allowed to be taken into account under the plan in effect on July 1, 1993, which limitation shall be adjusted for changes in the cost of living since 1989 in the manner provided by Internal Revenue Code s. 401(a)(17)(1991).

(6)(4) “Creditable service” or “credited service” means the aggregate number of years of service; and fractional parts of years of service; of any firefighter, omitting intervening years and fractional parts of years when such firefighter may not have been employed by the municipality or special fire control district, subject to the following conditions:

(a) ~~A~~ *No* firefighter ~~may not will~~ receive credit for years or fractional parts of years of service if he or she has withdrawn his or her contributions to the fund for those years or fractional parts of years of service, unless the firefighter repays into the fund the amount he or she has withdrawn, plus interest determined by the board. The member ~~has~~ *shall have* at least 90 days after his or her reemployment to make repayment.

(b) A firefighter may voluntarily leave his or her contributions in the fund for ~~a period of~~ 5 years after leaving the employ of the fire department, pending the possibility of being rehired by the same department, without losing credit for the time he or she has participated actively as a firefighter. If the firefighter is not reemployed as a firefighter, with the same department, within 5 years, his or her contributions shall be returned without interest.

(c) Credited service under this chapter shall be provided only for service as a firefighter, ~~as defined in subsection (8),~~ or for military service and does not include credit for any other type of service. A municipality ~~may~~, by local ordinance, or a special fire control district ~~may~~, by resolution, ~~may~~ provide for the purchase of credit for military service prior to employment as well as for prior service as a firefighter for some other employer as long as a firefighter is not entitled to receive a benefit for such prior service ~~as a firefighter~~. For purposes of determining credit for prior service as a firefighter, in addition to service as a firefighter in this state, credit may be given for federal, other state, or county service if the prior service is recognized by the Division of State Fire Marshal as provided ~~in~~ ~~under~~ chapter 633, or the firefighter provides proof to the board of trustees that his or her service is equivalent to the service required to meet the definition of a firefighter ~~under subsection (8).~~

(d) In determining the creditable service of any firefighter, credit for up to 5 years of the time spent in the military service of the Armed Forces of the United States shall be added to the years of actual service if:

1. The firefighter is in the active employ of an employer immediately ~~before~~ ~~prior to~~ such service and leaves a position, other than a temporary position, for the purpose of voluntary or involuntary service in the Armed Forces of the United States.

2. The firefighter is entitled to reemployment under ~~the provisions of~~ the Uniformed Services Employment and Reemployment Rights Act.

3. The firefighter returns to his or her employment as a firefighter of the municipality or special fire control district within 1 year ~~after from~~ the date of release from such active service.

(7)(5) “Deferred Retirement Option Plan” or “DROP” means a local law plan retirement option in which a firefighter may elect to participate. A firefighter may retire for all purposes of the plan and defer receipt of retirement benefits into a DROP account while continuing employment with his or her employer. However, a firefighter who enters the DROP and who is otherwise eligible to participate ~~may shall not thereby be precluded from participation or continued participation participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, March 12, 1999 ~~the effective date of this act.~~

(8) “Defined contribution plan” means the component of a local law plan, as provided in s. 175.351(1), to which deposits, if any, are made to provide benefits for firefighters, or for firefighters and police officers if both are included. Such component is an element of a local law plan and exists in conjunction with the defined benefit plan component that meets minimum benefits and minimum standards. The retirement benefits, if any, of the defined contribution plan component shall be provided through individual member accounts in accordance with the applicable provisions of the Internal Revenue Code and related regulations and are limited to the contributions, if any, made into each member’s account and the actual accumulated earnings, net of expenses, earned on the member’s account.

(9)(6) “Division” means the Division of Retirement of the Department of Management Services.

(10)(7) “Enrolled actuary” means an actuary who is enrolled under Subtitle C of Title III of the Employee Retirement Income Security Act of 1974 and who is a member of the Society of Actuaries or the American Academy of Actuaries.

(11)(a)(8)(a) “Firefighter” means a person employed solely by a constituted fire department of any municipality or special fire control district who is certified as a firefighter as a condition of employment in accordance with s. 633.408 and whose duty it is to extinguish fires, to protect life, or to protect property. The term includes all certified, supervisory, and command personnel whose duties include, in whole or in part, the supervision, training, guidance, and management responsibilities of full-time firefighters, part-time firefighters, or auxiliary firefighters but does not include part-time firefighters or auxiliary firefighters. However, for purposes of this chapter only, the term also includes public safety officers who are responsible for performing both police and fire services, who are certified as police officers or firefighters, and who are certified by their employers to the Chief Financial Officer as participating in this chapter before October 1, 1979. Effective October 1, 1979, public safety officers who have not been certified as participating

in this chapter are considered police officers for retirement purposes and are eligible to participate in chapter 185. Any plan may provide that the fire chief has an option to participate, ~~or not,~~ in that plan.

(b) “Volunteer firefighter” means any person whose name is carried on the active membership roll of a constituted volunteer fire department or a combination of a paid and volunteer fire department of any municipality or special fire control district and whose duty it is to extinguish fires, to protect life, and to protect property. Compensation for services rendered by a volunteer firefighter ~~does shall~~ not disqualify him or her as a volunteer. A person ~~may shall~~ not be disqualified as a volunteer firefighter solely because he or she has other gainful employment. Any person who volunteers assistance at a fire but is not an active member of a department described herein is not a volunteer firefighter within the meaning of this paragraph.

(12)(9) “Firefighters’ Pension Trust Fund” means a trust fund, by whatever name known, as provided under s. 175.041, for the purpose of assisting municipalities and special fire control districts in establishing and maintaining a retirement plan for firefighters.

(13)(10) “Local law municipality” ~~means is~~ any municipality in which ~~there exists~~ a local law plan exists.

(14)(11) “Local law plan” means a retirement ~~defined benefit pension~~ plan that includes both a defined benefit plan component and a defined contribution plan component for firefighters, or for firefighters and ~~or~~ police officers if both are ~~where~~ included, as described in s. 175.351, established by municipal ordinance, special district resolution, or special act of the Legislature, which enactment sets forth all plan provisions. Local law plan provisions may vary from the provisions of this chapter if, ~~provided that required~~ minimum benefits and minimum standards are met. However, any such variance ~~must shall~~ provide a greater benefit for firefighters. Actuarial valuations of local law plans shall be conducted by an enrolled actuary as provided in s. 175.261(2).

(15)(12) “Local law special fire control district” ~~means is~~ any special fire control district in which ~~there exists~~ a local law plan exists.

(16) “Minimum benefits” means the benefits specified in ss. 175.021-175.341 and ss. 175.361-175.401.

(17) “Minimum standards” means the standards specified in ss. 175.021-175.401.

(18)(13) “Property insurance” means property insurance as defined in s. 624.604 and covers real and personal property within the corporate limits of a ~~any~~ municipality, or within the boundaries of a ~~any~~ special fire control district, within the state. The term “multiple peril” means a combination or package policy that includes both property and casualty coverage for a single premium.

(19)(14) “Retiree” or “retired firefighter” means a firefighter who has entered retirement status. For the purposes of a plan that includes a Deferred Retirement Option Plan (DROP), a firefighter who enters the DROP is ~~shall be~~ considered a retiree for all purposes of the plan. However, a firefighter who enters the DROP and who is otherwise eligible to participate ~~may shall not thereby be precluded from participation or continued participation participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, March 12, 1999 ~~the effective date of this act.~~

(20)(15) “Retirement” means a firefighter’s separation from municipal ~~city or~~ fire district employment as a firefighter with immediate eligibility for receipt of benefits under the plan. For purposes of a plan that includes a Deferred Retirement Option Plan (DROP), “retirement” means the date a firefighter enters the DROP.

(21) “Special act plan” means a plan subject to the provisions of this chapter which was created by an act of the Legislature and continues to require an act of the Legislature to alter plan benefits.

(22) “Special benefits” means benefits provided in a defined contribution plan for firefighters.

(23)(16) “Special fire control district” means a special district, as defined in s. 189.012, established for the purposes of extinguishing fires, protecting life, and protecting property within the incorporated or unincorporated portions of a ~~any~~ county or combination of counties, or

within any combination of incorporated and unincorporated portions of a ~~any~~ county or combination of counties. The term does not include any dependent or independent special district, as *those terms* are defined in s. 189.012, the employees of which are members of the Florida Retirement System pursuant to s. 121.051(1) or (2).

(24)(17) “Supplemental plan” means a plan to which deposits are made to provide ~~special extra~~ benefits for firefighters, or for firefighters and police officers ~~if both are where included under this chapter~~. Such a plan is an element of a local law plan and exists in conjunction with a defined benefit plan component that meets ~~the~~ minimum benefits and minimum standards ~~of this chapter~~. Any supplemental plan in existence on March 1, 2015, shall be deemed to be a defined contribution plan in compliance with s. 175.351(6).

(25)(18) “Supplemental plan municipality” means a ~~any~~ local law municipality in which ~~any there existed a supplemental plan existed, of any type or nature,~~ as of December 1, 2000.

Section 3. Subsection (8) is added to section 175.061, Florida Statutes, to read:

175.061 Board of trustees; members; terms of office; meetings; legal entity; costs; attorney’s fees.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter:

(8)(a) *The board of trustees shall:*

1. *Provide a detailed accounting report of its expenses for each fiscal year to the plan sponsor and the Department of Management Services and make the report available to each member of the plan and post the report on the board’s website, if the board has a website. The report must include all administrative expenses that, for purposes of this subsection, are expenses relating to any legal counsel, actuary, plan administrator, and all other consultants, and all travel and other expenses paid to or on behalf of the members of the board of trustees or anyone else on behalf of the plan.*

2. *Operate under an administrative expense budget for each fiscal year, provide a copy of the budget to the plan sponsor, and make available a copy of the budget to plan members before the beginning of the fiscal year. If the board of trustees amends the administrative expense budget, the board must provide a copy of the amended budget to the plan sponsor and make available a copy of the amended budget to plan members.*

(b) *Notwithstanding s. 175.351(2) and (3), a local law plan created by special act before May 27, 1939, must comply with the provisions of this subsection.*

Section 4. Subsection (7) of section 175.071, Florida Statutes, is amended to read:

175.071 General powers and duties of board of trustees.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter:

(7) To assist the board in meeting its responsibilities under this chapter, the board, if it so elects, may:

(a) Employ independent legal counsel at the pension fund’s expense.

(b) Employ an independent *enrolled* actuary, as defined in s. 175.032(7), at the pension fund’s expense.

(c) Employ such independent professional, technical, or other advisers as it deems necessary at the pension fund’s expense.

If the board chooses to use the municipality’s or special district’s legal counsel or actuary, or chooses to use any of the municipality’s or special district’s other professional, technical, or other advisers, it must do so only under terms and conditions acceptable to the board.

Section 5. Paragraph (d) of subsection (1) of section 175.091, Florida Statutes, is amended to read:

175.091 Creation and maintenance of fund.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter:

(1) The firefighters’ pension trust fund in each municipality and in each special fire control district shall be created and maintained in the following manner:

(d) By mandatory payment by the municipality or special fire control district of a sum equal to the normal cost of and the amount required to fund any actuarial deficiency shown by an actuarial valuation ~~conducted under as provided in part VII of chapter 112 after taking into account the amounts described in paragraphs (b), (c), (e), (f), and (g) and the tax proceeds described in paragraph (a) which are used to fund benefits in a defined benefit plan component.~~

Nothing in this section shall be construed to require adjustment of member contribution rates in effect on the date this act becomes a law, including rates that exceed 5 percent of salary, provided that such rates are at least one-half of 1 percent of salary.

Section 6. Paragraph (a) of subsection (2) of section 175.162, Florida Statutes, is amended to read:

175.162 Requirements for retirement.—For any municipality, special fire control district, chapter plan, local law municipality, local law special fire control district, or local law plan under this chapter, any firefighter who completes 10 or more years of creditable service as a firefighter and attains age 55, or completes 25 years of creditable service as a firefighter and attains age 52, and who for such minimum period has been a member of the firefighters’ pension trust fund operating under a chapter plan or local law plan, is eligible for normal retirement benefits. Normal retirement under the plan is retirement from the service of the municipality or special fire control district on or after the normal retirement date. In such event, payment of retirement income will be governed by the following provisions of this section:

(2)(a)1. The amount of monthly retirement income payable to a full-time firefighter who retires on or after his or her normal retirement date shall be an amount equal to the number of his or her years of credited service multiplied by 2.75 ~~2~~ percent of his or her average final compensation as a full-time firefighter. ~~However, if current state contributions pursuant to this chapter are not adequate to fund the additional benefits to meet the minimum requirements in this chapter, only such incremental increases shall be required as state moneys are adequate to provide. Such increments shall be provided as state moneys become available.~~

2. Effective July 1, 2015, a plan that is in compliance with this chapter except that the plan provides a benefit that is less than 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service or provides an effective benefit that is less than 2.75 percent as a result of a maximum benefit limitation:

a. *Must maintain, at a minimum, the percentage amount or maximum benefit limitation in effect on July 1, 2015, and is not required to increase the benefit to 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service; or*

b. *If the plan changes the percentage amount or maximum benefit limitation to 2.75 percent or more of the average final compensation of a full-time firefighter for all years of credited service, the plan may not thereafter decrease the percentage amount or maximum benefit limitation to less than 2.75 percent of the average final compensation of a full-time firefighter for all years of credited service.*

Section 7. Section 175.351, Florida Statutes, is amended to read:

175.351 Municipalities and special fire control districts that have ~~having their own retirement pension plans for firefighters.—For any municipality, special fire control district, local law municipality, local law special fire control district, or local law plan under this chapter,~~ In order for a municipality or ~~municipalities and~~ special fire control district that has its ~~districts with their own retirement plan pension plans~~ for firefighters, or for firefighters and police officers if both are included, to participate in the distribution of the tax fund established under ~~pursuant to s. 175.101, a local law plan plans must meet the minimum benefits and minimum standards, except as provided in the mutual consent provisions in paragraph (1)(g) with respect to the minimum benefits not met as of October 1, 2012 set forth in this chapter.~~

(1) If a municipality has a ~~retirement pension~~ plan for firefighters, or a ~~pension plan~~ for firefighters and police officers if both are included, which in the opinion of the division meets the minimum benefits and minimum standards set forth in this chapter, the board of trustees of the retirement pension plan must, ~~as approved by a majority of firefighters of the municipality, may:~~

~~(a) place the income from the premium tax in s. 175.101 in such pension plan for the sole and exclusive use of its firefighters, or for firefighters and police officers if both are included, where it shall become an integral part of that pension plan and shall be used to fund benefits as provided herein. Effective October 1, 2015, for noncollectively bargained service or upon entering into a collective bargaining agreement on or after July 1, 2015:~~

(a) The base premium tax revenues must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality or special fire control district.

(b) Of the additional premium tax revenues received that are in excess of the amount received for the 2012 calendar year, 50 percent must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality or special fire control district, and 50 percent must be placed in a defined contribution plan to fund special benefits.

(c) Additional premium tax revenues not described in paragraph (b) must be used to fund benefits that are not included in the minimum benefits. If the additional premium tax revenues subject to this paragraph exceed the full annual cost of benefits provided through the plan which are in excess of the minimum benefits, any amount in excess of the full annual cost must be used as provided in paragraph (b).

(d) Of any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, 50 percent of the amount of the accumulations must be used to fund special benefits, and 50 percent must be applied to fund any unfunded actuarial liabilities of the plan; provided that any amount of accumulations in excess of the amount required to fund the unfunded actuarial liabilities must be used to fund special benefits ~~to pay extra benefits to the firefighters included in that pension plan; or~~

~~(b) Place the income from the premium tax in s. 175.101 in a separate supplemental plan to pay extra benefits to firefighters, or to firefighters and police officers if included, participating in such separate supplemental plan.~~

(e) For a plan created after March 1, 2015, 50 percent of the insurance premium tax revenues must be used to fund defined benefit plan component benefits, with the remainder used to fund defined contribution plan component benefits.

(f) If a plan offers benefits in excess of the minimum benefits, such benefits, excluding supplemental plan benefits in effect as of September 30, 2014, may be reduced if the plan continues to meet minimum benefits and minimum standards. The amount of insurance premium tax revenues previously used to fund benefits in excess of minimum benefits before the reduction, excluding the amount of any additional premium tax revenues distributed to a supplemental plan for the 2012 calendar year, must be used as provided in paragraph (b). However, benefits in excess of minimum benefits may not be reduced if a plan does not meet the minimum percentage amount of 2.75 percent of the average final compensation of a full-time firefighter, as required by s. 175.162(2)(a)1., or provides an effective benefit that is below 2.75 percent as a result of a maximum benefit limitation as described in s. 175.162(2)(a)2.

(g) Notwithstanding paragraphs (a)-(f), the use of premium tax revenues, including any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of minimum benefits, may deviate from the provisions of this subsection by mutual consent of the members' collective bargaining representative or, if there is no representative, by a majority of the firefighter members of the fund, and by consent of the municipality or special fire control district, provided that the plan continues to meet minimum benefits and minimum standards; however, a plan that operates pursuant to this paragraph and does not meet minimum benefits as of October 1, 2012, may continue to provide the benefits that do not meet the minimum benefits at the same level as was provided as of October 1, 2012, and all other benefit levels must

continue to meet the minimum benefits. Such mutually agreed deviation must continue until modified or revoked by subsequent mutual consent of the members' collective bargaining representative or, if none, by a majority of the firefighter members of the fund, and the municipality or special fire control district. An existing arrangement for the use of premium tax revenues contained within a special act plan or a plan within a supplemental plan municipality is considered, as of July 1, 2015, to be a deviation for which mutual consent has been granted.

(2) The premium tax provided by this chapter must ~~shall in all cases~~ be used in its entirety to provide retirement ~~extra~~ benefits to firefighters, or to firefighters and police officers if both are included. ~~However, local law plans in effect on October 1, 1998, must comply with the minimum benefit provisions of this chapter only to the extent that additional premium tax revenues become available to incrementally fund the cost of such compliance as provided in s. 175.162(2)(a). If a plan is in compliance with such minimum benefit provisions, as subsequent additional premium tax revenues become available, they must be used to provide extra benefits. Local law plans created by special act before May 27, 1939, are deemed to comply with this chapter. For the purpose of this chapter, the term:~~

(a) "Additional premium tax revenues" means revenues received by a municipality or special fire control district pursuant to s. 175.121 which exceed that amount received for calendar year 1997.

(b) "Extra benefits" means benefits in addition to or greater than those provided to general employees of the municipality and in addition to those in existence for firefighters on March 12, 1999.

(3) A retirement plan or amendment to a retirement plan may not be proposed for adoption unless the proposed plan or amendment contains an actuarial estimate of the costs involved. Such proposed plan or proposed plan change may not be adopted without the approval of the municipality, special fire control district, or, where required permitted, the Legislature. Copies of the proposed plan or proposed plan change and the actuarial impact statement of the proposed plan or proposed plan change shall be furnished to the division before the last public hearing on the proposal is held ~~thereon~~. Such statement must also indicate whether the proposed plan or proposed plan change is in compliance with s. 14, Art. X of the State Constitution and those provisions of part VII of chapter 112 which are not expressly provided in this chapter. Notwithstanding any other provision, only those local law plans created by special act of legislation before May 27, 1939, are deemed to meet the minimum benefits and minimum standards ~~only in this chapter~~.

(4) Notwithstanding any other provision, with respect to any supplemental plan municipality:

(a) A local law plan and a supplemental plan may continue to use their definition of compensation or salary in existence on March 12, 1999.

(b) Section 175.061(1)(b) does not apply, and a local law plan and a supplemental plan shall continue to be administered by a board or boards of trustees numbered, constituted, and selected as the board or boards were numbered, constituted, and selected on December 1, 2000.

~~(c) The election set forth in paragraph (1)(b) is deemed to have been made.~~

(5) The retirement plan setting forth the benefits and the trust agreement, if any, covering the duties and responsibilities of the trustees and the regulations of the investment of funds must be in writing, and copies made available to the participants and to the general public.

(6) In addition to the defined benefit plan component of the local law plan, each plan sponsor must have a defined contribution plan component within the local law plan by October 1, 2015, for noncollectively bargained service, upon entering into a collective bargaining agreement on or after July 1, 2015, or upon the creation date of a new participating plan. Depending upon the application of subsection (1), a defined contribution plan component may or may not receive any funding.

(7) Notwithstanding any other provision of this chapter, a municipality or special fire control district that has implemented or proposed changes to a local law plan based on the municipality's or district's re-

liance on an interpretation of this chapter by the Department of Management Services on or after August 14, 2012, and before March 3, 2015, may continue the implemented changes or continue to implement proposed changes. Such reliance must be evidenced by a written collective bargaining proposal or agreement, or formal correspondence between the municipality or district and the Department of Management Services which describes the specific changes to the local law plan, with the initial proposal, agreement, or correspondence from the municipality or district dated before March 3, 2015. Changes to the local law plan which are otherwise contrary to minimum benefits and minimum standards may continue in effect until the earlier of October 1, 2018, or the effective date of a collective bargaining agreement that is contrary to the changes to the local law plan.

Section 8. Subsection (2) of section 185.01, Florida Statutes, is amended to read:

185.01 Legislative declaration.—

(2) This chapter hereby establishes, for all municipal pension plans ~~now or hereinafter~~ provided for under this chapter, including chapter plans and local law plans, minimum benefits and minimum standards for the operation and funding of such plans, hereinafter referred to as municipal police officers' retirement trust funds, *which must be met as conditions precedent to the plan or plan sponsor's receiving a distribution of insurance premium tax revenues under s. 185.10.* The Minimum benefits and minimum standards for each plan set forth in this chapter may not be diminished by local ordinance or by special act of the Legislature and may not, ~~nor may the minimum benefits or minimum standards be reduced or offset by any other local, state, or federal plan that includes~~ may include police officers in its operation, except as provided under s. 112.65.

Section 9. Section 185.02, Florida Statutes, is amended to read:

185.02 Definitions.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter, ~~the term following words and phrases as used in this chapter shall have the following meanings, unless a different meaning is plainly required by the context:~~

(1) “Additional premium tax revenues” means revenues received by a municipality pursuant to s. 185.10 which exceed base premium tax revenues.

(2)(1) “Average final compensation” means one-twelfth of the average annual compensation of the 5 best years of the last 10 years of creditable service ~~before~~ prior to retirement, termination, or death.

(3) “Base premium tax revenues” means:

(a) For a local law plan in effect on October 1, 2003, the revenues received by a municipality pursuant to s. 185.10 for the 2002 calendar year.

(b) For a local law plan created between October 1, 2003, and March 1, 2015, inclusive, the revenues received by a municipality pursuant to s. 185.10 based upon the tax collections during the second calendar year of participation.

(4)(2) “Casualty insurance” means automobile public liability and property damage insurance to be applied at the place of residence of the owner, or if the subject is a commercial vehicle, to be applied at the place of business of the owner; automobile collision insurance; fidelity bonds; burglary and theft insurance; and plate glass insurance. The term “multiple peril” means a combination or package policy that includes both property coverage and casualty coverage for a single premium.

(5)(3) “Chapter plan” means a separate defined benefit pension plan for police officers which incorporates by reference the provisions of this chapter and has been adopted by the governing body of a municipality as provided in s. 185.08. Except as ~~may be~~ specifically authorized in this chapter, the provisions of a chapter plan may not differ from the plan provisions set forth in ss. 185.01-185.341 and ss. 185.37-185.39. Actuarial valuations of chapter plans shall be conducted by the division as provided by s. 185.221(1)(b).

(6)(4) “Compensation” or “salary” means, for noncollectively bargained service earned before July 1, 2011, or for service earned under collective bargaining agreements in place before July 1, 2011, the total

cash remuneration including “overtime” paid by the primary employer to a police officer for services rendered, but not including any payments for extra duty or special detail work performed on behalf of a second party employer. *Overtime may be limited before July 1, 2011, in a local law plan by the plan provisions.* ~~A local law plan may limit the amount of overtime payments which can be used for retirement benefit calculation purposes; however, such overtime limit may not be less than 300 hours per officer per calendar year.~~ For noncollectively bargained service earned on or after July 1, 2011, or for service earned under collective bargaining agreements entered into on or after July 1, 2011, the term has the same meaning except that when calculating retirement benefits, up to 300 hours per year in overtime compensation may be included as specified in the plan or collective bargaining agreement, but payments for accrued unused sick or annual leave may not be included.

(a) Any retirement trust fund or plan that meets the requirements of this chapter does not, solely by virtue of this subsection, reduce or diminish the monthly retirement income otherwise payable to each police officer covered by the retirement trust fund or plan.

(b) The member's compensation or salary contributed as employee-elective salary reductions or deferrals to any salary reduction, deferred compensation, or tax-sheltered annuity program authorized under the Internal Revenue Code shall be deemed to be the compensation or salary the member would receive if he or she were not participating in such program and shall be treated as compensation for retirement purposes under this chapter.

(c) For any person who first becomes a member in any plan year beginning on or after January 1, 1996, compensation for that plan year may not include any amounts in excess of the Internal Revenue Code s. 401(a)(17) limitation, as amended by the Omnibus Budget Reconciliation Act of 1993, which limitation of \$150,000 shall be adjusted as required by federal law for qualified government plans and ~~shall be~~ further adjusted for changes in the cost of living in the manner provided by Internal Revenue Code s. 401(a)(17)(B). For any person who first became a member before the first plan year beginning on or after January 1, 1996, the limitation on compensation may not be less than the maximum compensation amount that was allowed to be taken into account under the plan ~~as~~ in effect on July 1, 1993, which limitation shall be adjusted for changes in the cost of living since 1989 in the manner provided by Internal Revenue Code s. 401(a)(17)(1991).

(7)(5) “Creditable service” or “credited service” means the aggregate number of years of service and fractional parts of years of service of any police officer, omitting intervening years and fractional parts of years when such police officer may not have been employed by the municipality subject to the following conditions:

(a) A ~~No~~ police officer ~~may not will~~ receive credit for years or fractional parts of years of service if he or she has withdrawn his or her contributions to the fund for those years or fractional parts of years of service, unless the police officer repays into the fund the amount he or she has withdrawn, plus interest as determined by the board. The member ~~has shall have~~ at least 90 days after his or her reemployment to make repayment.

(b) A police officer may voluntarily leave his or her contributions in the fund for a ~~period of~~ 5 years after leaving the employ of the police department, pending the possibility of his or her being rehired by the same department, without losing credit for the time he or she has participated actively as a police officer. If he or she is not reemployed as a police officer with the same department within 5 years, his or her contributions shall be returned ~~to him or her~~ without interest.

(c) Credited service under this chapter shall be provided only for service as a police officer, ~~as defined in subsection (11),~~ or for military service and may not include credit for any other type of service. A municipality ~~may~~, by local ordinance, ~~may~~ provide for the purchase of credit for military service occurring before employment as well as prior service as a police officer for some other employer as long as the police officer is not entitled to receive a benefit for such ~~other~~ prior service ~~as a police officer~~. For purposes of determining credit for prior service, in addition to service as a police officer in this state, credit may be given for federal, other state, or county service as long as such service is recognized by the Criminal Justice Standards and Training Commission within the Department of Law Enforcement as provided ~~in under~~ chapter 943 or the police officer provides proof to the board of trustees that such service is

equivalent to the service required to meet the definition of a police officer ~~under subsection (11).~~

(d) In determining the creditable service of ~~a any~~ police officer, credit for up to 5 years of the time spent in the military service of the Armed Forces of the United States shall be added to the years of actual service, if:

1. The police officer is in the active employ of the municipality ~~before~~ prior to such service and leaves a position, other than a temporary position, for the purpose of voluntary or involuntary service in the Armed Forces of the United States.

2. The police officer is entitled to reemployment under ~~the provisions of~~ the Uniformed Services Employment and Reemployment Rights Act.

3. The police officer returns to his or her employment as a police officer of the municipality within 1 year ~~after from~~ the date of his or her release from such active service.

(8)(6) “Deferred Retirement Option Plan” or “DROP” means a local law plan retirement option in which a police officer may elect to participate. A police officer may retire for all purposes of the plan and defer receipt of retirement benefits into a DROP account while continuing employment with his or her employer. However, a police officer who enters the DROP and who is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be precluded from ~~participation or continued participation participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, ~~March 12, 1999 the effective date of this act.~~

(9) “Defined contribution plan” means the component of a local law plan, as provided in s. 185.35(1), to which deposits, if any, are made to provide benefits for police officers, or for police officers and firefighters if both are included. Such component is an element of a local law plan and exists in conjunction with the defined benefit component that meets minimum benefits and minimum standards. The retirement benefits, if any, of the defined contribution plan shall be provided through individual member accounts in accordance with the applicable provisions of the Internal Revenue Code and related regulations and are limited to the contributions, if any, made into each member’s account and the actual accumulated earnings, net of expenses, earned on the member’s account.

(10)(7) “Division” means the Division of Retirement of the Department of Management Services.

(11)(8) “Enrolled actuary” means an actuary who is enrolled under Subtitle C of Title III of the Employee Retirement Income Security Act of 1974 and who is a member of the Society of Actuaries or the American Academy of Actuaries.

(12)(9) “Local law municipality” ~~means is~~ any municipality in which ~~there exists~~ a local law plan exists.

(13)(10) “Local law plan” means a retirement ~~defined benefit pension plan that includes both a defined benefit plan component and a defined contribution plan component~~ for police officers, or for police officers and firefighters if both are, ~~where~~ included, as described in s. 185.35, established by municipal ordinance or special act of the Legislature, which ~~enactment~~ sets forth all plan provisions. Local law plan provisions may vary from the provisions of this chapter if, ~~provided that required~~ minimum benefits and minimum standards are met. However, any such variance ~~must shall~~ provide a greater benefit for police officers. Actuarial valuations of local law plans shall be conducted by an enrolled actuary as provided in s. 185.221(2)(b).

(14) “Minimum benefits” means the benefits specified in ss. 185.01-185.341 and ss. 185.37-185.50.

(15) “Minimum standards” means the standards specified in ss. 185.01-185.50.

(16)(11) “Police officer” means any person who is elected, appointed, or employed full time by ~~a any~~ municipality, who is certified or required to be certified as a law enforcement officer in compliance with s. 943.1395, who is vested with authority to bear arms and make arrests, and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, criminal, traffic, or highway laws of the state. ~~The term This definition~~ includes all certified supervisory

and command personnel whose duties include, in whole or in part, the supervision, training, guidance, and management responsibilities of full-time law enforcement officers, part-time law enforcement officers, or auxiliary law enforcement officers, but does not include part-time law enforcement officers or auxiliary law enforcement officers as ~~those terms the same~~ are defined in s. 943.10(6) and (8), respectively. For the purposes of this chapter only, ~~the term also includes “police officer” also shall include~~ a public safety officer who is responsible for performing both police and fire services. Any plan may provide that the police chief shall have an option to participate, ~~or not,~~ in that plan.

(17)(12) “Police Officers’ Retirement Trust Fund” means a trust fund, by whatever name known, as provided under s. 185.03 for the purpose of assisting municipalities in establishing and maintaining a retirement plan for police officers.

(18)(13) “Retiree” or “retired police officer” means a police officer who has entered retirement status. For the purposes of a plan that includes a Deferred Retirement Option Plan (DROP), a police officer who enters the DROP is ~~shall be~~ considered a retiree for all purposes of the plan. However, a police officer who enters the DROP and who is otherwise eligible to participate ~~may shall~~ not ~~thereby~~ be precluded from ~~participation or continued participation participating, or continuing to participate,~~ in a supplemental plan in existence on, or created after, ~~March 12, 1999 the effective date of this act.~~

(19)(14) “Retirement” means a police officer’s separation from ~~municipal city~~ employment as a police officer with immediate eligibility for ~~receipt of~~ benefits under the plan. For purposes of a plan that includes a Deferred Retirement Option Plan (DROP), “retirement” means the date a police officer enters the DROP.

(20) “Special act plan” means a plan subject to the provisions of this chapter which was created by an act of the Legislature and continues to require an act of the Legislature to alter plan benefits.

(21) “Special benefits” means benefits provided in a defined contribution plan component for police officers.

(22)(15) “Supplemental plan” means a plan to which deposits of the premium tax moneys as provided in s. 185.08 are made to provide ~~special extra~~ benefits to police officers, or police officers and firefighters if both are ~~where~~ included, ~~under this chapter~~. Such a plan is an element of a local law plan and exists in conjunction with a defined benefit plan component that meets the minimum benefits and minimum standards of ~~this chapter~~. Any supplemental plan in existence on March 1, 2015, shall be deemed to be a defined contribution plan in compliance with s. 185.35(6).

(23)(16) “Supplemental plan municipality” means ~~a any~~ local law municipality in which ~~any there existed~~ a supplemental plan existed as of December 1, 2000.

Section 10. Subsection (8) is added to section 185.05, Florida Statutes, to read:

185.05 Board of trustees; members; terms of office; meetings; legal entity; costs; attorney’s fees.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter:

(8)(a) The board of trustees shall:

1. Provide a detailed accounting report of its expenses for each fiscal year to the plan sponsor and the Department of Management Services and make the report available to each member of the plan and post the report on the board’s website, if the board has a website. The report must include all administrative expenses that, for purposes of this subsection, are expenses relating to any legal counsel, actuary, plan administrator, and all other consultants, and all travel and other expenses paid to or on behalf of the members of the board of trustees or anyone else on behalf of the plan.

2. Operate under an administrative expense budget for each fiscal year, provide a copy of the budget to the plan sponsor, and make available a copy of the budget to plan members before the beginning of the fiscal year. If the board of trustees amends the administrative expense budget, the board must provide a copy of the amended budget to the plan sponsor and make available a copy of the amended budget to plan members.

(b) *Notwithstanding s. 185.35(2) and (3), a local law plan created by special act before May 27, 1939, must comply with the provisions of this subsection.*

Section 11. Subsection (6) of section 185.06, Florida Statutes, is amended to read:

185.06 General powers and duties of board of trustees.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter:

(6) To assist the board in meeting its responsibilities under this chapter, the board, if it so elects, may:

- (a) Employ independent legal counsel at the pension fund's expense.
- (b) Employ an independent *enrolled* actuary, as defined in s. 185.02(9), at the pension fund's expense.
- (c) Employ such independent professional, technical, or other advisers as it deems necessary at the pension fund's expense.

If the board chooses to use the municipality's or special district's legal counsel or actuary, or chooses to use any of the municipality's other professional, technical, or other advisers, it must do so only under terms and conditions acceptable to the board.

Section 12. Paragraph (d) of subsection (1) of section 185.07, Florida Statutes, is amended to read:

185.07 Creation and maintenance of fund.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter:

- (1) The municipal police officers' retirement trust fund in each municipality described in s. 185.03 shall be created and maintained in the following manner:
- (d) By payment by the municipality or other sources of a sum equal to the normal cost and the amount required to fund any actuarial deficiency shown by an actuarial valuation conducted under ~~as provided in part VII of chapter 112 after taking into account the amounts described in paragraphs (b), (c), (e), (f), and (g) and the tax proceeds described in paragraph (a) which are used to fund benefits provided in a defined benefit plan component.~~

Nothing in this section shall be construed to require adjustment of member contribution rates in effect on the date this act becomes a law, including rates that exceed 5 percent of salary, provided that such rates are at least one-half of 1 percent of salary.

Section 13. Subsection (2) of section 185.16, Florida Statutes, is amended to read:

185.16 Requirements for retirement.—For any municipality, chapter plan, local law municipality, or local law plan under this chapter, any police officer who completes 10 or more years of creditable service as a police officer and attains age 55, or completes 25 years of creditable service as a police officer and attains age 52, and for such period has been a member of the retirement fund is eligible for normal retirement benefits. Normal retirement under the plan is retirement from the service of the city on or after the normal retirement date. In such event, for chapter plans and local law plans, payment of retirement income will be governed by the following provisions of this section:

(2)(a) The amount of the monthly retirement income payable to a police officer who retires on or after his or her normal retirement date shall be an amount equal to the number of the police officer's years of credited service multiplied by 2.75 ~~2~~ percent of his or her average final compensation. ~~However, if current state contributions pursuant to this chapter are not adequate to fund the additional benefits to meet the minimum requirements in this chapter, only increment increases shall be required as state moneys are adequate to provide. Such increments shall be provided as state moneys become available.~~

(b) *Effective July 1, 2015, a plan that is in compliance with this chapter except that the plan provides a benefit that is less than 2.75 percent of the average final compensation of a police officer for all years of*

credited service or provides an effective benefit that is less than 2.75 percent as a result of a maximum benefit limitation:

1. *Must maintain, at a minimum, the percentage amount or maximum benefit limitation in effect on July 1, 2015, and is not required to increase the benefit to 2.75 percent of the average final compensation of a police officer for all years of credited service; or*

2. *If the plan changes the percentage amount or maximum benefit limitation to 2.75 percent or more of the average final compensation of a police officer for all years of credited service, the plan may not thereafter decrease the percentage amount or the maximum benefit limitation to less than 2.75 percent of the average final compensation of a police officer for all years of credited service.*

Section 14. Section 185.35, Florida Statutes, is amended to read:

185.35 Municipalities ~~that have~~ *having* their own retirement pension plans for police officers.—~~For any municipality, chapter plan, local law municipality, or local law plan under this chapter, In order for a municipality that has its municipalities with their own retirement plan pension plans for police officers, or for police officers and firefighters if both are included, to participate in the distribution of the tax fund established under pursuant to s. 185.08, a local law plan plans must meet the minimum benefits and minimum standards, except as provided in the mutual consent provisions in paragraph (1)(g) with respect to the minimum benefits not met as of October 1, 2012. set forth in this chapter.~~

(1) If a municipality has a retirement ~~pension~~ plan for police officers, or for police officers and firefighters if *both* are included, which, in the opinion of the division, meets the minimum benefits and minimum standards ~~set forth in this chapter~~, the board of trustees of the retirement pension plan ~~must, as approved by a majority of police officers of the municipality, may:~~

~~(a)~~ place the income from the premium tax in s. 185.08 in such pension plan for the sole and exclusive use of its police officers, or its police officers and firefighters if *both* are included, where it shall become an integral part of that pension plan and ~~shall~~ be used to fund benefits as provided herein. *Effective October 1, 2015, for noncollectively bargained service or upon entering into a collective bargaining agreement on or after July 1, 2015:*

(a) The base premium tax revenues must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality.

(b) *Of the additional premium tax revenues received that are in excess of the amount received for the 2012 calendar year, 50 percent must be used to fund minimum benefits or other retirement benefits in excess of the minimum benefits as determined by the municipality, and 50 percent must be placed in a defined contribution plan component to fund special benefits.*

(c) *Additional premium tax revenues not described in paragraph (b) must be used to fund benefits that are not included in the minimum benefits. If the additional premium tax revenues subject to this paragraph exceed the full annual cost of benefits provided through the plan which are in excess of the minimum benefits, any amount in excess of the full annual cost must be used as provided in paragraph (b).*

(d) *Of any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, 50 percent of the amount of the accumulations must be used to fund special benefits and 50 percent must be applied to fund any unfunded actuarial liabilities of the plan; provided that any amount of accumulations in excess of the amount required to fund the unfunded actuarial liabilities must be used to fund special benefits pay extra benefits to the police officers included in that pension plan; or*

~~(b)~~ *May place the income from the premium tax in s. 185.08 in a separate supplemental plan to pay extra benefits to the police officers, or police officers and firefighters if included, participating in such separate supplemental plan.*

(e) *For a plan created after March 1, 2015, 50 percent of the insurance premium tax revenues must be used to fund defined benefit plan component benefits, with the remainder used to fund defined contribution plan component benefits.*

(f) If a plan offers benefits in excess of the minimum benefits, such benefits, excluding supplemental plan benefits in effect as of September 30, 2014, may be reduced if the plan continues to meet minimum benefits and the minimum standards. The amount of insurance premium tax revenues previously used to fund benefits in excess of the minimum benefits before the reduction, excluding the amount of any additional premium tax revenues distributed to a supplemental plan for the 2012 calendar year, must be used as provided in paragraph (b). However, benefits in excess of the minimum benefits may not be reduced if a plan does not meet the minimum percentage amount of 2.75 percent of the average final compensation of a police officer or provides an effective benefit that is less than 2.75 percent as a result of a maximum benefit limitation, as described in s. 185.16(2)(b).

(g) Notwithstanding paragraphs (a)-(f), the use of premium tax revenues, including any accumulations of additional premium tax revenues which have not been allocated to fund benefits in excess of the minimum benefits, may deviate from the provisions of this subsection by mutual consent of the members' collective bargaining representative or, if none, by a majority of the police officer members of the fund, and by consent of the municipality, provided that the plan continues to meet minimum benefits and minimum standards; however, a plan that operates pursuant to this paragraph and does not meet the minimum benefits as of October 1, 2012, may continue to provide the benefits that do not meet the minimum benefits at the same level as was provided as of October 1, 2012, and all other benefit levels must continue to meet the minimum benefits. Such mutually agreed deviation must continue until modified or revoked by subsequent mutual consent of the members' collective bargaining representative or, if none, by a majority of the police officer members of the fund, and the municipality. An existing arrangement for the use of premium tax revenues contained within a special act plan or a plan within a supplemental plan municipality is considered, as of July 1, 2015, to be a deviation for which mutual consent has been granted.

(2) The premium tax provided by this chapter ~~must shall in all cases~~ be used in its entirety to provide retirement ~~extra~~ benefits to police officers, or to police officers and firefighters if both are included. ~~However, local law plans in effect on October 1, 1998, must comply with the minimum benefit provisions of this chapter only to the extent that additional premium tax revenues become available to incrementally fund the cost of such compliance as provided in s. 185.16(2). If a plan is in compliance with such minimum benefit provisions, as subsequent additional tax revenues become available, they shall be used to provide extra benefits. Local law plans created by special act before May 27, 1939, shall be deemed to comply with this chapter. For the purpose of this chapter, the term:~~

(a) ~~"Additional premium tax revenues" means revenues received by a municipality pursuant to s. 185.10 which exceed the amount received for calendar year 1997.~~

(b) ~~"Extra benefits" means benefits in addition to or greater than those provided to general employees of the municipality and in addition to those in existence for police officers on March 12, 1999.~~

(3) A retirement plan or amendment to a retirement plan may not be proposed for adoption unless the proposed plan or amendment contains an actuarial estimate of the costs involved. Such proposed plan or proposed plan change may not be adopted without the approval of the municipality or, where ~~required~~ permitted, the Legislature. Copies of the proposed plan or proposed plan change and the actuarial impact statement of the proposed plan or proposed plan change shall be furnished to the division before the last public hearing ~~on the proposal is held thereon~~. Such statement must also indicate whether the proposed plan or proposed plan change is in compliance with s. 14, Art. X of the State Constitution and those provisions of part VII of chapter 112 which are not expressly provided in this chapter. Notwithstanding any other provision, only those local law plans created by special act of legislation before May 27, 1939, are deemed to meet the minimum benefits and minimum standards only in this chapter.

(4) Notwithstanding any other provision, with respect to any supplemental plan municipality:

(a) Section 185.02(6)(a) ~~185.02(4)(a)~~ does not apply, and a local law plan and a supplemental plan may continue to use their definition of compensation or salary in existence on March 12, 1999.

(b) A local law plan and a supplemental plan must continue to be administered by a board or boards of trustees numbered, constituted, and selected as the board or boards were numbered, constituted, and selected on December 1, 2000.

~~(c) The election set forth in paragraph (1)(b) is deemed to have been made.~~

(5) The retirement plan setting forth the benefits and the trust agreement, if any, covering the duties and responsibilities of the trustees and the regulations of the investment of funds must be in writing and copies made available to the participants and to the general public.

(6) In addition to the defined benefit component of the local law plan, each plan sponsor must have a defined contribution plan component within the local law plan by October 1, 2015, for noncollectively bargained service, upon entering into a collective bargaining agreement on or after July 1, 2015, or upon the creation date of a new participating plan. Depending upon the application of subsection (1), a defined contribution component may or may not receive any funding.

(7) Notwithstanding any other provision of this chapter, a municipality that has implemented or proposed changes to a local law plan based on the municipality's reliance on an interpretation of this chapter by the Department of Management Services on or after August 14, 2012, and before March 3, 2015, may continue the implemented changes or continue to implement proposed changes. Such reliance must be evidenced by a written collective bargaining proposal or agreement, or formal correspondence between the municipality and the Department of Management Services which describes the specific changes to the local law plan, with the initial proposal, agreement, or correspondence from the municipality dated before March 3, 2015. Changes to the local law plan which are otherwise contrary to minimum benefits and minimum standards may continue in effect until the earlier of October 1, 2018, or the effective date of a collective bargaining agreement that is contrary to the changes to the local law plan.

Section 15. The Legislature finds that a proper and legitimate state purpose is served when employees and retirees of this state and its political subdivisions, and the dependents, survivors, and beneficiaries of such employees and retirees, are extended the basic protections afforded by governmental retirement systems that provide fair and adequate benefits and that are managed, administered, and funded in an actuarially sound manner as required under s. 14, Article X of the State Constitution and part VII of chapter 112, Florida Statutes. Therefore, the Legislature determines and declares that this act fulfills an important state interest.

Section 16. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; requiring that firefighter pension plans meet the requirements of chapter 175, F.S., in order to receive certain insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.061, F.S.; requiring the board of trustees of the firefighters' pension trust fund to provide a detailed accounting report of its expenses and to make the report available; requiring the board to operate under an administrative expense budget; providing applicability; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; specifying the minimum benefits that must be maintained by certain firefighter pension plans after a specified date; amending s. 175.351, F.S.; exempting certain firefighter pension plans of a municipality or special fire control district from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues of the premium tax; authorizing a pension plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of chapter 175, F.S., under certain circumstances; re-

vising the conditions for proposing the adoption of a pension plan or an amendment to a pension plan; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality or special fire control district to implement certain changes to a local law plan which are contrary to chapter 175, F.S., for a limited time, under certain circumstances; amending s. 185.01, F.S.; requiring that police officer pension plans meet the requirements of chapter 185, F.S., in order to receive certain insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and providing new definitions; revising applicability of the limitation on the amount of overtime payments which may be used for pension benefit calculations; amending s. 185.05, F.S.; requiring the board of trustees of the municipal police officers' retirement trust fund to provide a detailed accounting report of its expenses and to make the report available; requiring the board to operate under an administrative expense budget; providing applicability; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; specifying the minimum benefits that must be maintained by certain police officer pension plans after a specified date; amending s. 185.35, F.S.; exempting certain municipal police officer pension plans from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of chapter 185, F.S., under specified circumstances; revising the conditions for proposing the adoption of a pension plan or amendment to a pension plan; conforming a cross-reference; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to chapter 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 172** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 842** was deferred.

On motion by Senator Hays—

CS for CS for SB 778—A bill to be entitled An act relating to local government construction preferences; creating s. 255.0991, F.S.; prohibiting local ordinances and regulations from restricting competition for the award of a contract for construction services based upon certain conditions; requiring a state college, county, municipality, school district, or other political subdivision of the state to make specified disclosures in competitive solicitation documents; providing applicability; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendment:

Amendment 1 (537558) (with title amendment)—Delete lines 19-38 and insert:

(1) *For purposes of this section, the term "state-appropriated funds" means all funds appropriated in the General Appropriations Act, excluding federal funds.*

(2) *For a competitive solicitation for construction services in which 50 percent or more of the cost will be paid from state-appropriated funds, a state college, county, municipality, school district, or other political subdivision of the state may not use a local ordinance or regulation that provides a preference based upon:*

(a) *The contractor's maintaining an office or place of business within a particular local jurisdiction;*

(b) *The contractor's hiring employees or subcontractors from within a particular local jurisdiction; or*

(c) *The contractor's prior payment of local taxes, assessments, or duties within a particular local jurisdiction.*

(3) *For any competitive solicitation that meets the criteria in subsection (2), a state college, county, municipality, school district, or other political subdivision of the state shall disclose in the solicitation document that any applicable local ordinance or regulation does not include any preference that is prohibited by subsection (2).*

(4) *Except as provided in subsection (2), this section does*

And the title is amended as follows:

Delete line 3 and insert: preferences; creating s. 255.0991, F.S.; defining the term "state-appropriated funds"; prohibiting

Senator Smith moved the following amendment to **Amendment 1 (537558)** which was adopted:

Amendment 1A (509254)—Delete line 10 and insert:
from state-appropriated funds which have been appropriated at the time of the competitive solicitation, a state college, county,

Amendment 1 (537558) as amended was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 778** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for CS for SB 554—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company's articles of organization which limits a person's authority to transfer real property held in the company's name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate; clarifying that an operating agreement is prohibited from providing indemnification for a member or manager in certain circumstances; authorizing an operating agreement to alter or eliminate any other fiduciary duty; amending s. 605.0111, F.S.; providing that the duties of the member, manager, or another person may be restricted, expanded, or eliminated in certain circumstances; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.04091, F.S.; providing that the duty of loyalty includes, but is not limited to, specified actions; revising the duty of care in the conduct or winding up of the company's activities and affairs; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0715, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after administrative dissolution; amending s. 605.0909, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after revocation of certificate of authority; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; repealing chapter 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.11101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, 605.0717, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

—was read the second time by title.

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (783904) (with title amendment)—Delete lines 145-375 and insert:

(2) *To the extent that, at law or in equity, a member, manager, or other person has duties, including fiduciary duties, to a limited liability company or to another member or manager or to another person that is a party to or is otherwise bound by an operating agreement, the duties of the member, manager, or other person may be restricted, expanded, or eliminated, including in the determination of applicable duties and obligations under this chapter, by the operating agreement, to the extent allowed by s. 605.0105.*

(3) Unless displaced by particular provisions of this chapter, the principles of law and equity, *including the common law principles relating to the fiduciary duties of loyalty and care*, supplement this chapter.

Section 4. Subsection (4) of section 605.04073, Florida Statutes, is amended to read:

605.04073 Voting rights of members and managers.—

(4) An action requiring the vote or consent of members under this chapter may be taken without a meeting *if the action is approved in a record by members with at least the minimum number of votes that would be necessary to authorize or take the action at a meeting of the members.*; ~~and~~ A member may appoint a proxy or other agent to vote or consent for the member by signing an appointing record, personally or by the member's agent. On an action taken by fewer than all of the members without a meeting, notice of the action must be given to those members who did not consent in writing to the action or who were not entitled to vote on the action within 10 days after the action was taken.

Section 5. Subsections (2) and (3) of section 605.04091, Florida Statutes, are amended to read:

605.04091 Standards of conduct for members and managers.—

(2) The duty of loyalty *includes* ~~is limited to~~:

(a) Accounting to the limited liability company and holding as trustee for it any property, profit, or benefit derived by the manager or member, as applicable:

1. In the conduct or winding up of the company's activities and affairs;

2. From the use by the member or manager of the company's property; or

3. From the appropriation of a company opportunity;

(b) Refraining from dealing with the company in the conduct or winding up of the company's activities and affairs as, or on behalf of, a person having an interest adverse to the company, except to the extent that a transaction satisfies the requirements of this section; and

(c) Refraining from competing with the company in the conduct of the company's activities and affairs before the dissolution of the company.

(3) The duty of care in the conduct or winding up of the company's activities and affairs is ~~limited to refrain~~ *refraining* from engaging in grossly negligent or reckless conduct, willful or intentional misconduct, or a knowing violation of law.

Section 6. Subsection (2), paragraph (a) of subsection (3), and subsection (4) of section 605.0410, Florida Statutes, are amended to read:

605.0410 Records to be kept; rights of member, manager, and person dissociated to information.—

(2) In a member-managed limited liability company, the following rules apply:

(a) Upon reasonable notice, a member may inspect and copy during regular business hours, at a reasonable location specified by the company:

1. The records described in subsection (1); and

2. Each other record maintained by the company regarding the company's activities, affairs, financial condition, and other circumstances, to the extent the information is material to the member's rights and duties under the operating agreement or this chapter.

(b) The company shall furnish to each member:

1. Without demand, any information concerning the company's activities, affairs, financial condition, and other circumstances that the company knows and is material to the proper exercise of the member's rights and duties under the operating agreement or this chapter, except to the extent the company can establish that it reasonably believes the member already knows the information; and

2. On demand, other information concerning the company's activities, affairs, financial condition, and other circumstances, except to the extent the demand or information demanded is unreasonable or otherwise improper under the circumstances.

(c) *Within 10 days after receiving a demand pursuant to subparagraph (b)2., the company shall provide to the member who made the demand a record of:*

1. *The information that the company will provide in response to the demand and when and where the company will provide such information.*

2. *For any demanded information that the company is not providing, the reasons that the company will not provide the information.*

(d)~~(e)~~ The duty to furnish information under this subsection also applies to each member to the extent the member knows any of the information described in this subsection.

(3) In a manager-managed limited liability company, the following rules apply:

(a) The informational rights stated in subsection (2) and the duty stated in paragraph (2)(d) ~~(2)(e)~~ apply to the managers and not to the members.

(4) Subject to subsection (10) ~~(9)~~, on 10 days' demand made in a record received by a limited liability company, a person dissociated as a member may have access to information to which the person was entitled while a member if:

(a) The information pertains to the period during which the person was a member;

(b) The person seeks the information in good faith; and

(c) The person satisfies the requirements imposed on a member by paragraph (3)(b).

Section 7. Subsection (6) of section 605.0602, Florida Statutes, is amended to read:

605.0602 Events causing dissociation.—A person is dissociated as a member if any of the following occur:

(6) On application by the company or a member in a direct action under s. 605.0801, the person is expelled as a member by judicial order because the person:

(a) Has engaged or is engaging in wrongful conduct that has affected adversely and materially, or will affect adversely and materially, the company's activities and affairs;

(b) Has committed willfully or persistently, or is committing willfully ~~or and~~ persistently, a material breach of the operating agreement or a duty or obligation under s. 605.04091; or

(c) Has engaged or is engaging in conduct relating to the company's activities and affairs which makes it not reasonably practicable to carry on the activities and affairs with the person as a member.

Section 8. Section 605.0715, Florida Statutes, is amended to read:

605.0715 Reinstatement.—

(1) A limited liability company that is administratively dissolved under s. 605.0714 or former s. 608.4481 may apply to the department for reinstatement at any time after the effective date of dissolution. The company must submit ~~a form of application for reinstatement prescribed and furnished by the department and provide all of the information required by the department, together with~~ all fees and penalties then owed by the company at the rates provided by law at the time the company applies for reinstatement ~~together with an application for reinstatement prescribed and furnished by the department, which is signed by both the registered agent and an authorized representative of the company and states:~~

- (a) *The name of the limited liability company.*
- (b) *The street address of the company's principal office and mailing address.*
- (c) *The date of the company's organization.*
- (d) *The company's federal employer identification number or, if none, whether one has been applied for.*
- (e) *The name, title or capacity, and address of at least one person who has authority to manage the company.*
- (f) *Additional information that is necessary or appropriate to enable the department to carry out this chapter.*

(2) *In lieu of the requirement to file an application for reinstatement as described in subsection (1), an administratively dissolved limited liability company may submit all fees and penalties owed by the company at the rates provided by law at the time the company applies for reinstatement, together with a current annual report, signed by both the registered agent and an authorized representative of the company, which contains the information described in subsection (1).*

(3)(2) If the department determines that an application for reinstatement contains the information required under subsection (1) or subsection (2) and that the information is correct, upon payment of all required fees and penalties, the department shall reinstate the limited liability company.

(4)(2) When reinstatement under this section becomes effective:

- (a) The reinstatement relates back to and takes effect as of the effective date of the administrative dissolution.
- (b) The limited liability company may resume its activities and affairs as if the administrative dissolution had not occurred.
- (c) The rights of a person arising out of an act or omission in reliance on the dissolution before the person knew or had notice of the reinstatement are not affected.

(5)(4) The name of the dissolved limited liability company is not available for assumption or use by another business entity until 1 year after the effective date of dissolution unless the dissolved limited liability company provides the department with a record executed as required pursuant to s. 605.0203 permitting the immediate assumption or use of the name by another limited liability company.

Section 9. Section 605.0909, Florida Statutes, is amended to read:

605.0909 Reinstatement following revocation of certificate of authority.—

(1) A foreign limited liability company whose certificate of authority has been revoked may apply to the department for reinstatement at any time after the effective date of the revocation. The foreign limited liability company applying for reinstatement must ~~submit provide information in a form prescribed and furnished by the department and pay~~ all fees and penalties then owed by the foreign limited liability company at rates provided by law at the time the foreign limited liability company applies for reinstatement ~~together with an application for reinstatement prescribed and furnished by the department, which is signed by both the~~

~~registered agent and an authorized representative of the company and states:~~

- (a) *The name under which the foreign limited liability company is registered to transact business in this state.*
- (b) *The street address of the company's principal office and its mailing address.*
- (c) *The jurisdiction of the company's formation and the date on which it became qualified to transact business in this state.*
- (d) *The company's federal employer identification number or, if none, whether one has been applied for.*
- (e) *The name, title or capacity, and address of at least one person who has authority to manage the company.*
- (f) *Additional information that is necessary or appropriate to enable the department to carry out this chapter.*

(2) *In lieu of the requirement to file an application for reinstatement as described in subsection (1), a foreign limited liability company whose certificate of authority has been revoked may submit all fees and penalties owed by the company at the rates provided by law at the time the company applies for reinstatement, together with a current annual report, signed by both the registered agent and an authorized representative of the company, which contains the information described in subsection (1).*

(3)(2) If the department determines that an application for reinstatement contains the information required under subsection (1) or subsection (2) and that the information is correct, upon payment of all required fees and penalties, the department shall reinstate the foreign limited liability company's certificate of authority.

(4)(3) When a reinstatement becomes effective, it relates back to and takes effect as of the effective date of the revocation of authority and the foreign limited liability company may resume its activities in this state as if the revocation of authority had not occurred.

(5)(4) The name of the foreign limited liability company whose certificate of authority has been revoked is not available for assumption or use by another business entity until 1 year after the effective date of revocation of authority unless the limited liability company provides the department with a record executed pursuant to s. 605.0203 which authorizes the immediate assumption or use of its name by another limited liability company.

(6)(5) If the name of the foreign limited liability company applying for reinstatement has been lawfully assumed in this state by another business entity, the department shall require the foreign limited liability company to comply with s. 605.0906 before accepting its application for reinstatement.

Section 10. Subsection (2) of section 605.1072, Florida Statutes, is amended to read:

605.1072 Other remedies limited.—

(2) Subsection (1) does not apply to an appraisal event that:

- (a) Was not authorized and approved in accordance with the applicable provisions of this chapter, the organic rules of the limited liability company, or the resolutions of the members authorizing the appraisal event; or
- (b) Was procured as a result of fraud, a material misrepresentation, or an omission of a material fact that is necessary to make statements made, in light of the circumstances in which they were made, not misleading; ~~or~~

And the title is amended as follows:

Delete lines 18-31 and insert: that the duties of the member, manager, or other person may be restricted, expanded, or eliminated in certain circumstances; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.04091, F.S.; providing that the duty of loyalty includes,

but is not limited to, specified actions; revising the duty of care in the conduct or winding up of the company's activities and affairs; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0602, F.S.; revising the events that cause a person to be dissociated as a member; amending s. 605.0715, F.S.; revising

Pursuant to Rule 4.19, **CS for CS for CS for SB 554** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator Simmons, the rules were waived and time of adjournment was extended until 1:00 p.m.

On motion by Senator Gibson—

CS for SB 378—A bill to be entitled An act relating to juvenile justice; amending s. 985.12, F.S.; authorizing a law enforcement officer to issue a warning to a juvenile who admits having committed a misdemeanor or to inform the child's parent or guardian of the child's infraction; allowing a law enforcement officer who does not exercise one of these options to issue a civil citation or require participation in a similar diversion program; requiring a law enforcement officer to provide written documentation in certain circumstances; providing that repeat misdemeanor offenders may participate in the civil citation program or a similar diversion program under certain circumstances; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., relating to the issuance of a civil citation, and the issuance of a civil citation or similar diversion program, respectively, to incorporate the amendments made to s. 985.12, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senators Gibson and Garcia offered the following amendment which was moved by Senator Gibson:

Amendment 1 (757814)—Delete line 60 and insert:
may be used in up to three subsequent misdemeanors. If an arrest

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Gibson and Garcia offered the following substitute amendment which was moved by Senator Gibson and adopted:

Amendment 2 (746220)—Delete line 60 and insert:
may be used in up to two subsequent misdemeanors. If an arrest

Pursuant to Rule 4.19, **CS for SB 378** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

SB 520—A bill to be entitled An act relating to long-term care insurance; amending s. 627.94072, F.S.; providing additional forms for the mandatory offer of nonforfeiture benefits in long-term care insurance policies; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 520** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

CS for CS for SB 1446—A bill to be entitled An act relating to public records; creating s. 570.077, F.S.; providing an exemption from public records requirements for criminal or civil intelligence or investigative information, or any other information, held by the Department of Agriculture and Consumer Services as part of an investigation with another state or federal regulatory, administrative, or criminal justice agency;

providing exceptions to the public records exemption; providing applicability; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1446** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for SB 7040—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for e-mail addresses collected by the Department of Highway Safety and Motor Vehicles; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 7040** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for SB 604—A bill to be entitled An act relating to consumer protection; creating s. 501.155, F.S.; providing a short title; providing applicability; providing definitions; requiring owners and operators of specified websites and online services to disclose certain information; providing for injunctive relief; providing an effective date.

—was read the second time by title.

Senator Flores moved the following amendments which were adopted:

Amendment 1 (945620)—Delete line 29 and insert:
provider, advertising network or exchange, domain name registration provider, and a hosting service provider, if they provide the

Amendment 2 (818438)—Delete line 66 and insert:
dissemination of third-party commercial recordings or audiovisual works,

Pursuant to Rule 4.19, **CS for SB 604** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 960—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531, F.S.; providing that the initial award period and the renewal period for students who are unable to accept an initial award immediately after completion of high school due to a full-time religious or service obligation begin upon the completion of the religious or service obligation; specifying requirements for an entity that is sponsoring the obligation; requiring verification from the entity for which the student completed such obligation; revising eligibility requirements for the Florida Bright Futures Scholarship Program; deleting obsolete provisions; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service work performed except in certain circumstances; requiring the hours of volunteer service work to be documented in writing and signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 960** was placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

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.; defining the terms “body camera,” “law enforcement officer,” and “personal representative”; providing that a body camera recording is confidential and exempt from public records requirements under certain circumstances; providing exceptions; requiring a law enforcement agency to retain body camera recordings for at least a specified period; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (199882)—Delete lines 121-128 and insert:

(2) The Legislature recognizes the increased prevalence of body cameras being used by law enforcement officers. Body cameras preserve information that has the potential to assist both law enforcement officers' and the public's ability to review the circumstances surrounding an event in which law enforcement intervention occurs.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Smith moved the following amendments which were adopted:

Amendment 2 (147800)—Delete lines 44-48 and insert:
health care, mental health care, or social services; or
c. Is taken in a place that a reasonable person would

Amendment 3 (870948)—Delete lines 116-119 and insert:
health care, mental health care, or social services; and recordings taken in a place that a reasonable

SENATOR RICHTER PRESIDING

REMARKS

On motion by Senator Smith, by two-thirds vote the following remarks were ordered spread upon the Journal:

Senator Soto: Would this bill encourage, ultimately, local law enforcement to increase the use of body cameras?

Senator Smith: Yes, in discussion with a lot of the law enforcement, local as well as sheriffs, the language in this bill was deemed as critical for them to incentivize those that don't have body cameras to use them.

Senator Soto: Senator Smith, the City of Orlando had asked me to reach out to clarify a certain matter in the bill. Under subsection 3 of the bill, it allows law enforcement agencies to release body camera recordings, otherwise confidential, in furtherance of its official duties and responsibilities. Does this language allow a police agency to release body camera recordings to establish what actually happened in an incident in which the propriety of the law enforcement action has been questioned?

Senator Smith: Yes, it does.

Pursuant to Rule 4.19, **CS for CS for CS for SB 248** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for SB 1146—A bill to be entitled An act relating to agency relationships with governmental health care contractors; amending s. 766.1115, F.S.; redefining terms; deleting an obsolete date; extending sovereign immunity to employees or agents of a health care provider that executes a contract with a governmental contractor; authorizing such health care provider to collect from a patient, or the parent or guardian of a patient, a nominal fee for administrative costs under certain circumstances; limiting the nominal fee; clarifying that a receipt of specified notice must be acknowledged by a patient or the patient's repre-

sentative at the initial visit; requiring the posting of notice that a specified health care provider is an agent of a governmental contractor; amending s. 768.28, F.S.; redefining the term “officer, employee, or agent” to include employees or agents of a health care provider; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Simmons moved the following amendments which were adopted:

Amendment 1 (101552) (with title amendment)—Delete lines 165-171.

And the title is amended as follows:

Delete lines 7-11 and insert: contract with a governmental contractor; clarifying that a receipt of

Amendment 2 (556230)—Delete lines 43-87 and insert:
paragraph (4)(g). A free clinic as described in subparagraph (3)(d)14. may receive a legislative appropriation, a grant through a legislative appropriation, or a grant from a governmental entity or nonprofit corporation to support the delivery of such contracted services by volunteer health care providers, including the employment of health care providers to supplement, coordinate, or support the delivery of services by volunteer health care providers. Such an appropriation or grant does not constitute compensation under this paragraph from the governmental contractor for services provided under the contract, nor does receipt and use of the appropriation or grant constitute the acceptance of compensation under this paragraph for the specific services provided to the low-income recipients covered by the contract.

(d) “Health care provider” or “provider” means:

1. A birth center licensed under chapter 383.
2. An ambulatory surgical center licensed under chapter 395.
3. A hospital licensed under chapter 395.
4. A physician or physician assistant licensed under chapter 458.
5. An osteopathic physician or osteopathic physician assistant licensed under chapter 459.
6. A chiropractic physician licensed under chapter 460.
7. A podiatric physician licensed under chapter 461.
8. A registered nurse, nurse midwife, licensed practical nurse, or advanced registered nurse practitioner licensed or registered under part I of chapter 464 or any facility which employs nurses licensed or registered under part I of chapter 464 to supply all or part of the care delivered under this section.
9. A midwife licensed under chapter 467.
10. A health maintenance organization certificated under part I of chapter 641.
11. A health care professional association ~~and its employees~~ or a corporate medical group ~~and its employees~~.
12. Any other medical facility the primary purpose of which is to deliver human medical diagnostic services or which delivers nonsurgical human medical treatment, and which includes an office maintained by a provider.
13. A dentist or dental hygienist licensed under chapter 466.
14. A free clinic that delivers only medical diagnostic services or nonsurgical medical treatment free of charge to all low-income recipients.

Pursuant to Rule 4.19, **CS for SB 1146** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Benacquisto—

SB 728—A bill to be entitled An act relating to health insurance coverage for opioids; creating s. 627.64194, F.S.; defining terms; providing that a health insurance policy that covers opioid analgesic drug products may impose a prior authorization requirement for an abuse-deterrent opioid analgesic drug product only if the insurer imposes the same requirement for each opioid analgesic drug product without an abuse-deterrence labeling claim; prohibiting such health insurance policy from requiring use of an opioid analgesic drug product without an abuse-deterrence labeling claim before providing coverage for an abuse-deterrent opioid analgesic drug product; providing an effective date.

—was read the second time by title.

Senator Benacquisto moved the following amendment which was adopted:

Amendment 1 (583640)—Delete line 58 and insert:

Section 2. This act shall take effect January 1, 2016.

Pursuant to Rule 4.19, **SB 728** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Gaetz—

CS for CS for SB 606—A bill to be entitled An act relating to dental care; creating s. 381.4019, F.S.; establishing a joint local and state dental care access account initiative, subject to the availability of funding; authorizing the creation of dental care access accounts; specifying the purpose of the initiative; defining terms; providing criteria for the selection of dentists for participation in the initiative; providing for the establishment of accounts; requiring the Department of Health to implement an electronic benefit transfer system; providing for the use of funds deposited in the accounts; authorizing the department to distribute state funds to accounts subject to legislative appropriations; authorizing the department to accept contributions from local sources for deposit in designated accounts; limiting the number of years that an account may remain open; providing for the immediate closure of accounts under certain circumstances; authorizing the department to transfer state funds remaining in a closed account at a specified time and to return unspent funds from local sources; requiring a dentist to repay funds in certain circumstances; authorizing the department to pursue disciplinary enforcement actions and to use other legal means to recover funds; requiring the department to establish by rule application procedures and a process to verify the use of funds withdrawn from a dental care access account; requiring the department to give priority to applications from dentists practicing in certain areas; requiring the Department of Economic Opportunity to rank shortage areas and medically underserved areas; requiring the Department of Health to develop a marketing plan in cooperation with certain dental colleges and the Florida Dental Association; requiring the Department of Health to annually submit a report with certain information to the Governor and the Legislature; providing rulemaking authority to require the submission of information for such reporting; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 606** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 760—A bill to be entitled An act relating to child protection; amending s. 39.2015, F.S.; providing requirements for the representation of Children's Medical Services on multiagency teams investigating certain child deaths or other critical incidents; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the medical directors to hold certain qualifications; requiring the Department of Health to approve a third-party credentialing entity to develop and administer a credentialing program for medical directors;

specifying minimum standards that the third-party credentialing entity must meet; deleting a provision requiring all medical personnel on a child protection team to complete specified training curriculum; requiring each child protection team medical director employed on a certain date to meet specified requirements; amending s. 458.3175, F.S.; providing that a physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending s. 459.0066, F.S.; providing that an osteopathic physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending ss. 39.301 and 827.03, F.S.; conforming cross-references; conforming provisions to changes made by the act; reenacting ss. 39.3031 and 391.026(2), F.S., relating to child protection teams, to incorporate the amendments made to s. 39.303, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 760** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gibson—

SB 7028—A bill to be entitled An act relating to educational opportunities for veterans; amending s. 1009.26, F.S.; revising criteria for eligibility for out-of-state fee waivers at state universities, Florida College System institutions, and specified career centers; removing a provision regarding the applicability of waivers to required credit hours for a student's degree or certificate program; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; revising a short title provision; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7028** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for CS for SB 806—A bill to be entitled An act relating to the regulation of financial institutions; amending s. 655.005, F.S.; redefining the terms "main office" and "principal office"; amending s. 655.047, F.S.; requiring that mailed semiannual assessments be received by the Office of Financial Regulation by a specified date; requiring that electronically transmitted semiannual assessments be transmitted to the office by specified dates; amending s. 655.60, F.S.; deleting the requirement that the office select a licensed or certified appraiser to conduct certain appraisals; deleting the requirement that the office approve the cost of certain appraisals before payment of that cost by a state financial institution, subsidiary, or service corporation; amending s. 658.19, F.S.; revising the individuals for whom certain information must be provided to the office on an application for authority to organize a banking corporation or trust company; amending s. 660.33, F.S.; conforming a cross-reference; amending s. 663.08, F.S.; requiring an international banking corporation to provide its annual certification of capital accounts to the office by a specified date; creating s. 663.021, F.S.; providing that specified entities of an international banking corporation are not required, in response to a subpoena, to produce certain books or records that are maintained outside the United States or its territories and are not in the entities' possession, custody, or control; specifying the applicability of the section to certain types of subpoenas; providing that the section does not limit certain regulatory and supervisory powers of the office; reenacting ss. 655.960(8) and 663.302(1)(a), F.S., to incorporate the amendment made to s. 655.005, F.S., in references thereto; reenacting ss. 658.165(1), 665.013(3), and 667.003(3), F.S., to incorporate the amendment made to s. 658.19, F.S., in references thereto; reenacting s. 658.12(4), F.S., to incorporate the amendment made to s. 660.33, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 806** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 1024—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; requiring the chairs of the boards of specified county commissions each to appoint one member from their respective counties who is a commission member or chair or a county mayor to serve on the governing body of the authority; specifying that the terms of members appointed by the Governor end on a specified date; removing the requirement that the authority elect one of its members as secretary; amending s. 348.754, F.S.; specifying that the Central Florida Expressway Authority is a party to a certain lease-purchase agreement between the department and the Orlando-Orange County Expressway Authority; amending s. 348.757, F.S.; removing the requirement that title in fee simple absolute to the former Orlando-Orange County Expressway System be transferred to the state upon the completion of the faithful performance and termination of a specified lease-purchase agreement; revising the title of part III of ch. 348, F.S.; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1024** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sobel—

CS for SB 7018—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and defining terms; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the State Long-Term Care Ombudsman Program; amending s. 400.0063, F.S.; deleting references to ombudsman councils and the Office of the State Long-Term Care Ombudsman and replacing them with the State Long-Term Care Ombudsman Program; amending s. 400.0065, F.S.; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; requiring each district to conduct quarterly public meetings; providing duties of representatives of the program in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; amending s. 400.0070, F.S.; providing conditions under which a representative of the program could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the Department of Elderly Affairs to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of complaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.162, 400.19, 400.191, and 400.23, F.S.; conforming provisions to changes made by the act; amending s. 400.235, F.S.; conforming provisions to changes made by the act; revising the additional criteria for recognition as a Gold Seal Program facility; amending ss. 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, and 429.85, 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(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Sobel moved the following amendment which was adopted:

Amendment 1 (253522)—Delete line 1375 and insert: months preceding application for the program *have not resulted in a citation for licensure*.

Pursuant to Rule 4.19, **CS for SB 7018** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Margolis—

CS for CS for SB 998—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.63, F.S.; defining the term “powdered alcohol”; prohibiting the sale, offer for sale, purchase, use, offer for use, or possession of powdered alcohol; providing penalties; providing an exemption for the use of powdered alcohol by specified entities for research purposes; providing an exemption for the possession of powdered alcohol solely for the purpose of transportation through this state by specified entities; providing an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

Senator Margolis moved the following amendments which were adopted:

Amendment 1 (371518) (with title amendment)—Delete lines 29-47 and insert:
775.083.

(b) *A person who violates this section by purchasing, using, offering for use, or possessing powdered alcohol commits a noncriminal violation, punishable by a fine of \$250.*

(5) *This section does not apply to the use of powdered alcohol for research purposes by a:*

(a) *Health care provider that operates primarily for the purpose of conducting scientific research;*

(b) *State institution;*

(c) *State university or private college or university; or*

(d) *Pharmaceutical or biotechnology company.*

(6) *This section does not apply to the possession of powdered alcohol solely for the purpose of transportation through this state by a licensed manufacturer or a common carrier on behalf of a licensed manufacturer.*

(7) *This section expires July 1, 2017.*

And the title is amended as follows:

Delete line 11 and insert: entities; providing an expiration date; providing an effective date.

Amendment 2 (939108) (with title amendment)—Between lines 47 and 48 insert:

Section 2. Section 564.05, Florida Statutes, is amended to read:

564.05 Limitation of size of individual wine containers; penalty.—It is unlawful for a person to sell within this state wine in an individual container holding more than 1 gallon of such wine, unless such wine is in a reusable container holding 5.16 gallons or such wine is sparkling wine or champagne and is in an individual container holding 6.0 or 9.0 liters. However, qualified distributors and manufacturers may sell wine to other qualified distributors or manufacturers in any size container. Except as provided in s. 564.09, wine sold or offered for sale by a licensed vendor to be consumed off the premises shall be in the unopened original container. A person convicted of a violation of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

And the title is amended as follows:

Delete line 11 and insert: entities; amending s. 564.05, F.S.; exempting sparkling wine and champagne from a specified volume restriction; providing an effective date.

Amendment 3 (638550) (with title amendment)—Between lines 47 and 48 insert:

Section 2. Subsection (9) of section 565.02, Florida Statutes, is amended to read:

565.02 License fees; vendors; clubs; caterers; and others.—

(9) It is the finding of the Legislature that passenger vessels engaged exclusively in foreign commerce are susceptible to a distinct and separate classification for purposes of the sale of alcoholic beverages under the Beverage Law. Upon the filing of an application and payment of an annual fee of \$1,100, the director is authorized to issue a permit authorizing the operator, or, if applicable, his or her concessionaire, of a passenger vessel which has cabin-berth capacity for at least 75 passengers, and which is engaged exclusively in foreign commerce, to sell alcoholic beverages on the vessel for consumption on board only:

(a) During a period not in excess of 24 hours prior to departure while the vessel is moored at a dock or wharf in a port of this state; or

(b) At any time while the vessel is located in Florida territorial waters and is in transit to or from international waters.

One such permit shall be required for each such vessel and shall name the vessel for which it is issued. No license shall be required or tax levied by any municipality or county for the privilege of selling beverages for consumption on board such vessels. The beverages so sold may be purchased outside the state by the permittee, and the same shall not be considered as imported for the purposes of s. 561.14(3) solely because of such sale. The permittee is not required to obtain its beverages from licensees under the Beverage Law, but it shall keep a strict account of all such beverages sold within this state and shall make monthly reports to the division on forms prepared and furnished by the division. A permittee who sells on board the vessel beverages withdrawn from United States Bureau of Customs and Border Protection bonded storage on board the vessel may satisfy such accounting requirement by supplying the division with copies of the appropriate United States Bureau of Customs and Border Protection forms evidencing such withdrawals as importations under United States customs laws. Such permittee shall pay to the state an excise tax for beverages sold pursuant to this section, if such excise tax has not previously been paid, in an amount equal to the tax which would be required to be paid on such sales by a licensed manufacturer or distributor. *The calculation of excise tax due under this section must be based on the advertised volume per drink.* A vendor holding such permit shall pay the tax monthly to the division at the same time he or she furnishes the required report. Such report shall be filed on or before the 15th day of each month for the sales occurring during the previous calendar month. *The provisions of s. 213.21(7) are applicable for all taxes administered by the department under this section.*

And the title is amended as follows:

Delete line 11 and insert: entities; amending s. 565.02, F.S.; requiring the calculation of a specified excise tax to be based on the advertised volume per drink; providing applicability; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for SB 998** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for SB 1216—A bill to be entitled An act relating to community development; amending s. 163.08, F.S.; declaring that there is a compelling state interest in enabling property owners to voluntarily finance certain improvements to property damaged by sinkhole activity with local government assistance; expanding the definition of the term “qualifying improvement” to include stabilization or other repairs to property damaged by sinkhole activity; providing that stabilization or other repairs to property damaged by sinkhole activity are qualifying improvements considered affixed to a building or facility; revising the

form of a specified written disclosure statement to include an assessment for a qualifying improvement relating to stabilization or repair of property damaged by sinkhole activity; amending s. 163.3175, F.S.; deleting obsolete provisions; amending s. 163.3184, F.S.; requiring plan amendments proposing a development that qualifies as a development of regional impact to be subject to the state coordinated review process; amending s. 163.3245, F.S.; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to a long-term master plan do not apply; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to detailed specific area plans do not apply; providing that conservation easements may be based on digital orthophotography prepared by licensed surveyor and mapper and may include a right of adjustment subject to certain requirements; providing that substitution is accomplished by recording an amendment to a conservation easement as accepted by and with the consent of the grantee; requiring the applicant for a detailed specific area plan to transmit copies of the application to specified reviewing agencies for review and comment; requiring such agency comments to be submitted to the local government having jurisdiction and to the state land planning agency, subject to certain requirements; authorizing the Department of Environmental Protection, the Fish and Wildlife Conservation Commission, or the water management district to accept compensatory mitigation under certain circumstances, pursuant to a specified section or chapter; providing that the adoption of a long-term master plan or a detailed specific area plan pursuant to this section does not limit the right to establish new agricultural or silvicultural uses under certain circumstances; allowing an applicant with an approved master development order to request that the applicable water management district issue a specified consumptive use permit for the same period of time as the approved master development order; providing applicability; providing that a local government is not precluded from requiring data and analysis beyond the minimum criteria established in this section; amending s. 163.3246, F.S.; removing restrictions on certain exemptions; providing legislative intent; designating Pasco County as a pilot community; requiring the state land planning agency to provide a written certification to Pasco County within a certain timeframe; providing requirements for certain plan amendments; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations to the Governor and the Legislature by a certain date; providing requirements for the report; amending s. 163.3248, F.S.; removing the requirement that regional planning councils provide assistance in developing a plan for a rural land stewardship area; amending s. 163.340, F.S.; expanding the definition of the term “blighted area” to include a substantial number or percentage of properties damaged by sinkhole activity which are not adequately repaired or stabilized; conforming a cross-reference; amending s. 163.524, F.S.; conforming a cross-reference; repealing s. 186.0201, F.S., relating to electric substations; amending s. 186.505, F.S.; removing the power of regional planning councils to establish and conduct cross-acceptance negotiation processes; creating s. 186.512, F.S.; subdividing the state into specified geographic regions for the purpose of regional comprehensive planning; authorizing the Governor to review and update the district boundaries of the regional planning councils; providing requirements to aid in the transition of regional planning councils; amending s. 186.513, F.S.; deleting the requirement that regional planning councils make joint reports and recommendations; amending s. 190.005, F.S.; requiring community development districts up to a certain size located within a connected-city corridor to be established pursuant to an ordinance; amending s. 253.7828, F.S.; conforming provisions to changes made by the act; repealing s. 260.018, F.S., relating to agency recognition of certain publicly owned lands and waters; amending s. 339.135, F.S.; deleting obsolete provisions; amending s. 339.155, F.S.; removing certain duties of regional planning councils; amending s. 373.236, F.S.; authorizing a water management district to issue a permit to an applicant for the same period of time as the applicant’s approved master development order, subject to certain requirements and restrictions; amending s. 380.06, F.S.; removing the requirement that certain developers submit biennial reports to regional planning agencies; providing that new proposed developments are subject to the state-coordinated review process and not the development of regional impact review process; amending s. 403.50663, F.S.; removing requirements relating to certain informational public meetings; amending s. 403.507, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed electrical power plants; amending s. 403.508, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending s.

403.5115, F.S.; conforming provisions to changes made by the act; amending s. 403.526, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed transmission lines or corridors; amending s. 403.527, F.S.; removing the requirement that regional planning councils parties participate in certain proceedings; amending s. 403.5272, F.S.; conforming provisions to changes made by the act; amending s. 403.7264, F.S.; removing the requirement that regional planning councils assist with amnesty days for purging small quantities of hazardous wastes; amending s. 403.941, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed natural gas transmission lines or corridors; amending s. 403.9411, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending ss. 419.001 and 985.682, F.S.; removing provisions relating to the use of a certain dispute resolution process; providing an effective date.

—was read the second time by title.

Senator Simpson moved the following amendments which were adopted:

Amendment 1 (964472)—Delete line 752 and insert:
size or a community development district of up to 7,000 acres in

Amendment 2 (627564) (with title amendment)—Delete lines 816-830.

And the title is amended as follows:

Delete lines 97-98 and insert: waters; amending s. 339.155, F.S.; removing

Pursuant to Rule 4.19, **CS for CS for SB 1216** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

CS for CS for SB 716—A bill to be entitled An act relating to public records; creating s. 474.2167, F.S.; providing an exemption from public records requirements for certain animal medical records held by a state college of veterinary medicine that is accredited by the American Veterinary Medical Association Council on Education; authorizing disclosure under certain circumstances; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 716** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 596** and **CS for SB 534** was deferred.

On motion by Senator Latvala—

CS for CS for SB 656—A bill to be entitled An act relating to unlawful detention by a transient occupant; creating s. 82.045, F.S.; defining the term “transient occupant”; providing factors that establish a transient occupancy; providing for removal of a transient occupant by a law enforcement officer; providing a cause of action for wrongful removal; limiting actions for wrongful removal; providing a civil action for removal of a transient occupant; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 656** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 534—A bill to be entitled An act relating to human trafficking; creating s. 787.08, F.S.; requiring the Department of Transportation and certain employers to display human trafficking public

awareness signs at specified locations; providing civil penalties for violations; requiring the Attorney General, in consultation with certain others, to develop specifications for the form and content of such signs; providing sign requirements; providing that the Attorney General is responsible for enforcement; requiring rulemaking; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 534** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean—

SB 672—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; authorizing a criminal witness subpoena commanding a witness to appear for a deposition to be posted at the witness's residence by an authorized person if one attempt to serve the subpoena has failed; reenacting ss. 48.196(2) and 409.257(5), F.S., to incorporate the amendment made to s. 48.031, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 672** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bean—

CS for SB 1208—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.503, F.S.; defining the term “commission”; redefining terms; amending s. 468.505, F.S.; authorizing certain registered or certified individuals to use specified titles and designations; amending s. 468.509, F.S.; requiring the Board of Medicine to waive the examination requirement for specified applicants; amending s. 468.516, F.S.; providing that a licensed dietitian/nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet if otherwise authorized to order such a diet; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1208** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

CS for CS for CS for SB 1094—A bill to be entitled An act relating to the peril of flood; amending s. 163.3178, F.S.; specifying requirements for the coastal management element required for a local government comprehensive plan; creating s. 472.0366, F.S.; defining terms; requiring a surveyor and mapper to complete an elevation certificate in accordance with a checklist developed by the Division of Emergency Management and to submit a copy of the elevation certificate to the division within a certain time after its completion; authorizing the redaction of certain personal information from the copy; amending s. 627.715, F.S.; authorizing flexible flood insurance; specifying coverage requirements; deleting a provision that prohibits supplemental flood insurance from including excess coverage over any other insurance covering the peril of flood; revising the information that must be prominently noted on a certain page of a flood insurance policy; requiring the Office of Insurance Regulation to require an insurer to provide appropriate credit to affected insureds if the office determines that a rate of the insurer is excessive or unfairly discriminatory; revising the notice that must be provided to and acknowledged by an applicant for flood coverage from an authorized or surplus lines insurer if the applicant's property is receiving flood insurance under the National Flood Insurance Program; allowing an authorized insurer to request a certification from the office which indicates that a policy, contract, or endorsement issued by the insurer provides coverage for the peril of flood which equals or exceeds the flood coverage offered by the National Flood Insurance Program; specifying requirements for such certification; authorizing such insurer or its agent to reference or include the certification in specified advertising, communications, and documentation; providing that misrepresenting that a

flood policy, contract, or endorsement is certified is an unfair or deceptive act; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment which was adopted:

Amendment 1 (437608) (with title amendment)—Delete line 206 and insert:

credit to affected insureds or an appropriate refund to affected insureds who no longer receive coverage from the insurer.

And the title is amended as follows:

Delete line 21 and insert: insurer to provide an appropriate credit or refund to affected

Pursuant to Rule 4.19, **CS for CS for CS for SB 1094** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Thompson—

SB 982—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 982** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 7066** was deferred.

On motion by Senator Garcia—

CS for SB 7068—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.455, F.S.; revising the definition of “mental illness” to exclude dementia and traumatic brain injuries; amending s. 394.492, F.S.; redefining the terms “adolescent” and “child or adolescent at-risk of emotional disturbance”; creating s. 394.761, F.S.; requiring the Agency for Health Care Administration and the Department of Children and Families to develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care; establishing improved integration of behavioral health and primary care services through the development and effective implementation of coordinated care organizations as the primary goal of obtaining the additional funds; requiring the agency and the department to submit the written plan, which must include certain information, to the Legislature by a specified date; amending s. 394.875, F.S.; requiring that, by a specified date, the department, in consultation with the Agency for Health Care Administration, modify certain licensure rules and procedures; amending s. 394.9082, F.S.; revising Legislative findings and intent; redefining terms; requiring the managing entities, rather than the department, to develop and implement a plan with a certain purpose; requiring the regional network to offer access to certain services; requiring the plan to be developed in a certain manner; requiring the department to designate the regional network as a coordinated care organization after certain conditions are met; re-

moving a provision providing legislative intent; requiring the department to contract with community-based managing entities for the development of specified objectives; removing duties of the department, the secretary of the department, and managing entities; removing a provision regarding the requirement of funding the managing entity's contract through departmental funds; removing legislative intent; requiring that the department's contract with each managing entity be performance based; providing for scaled penalties and liquidated damages if a managing entity fails to perform after a reasonable opportunity for corrective action; requiring the plan for the coordination and integration of certain services to be developed in a certain manner and to incorporate certain models; providing requirements for the department when entering into contracts with a managing entity; requiring the department to consider specified factors when considering a new contractor; revising the goals of the coordinated care organization; requiring a coordinated care organization to consist of a comprehensive provider network that includes specified elements; requiring that specified treatment providers be initially included in the provider network; providing for continued participation in the provider network; revising the network management and administrative functions of the managing entities; requiring that the managing entity support network providers in certain ways; authorizing the managing entity to prioritize certain populations when necessary; requiring that, by a certain date, a managing entity's governing board consist of a certain number of members selected by the managing entity in a specified manner; providing requirements for the governing board; removing departmental responsibilities; removing a reporting requirement; authorizing, rather than requiring, the department to adopt rules; creating s. 397.402, F.S.; requiring that the department modify certain licensure rules and procedures by a certain date; requiring the department and the Agency for Health Care Administration to make certain recommendations to the Governor and the Legislature by a specified date; providing requirements for a provider; amending s. 409.967, F.S.; requiring that certain plans or contracts include specified requirements; amending s. 409.973, F.S.; requiring each plan operating in the managed medical assistance program to work with the managing entity to establish specific organizational supports and service protocols; amending s. 409.975, F.S.; revising the categories from which the agency must determine which providers are essential Medicaid providers; repealing s. 394.4674, F.S., relating to a plan and report; repealing s. 394.4985, F.S., relating to districtwide information and referral network and implementation; repealing s. 394.657, F.S., relating to county planning councils or committees; repealing s. 394.745, F.S., relating to an annual report and compliance of providers under contract with the department; repealing s. 397.331, F.S., relating to definitions; repealing s. 397.333, F.S., relating to the Statewide Drug Policy Advisory Council; repealing s. 397.801, F.S., relating to substance abuse impairment coordination; repealing s. 397.811, F.S., relating to juvenile substance abuse impairment coordination; repealing s. 397.821, F.S., relating to juvenile substance abuse impairment prevention and early intervention councils; repealing s. 397.901, F.S., relating to prototype juvenile addictions receiving facilities; repealing s. 397.93, F.S., relating to children's substance abuse services and target populations; repealing s. 397.94, F.S., relating to children's substance abuse services and the information and referral network; repealing s. 397.951, F.S., relating to treatment and sanctions; repealing s. 397.97, F.S., relating to children's substance abuse services and demonstration models; amending ss. 397.321, 397.98, 409.966, 943.031, and 943.042, F.S.; conforming provisions and cross-references to changes made by the act; reenacting ss. 39.407(6)(a), 394.67(21), 394.674(1)(b), 394.676(1), 409.1676(2)(c), and 409.1677(1)(b), F.S., relating to the term “suitable for residential treatment” or “suitability,” the term “residential treatment center for children and adolescents,” children's mental health services, the indigent psychiatric medication program, and the term “serious behavioral problems,” respectively, to incorporate the amendment made to s. 394.492, F.S., in references thereto; providing effective dates.

—was read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (780586) (with directory and title amendments)—Between lines 155 and 156 insert:

(5) “Child or adolescent who has an emotional disturbance” means a person under ~~21~~ 18 years of age who is diagnosed with a mental, emotional, or behavioral disorder of sufficient duration to meet one of the diagnostic categories specified in the most recent edition of the Diagnostic and Statistical Manual of the American Psychiatric Association,

but who does not exhibit behaviors that substantially interfere with or limit his or her role or ability to function in the family, school, or community. The emotional disturbance must not be considered to be a temporary response to a stressful situation. The term does not include a child or adolescent who meets the criteria for involuntary placement under s. 394.467(1).

And the directory clause is amended as follows:

Delete line 138 and insert:

Section 2. Subsections (1), (4), (5), and (6) of section

And the title is amended as follows:

Delete lines 6-7 and insert: redefining terms; creating

Senator Garcia moved the following amendment:

Amendment 2 (253318) (with title amendment)—Delete lines 173-200 and insert:

394.761 *Revenue maximization.*—

(1) *The agency and the department shall develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care. Increased funding will be used to advance the goal of improved integration of behavioral health and primary care services through development and effective implementation of coordinated care organizations as described in s. 394.9082(3). The agency and the department shall submit the written plan to the President of the Senate and the Speaker of the House of Representatives no later than November 1, 2015. The plan shall identify the amount of general revenue funding appropriated for mental health and substance abuse services which is eligible to be used as state Medicaid match. The plan must evaluate alternative uses of increased Medicaid funding, including expansion of Medicaid eligibility for the severely and persistently mentally ill; increased reimbursement rates for behavioral health services; adjustments to the capitation rate for Medicaid enrollees with chronic mental illness and substance use disorders; supplemental payments to mental health and substance abuse providers through a designated state health program or other mechanisms; and innovative programs for incentivizing improved outcomes for behavioral health conditions. The plan shall identify the advantages and disadvantages of each alternative and assess the potential of each for achieving improved integration of services. The plan shall identify the types of federal approvals necessary to implement each alternative and project a timeline for implementation.*

(2) *The agency, in consultation with the department, shall apply to the United States Department of Health and Human Services for an Excellence in Mental Health Act grant and any other subsequent grant programs that become available through s. 203 of the federal Protecting Access to Medicare Act of 2014, Pub. L. No. 113-93, and that create an opportunity to improve access to community mental health services while improving Medicaid reimbursement rates for such services. This subsection expires July 1, 2018.*

And the title is amended as follows:

Delete line 19 and insert: to the Legislature by a specified date; requiring the agency to submit an Excellence in Mental Health Act grant application to the United States Department of Health and Human Services; amending s.

Senator Garcia moved the following amendment to **Amendment 2 (253318)** which was adopted:

Amendment 2A (173186)—Delete line 8 and insert: *federal Medicaid funding for behavioral health care. The plan must give preference to quality improvement organizations as defined in the Social Security Act, 42 U.S.C. s. 1320c-1. Increased*

Amendment 2 (253318) as amended was adopted.

Senator Garcia moved the following amendments which were adopted:

Amendment 3 (267526)—Delete line 469 and insert: 394.463 or s. 397.675. As used in this subsection, the term “coordinated receiving system” means an agreed-upon referral distribution methodol-

ogy developed by a managing entity after consultation with all community inpatient psychiatric care providers.

Amendment 4 (659492) (with title amendment)—Delete lines 563-567 and insert:

contract. *Managing entities must use the unique identifier developed by the department for individuals receiving behavioral health care services. The intent of the unique identifier is to allow the department, the managing entities, and the behavioral health care contracted providers to better coordinate care, evaluate services, assess the cost of services, and improve the outcomes of individuals receiving behavioral health care services. All providers under contract with a managing entity shall use the unique identifier by January 1, 2016. The department shall evaluate*

And the title is amended as follows:

Delete line 62 and insert: certain populations when necessary; requiring managing entities to use unique identifiers for individuals receiving behavioral health care services; requiring all providers under contract with a managing entity to use such unique identifiers by a specified date; requiring that, by

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment which was adopted:

Amendment 5 (283820)—Delete line 612 and insert: *health care facilities. Representatives of local governments, including counties, school boards, sheriffs, and independent hospital taxing districts may, however, serve as voting members even if they contract with the managing entity.*

Pursuant to Rule 4.19, **CS for SB 7068** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for CS for SB 608—A bill to be entitled An act relating to real estate brokers and appraisers; amending s. 475.15, F.S.; requiring the Florida Real Estate Commission to adopt certain rules pertaining to broker registration on a temporary, emergency basis; amending s. 475.17, F.S.; clarifying education requirements that apply for post-licensure and initial real estate licensure; amending s. 475.183, F.S.; authorizing the commission to reinstate the license of an individual in certain circumstances; amending s. 475.611, F.S.; revising the supervision requirements for registered trainee appraisers; amending s. 475.612, F.S.; revising the supervision requirements for select graduate students; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to collect annual fees set by and transmitted to the appraisal subcommittee; amending s. 475.629, F.S.; requiring an appraiser to prepare and retain a work file in certain circumstances; requiring an appraisal management company to prepare and retain an order file in certain circumstances; requiring the work file and the order file to be retained for a specified period; requiring the work file and the order file to contain certain data, information, and documentation; requiring appraisal management companies to retain certain items; deleting the prohibition against the inspection or copying of certain records by the department, which had been allowed only in connection with a pending investigation or complaint; amending s. 475.6295, F.S.; providing that duly authorized agents and employees of the department may inspect an appraisal management company at all reasonable hours; amending s. 475.631, F.S.; removing the board's authority to enter into written agreements with similar licensing or certification authorities; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 608** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Margolis, by two-thirds vote **SB 116, SB 120, SB 124, SB 188, SB 310, SB 458, SB 1196, and SB 1508** were withdrawn from the committees of reference and further consideration.

MOTIONS

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

On motion by Senator Simmons, the rules were waived and **SB 462** was returned to the calendar of bills on second reading and placed on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Tuesday, April 14, 2015: CS for SB 542, CS for SB 1298, CS for CS for CS for SB 248, CS for SB 1146, SB 728, CS for CS for SB 606, CS for CS for SB 760, SB 7028, CS for CS for SB 806, CS for CS for SB 1024, CS for SB 7018, CS for CS for SB 998, CS for CS for SB 1216, CS for CS for SB 716, CS for CS for SB 596, CS for SB 534, CS for CS for SB 656, SB 672, CS for SB 1208, CS for CS for SB 1094, SB 982, CS for CS for SB 7066, CS for SB 7068, CS for CS for SB 608, CS for SB 340, CS for CS for SB 420, CS for SB 526, CS for CS for CS for SB 252, CS for CS for CS for SB 220, CS for CS for SB 112, CS for CS for SB 538, CS for CS for SB 872, CS for CS for SB 766, CS for SB 836, CS for CS for SB 668, CS for SB 954, CS for SB 682, SB 684, CS for CS for SB 640, CS for CS for SB 338, SB 266, CS for CS for SB 674, CS for CS for SB 278.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Criminal Justice recommends the following pass: CS for SB 742

The Committee on Finance and Tax recommends the following pass: CS for SB 1102; SB 1242

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

The Committee on Agriculture recommends the following pass: SB 1374

The bill was referred to the Committee on Fiscal Policy under the original reference.

The Committee on Finance and Tax recommends a committee substitute for the following: CS for SB 532

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1178

The bill with committee substitute attached was referred to Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 216; CS for SB 326; SB 818; SB 1050

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

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 438; SB 634; CS for SB 790

The bills were referred to the Committee on Fiscal Policy under the original reference.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Commerce and Tourism recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity	
Appointee: Panuccio, Jesse	Pleasure of Governor
Board of Directors, Enterprise Florida, Inc.	
Appointee: Biter, Jesse	09/30/2018

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Community Affairs; and Senator Bradley—

CS for CS for SB 216—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipality that provides fire protection services to a municipal service taxing unit under an interlocal agreement is eligible to receive property insurance premium taxes; amending s. 175.101, F.S.; authorizing a municipal service taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal service taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal service taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

By the Committees on Appropriations; and Children, Families, and Elder Affairs; and Senators Clemens and Sachs—

CS for CS for SB 326—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish procedures for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of owners, directors, and chief financial officers of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for fal-

sely advertising a recovery residence as a “certified recovery residence”; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for falsely advertising oneself as a “certified recovery residence administrator”; prohibiting a certified recovery residence administrator from managing more than three recovery residences at any given time; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list upon written request to the department; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to a certified recovery residence or a recovery residence owned and operated by the licensed service provider; defining the term “refer”; conforming cross-references; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

By the Committees on Finance and Tax; and Health Policy; and Senator Grimsley—

CS for CS for SB 532—A bill to be entitled An act relating to the ordering of medication; amending ss. 458.347 and 459.022, F.S.; revising the authority of a licensed physician assistant to order medication under the direction of a supervisory physician for a specified patient; amending s. 464.012, F.S.; authorizing an advanced registered nurse practitioner to order medication for administration to a specified patient; amending s. 465.003, F.S.; revising the term “prescription” to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.02, F.S.; revising the term “administer” to include the term “administration”; revising the term “prescription” to exclude an order for drugs or medicinal supplies by a licensed practitioner that is dispensed for certain administration; amending s. 893.04, F.S.; conforming provisions to changes made by act; amending s. 893.05, F.S.; authorizing a licensed practitioner to authorize a licensed physician assistant or advanced registered nurse practitioner to order controlled substances for a specified patient under certain circumstances; reenacting ss. 400.462(26), 401.445(1), 409.906(18), and 766.103(3), F.S., to incorporate the amendments made to ss. 458.347 and 459.022, F.S., in references thereto; reenacting ss. 401.445(1) and 766.103(3), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting ss. 409.9201(1)(a), 458.331(1)(pp), 459.015(1)(rr), 465.014(1), 465.015(2)(c), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 465.1901, 499.003(43), and 831.30(1), F.S., to incorporate the amendment made to s. 465.003, F.S., in references thereto; reenacting ss. 112.0455(5)(i), 381.986(7)(b), 440.102(1)(l), 458.331(1)(pp), 459.015(1)(rr), 465.015(3), 465.016(1)(s), 465.022(5)(j), 465.023(1)(h), 499.0121(14), 768.36(1)(b), 810.02(3)(f), 812.014(2)(c), 856.015(1)(c), 944.47(1)(a), 951.22(1), 985.711(1)(a), 1003.57(1)(i), and 1006.09(8), F.S., to incorporate the amendment made to s. 893.02, F.S., in references thereto; reenacting s. 893.0551(3)(e), F.S., to incorporate the amendment made to s. 893.04, F.S., in a reference thereto; reenacting s. 893.0551(3)(d), F.S., to incorporate the amendment made to s. 893.05, F.S., in a reference thereto; providing an effective date.

By the Committee on Appropriations; and Senator Garcia—

CS for SB 818—A bill to be entitled An act relating to maximum class size; amending s. 1002.31, F.S.; deleting a provision relating to compliance with maximum class size requirements for certain public schools of choice; amending s. 1002.33, F.S.; revising requirements for charter school compliance with maximum class size requirements; amending s. 1002.451, F.S.; revising requirements for district innovation school of technology compliance with maximum class size requirements; amending s. 1003.03, F.S.; calculating a school district’s class size categorical allocation reduction at the school average when maximum class size

requirements are not met; revising the calculation; providing for the expenditure of funds; requiring a school district that exceeds class size maximums to post its plan for compliance on the district website and provide the plan to the school advisory council of each noncompliant school; authorizing a noncompliant school to post the plan on its website; providing an effective date.

By the Committee on Appropriations; and Senator Montford—

CS for SB 1050—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; creating s. 15.0521, F.S.; designating tupelo honey as the official state honey; amending s. 482.1562, F.S.; revising the date by which an application for recertification of a limited certification for urban landscape commercial fertilizer is required; removing provisions imposing late renewal charges; providing a grace period for such recertification; amending s. 500.03, F.S.; defining terms relating to the Florida Food Safety Act; amending s. 570.07, F.S.; revising the functions, powers, and duties of the department to include sponsoring events; authorizing the department to secure letters of patent, copyrights, and trademarks on work products and to engage in acts accordingly; amending s. 570.30, F.S.; removing electronic data processing and management information systems support for the department as a power and duty of the Division of Administration; amending s. 570.441, F.S.; authorizing the use of funds in the Pest Control Trust Fund for activities of the Division of Agricultural Environmental Services; providing for expiration; amending s. 570.50, F.S.; revising the powers and duties of the Division of Food Safety to include analyzing milk, milk products, and frozen desserts offered for sale in the state; amending s. 570.53, F.S.; revising the powers and duties of the Division of Marketing and Development to remove the enforcement provisions relating to dealers in agricultural products; amending s. 570.544, F.S.; revising the duties of the director of the Division of Consumer Services to include enforcement provisions relating to dealers in agricultural products and grain dealers; creating s. 570.68, F.S.; authorizing the Commissioner of Agriculture to create an Office of Agriculture Technology Services; providing duties of the office; amending s. 570.681, F.S.; clarifying legislative findings with regard to the Florida Agriculture Center and Horse Park; amending s. 570.685, F.S.; authorizing rather than requiring the department to provide administrative and staff support services, meeting space, and record storage for the Florida Agriculture Center and Horse Park Authority; amending s. 571.24, F.S.; clarifying the intent of the Florida Agricultural Promotional Campaign as a marketing program; removing an obsolete provision relating to the designation of a division employee as a member of the Advertising Interagency Coordinating Council; amending s. 571.27, F.S.; removing obsolete provisions relating to the authority of the department to adopt rules for entering into contracts with advertising agencies for services that are directly related to the Florida Agricultural Promotional Campaign; amending s. 571.28, F.S.; revising provisions specifying membership criteria of the Florida Agricultural Promotional Campaign Advisory Council; amending s. 581.181, F.S.; providing applicability of provisions requiring treatment or destruction of infested or infected plants and plant products; repealing s. 589.26, F.S., relating to the authority of the Florida Forest Service to dedicate and reserve state park lands for public use; amending s. 595.402, F.S.; defining terms relating to the school food and nutrition service program; amending s. 595.404, F.S.; revising the duties of the department with regard to the school food and nutrition service program; directing the department to collect and publish data on food purchased by sponsors through the Florida Farm to School Program and other school food and nutrition service programs; amending s. 595.405, F.S.; clarifying requirements for the school nutrition program; requiring breakfast meals to be available to all students in schools that serve any combination of grades kindergarten through fifth; amending s. 595.406, F.S.; renaming the “Florida Farm Fresh Schools Program” as the “Florida Farm to School Program”; authorizing the department to establish by rule a recognition program for certain sponsors; amending s. 595.407, F.S.; revising provisions of the children’s summer nutrition program to include certain schools that serve any combination of grades kindergarten through 5; revising provisions relating to the duration of the program; authorizing school districts to exclude holidays and weekends; amending s. 595.408, F.S.; conforming references to changes made by the act; amending s. 595.501, F.S.; requiring certain entities to complete corrective action plans required by the department or a federal agency to be in compliance with school food and nutrition service programs; amending s. 595.601, F.S.; correcting a cross-reference; amending s. 604.20, F.S.; removing a provision requiring

an applicant for license as a dealer in agricultural products to submit a letter acknowledging assignment of a certificate of deposit from the issuing institution; amending s. 604.33, F.S.; removing provisions requiring grain dealers to submit monthly reports; authorizing rather than requiring the department to make at least one spot check annually of each grain dealer; directing the Board of Trustees of the Internal Improvement Trust Fund to sell a portion of specified property; requiring that the proceeds of such sale be deposited into the General Inspection Trust Fund of the department; directing the department to develop a plan to use the proceeds for facility repairs and construction of an agricultural diagnostic laboratory; requiring the plan to be submitted to the Governor and the Legislature by a certain date; providing an effective date.

By the Committee on Criminal Justice; and Senator Richter—

CS for SB 1178—A bill to be entitled An act relating to drone privacy; creating s. 330.60, F.S.; providing a short title; defining terms; specifying situations in or purposes for which it is lawful to capture an image with a drone; prohibiting the use of a drone to capture an image of an individual or privately owned real property in certain circumstances; prohibiting the possession, disclosure, display, distribution, or use of such illegally captured images; providing exceptions; providing applicability; requiring

the Department of Transportation to review the potential impact on public safety from commercial applications of unmanned aerial systems and submit a report, in coordination with the Office of Insurance Regulation, to the Governor and the Legislature by a certain date; specifying that this act only applies to images captured after a specified date; providing severability; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 8 and April 13 were corrected and approved.

CO-INTRODUCERS

Senator Montford—CS for SB 960

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 12:58 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 22 or upon call of the President.



Journal of the Senate

Number 13—Regular Session

Tuesday, April 21, 2015

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REPORTS OF COMMITTEES

The Committee on Environmental Preservation and Conservation recommends the following pass: SM 1228

The bill was referred to the Committee on Communications, Energy, and Public Utilities under the original reference.

The Committee on Judiciary recommends the following pass: SJR 1142

The bill was referred to the Committee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends the following pass: SB 44; SB 64; CS for SB 66; CS for SB 78

The Committee on Judiciary recommends the following pass: SB 724; SB 732

The Committee on Regulated Industries recommends the following pass: CS for SB 1486

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

The Committee on Community Affairs recommends the following pass: CS for SB 1058; SM 1426

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

The Committee on Appropriations recommends the following pass: CS for CS for SB 268; SB 434; CS for SB 510; CS for SB 574; SB 622; SB 662; SB 942; CS for SB 968; CS for SB 1108; CS for SB 1110; CS for SB 1136; SB 1138; CS for SB 1284; CS for SB 1536; SB 7046

The Committee on Fiscal Policy recommends the following pass: CS for SB 36; CS for SB 42; SB 44; SB 54; SB 64; CS for SB 66; CS for SB 78; SB 164; CS for SB 414; CS for SB 418; SB 572; SB 634; CS for SB 636; SB 732; CS for SB 768; SB 788; CS for SB 792; CS for SB 826; CS for CS for SB 908; CS for SB 912; CS for SB 922; CS for SB 950; SB 1010; SB 1040; CS for SB 1098; CS for CS for SB 1180; CS for SB 1212; CS for SB 1388; CS for SB 1486; CS for SB 1526; SB 7080

The Committee on Rules recommends the following pass: CS for CS for SB 102; CS for SB 240; CS for CS for SB 360; CS for SB 476; CS for CS for SB 564; CS for SB 678; CS for SB 738; SB 796; CS for SB 946; SB 984; SB 1078; CS for SB 1314; SB 7060; SB 7062

The bills were placed on the Calendar.

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1480

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 250

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

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 1180

The Committee on Transportation recommends a committee substitute for the following: CS for SB 1250

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

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1360

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

The Committee on Fiscal Policy recommends a committee substitute for the following: SB 464

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

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 154; CS for SB 228; CS for CS for SB 288; CS for SB 314; CS for SB 382; CS for CS for SB 496; CS for SB 680; CS for SB 758; CS for SB 798; SB 874; CS for SB 972; CS for SB 1006; SB 1016; SB 1106; SB 1148; CS for SB 1296; CS for SB 1306; SB 1362; CS for SB 1402; CS for SB 1444; SB 1534; CS for SB 7070; SB 7082

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 118; SB 322; SB 368; CS for SB 388; CS for CS for SB 390; CS for SB 512; SB 724; CS for SB 726; CS for CS for SB 736; CS for CS for SB 748; SB 816; SB 876; SB 932; CS for SB 1126; CS for SB 1134; SB 1170; CS for CS for SB 1172; CS for SB 1222; CS for CS for SB 1232; SB 1270; CS for SB 1304; CS for CS for SB 1390; SB 7076; SB 7078

The Committee on Rules recommends committee substitutes for the following: CS for SB 282; CS for SB 524; CS for CS for SB 566; CS for SB 1048; CS for SB 1224; CS for CS for SB 1324

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

The Committee on Community Affairs recommends the following not pass: SB 26

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

Appropriations Subcommittee on General Government recommends the following pass: CS for SB 1302; CS for SB 1352

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

Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 284; CS for SB 714; CS for SB 914; SB 1468; CS for SB 1538; SB 7056; SB 7086

Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 478; CS for SB 7006

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 722; CS for SB 1500; CS for SB 1554

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

Appropriations Subcommittee on General Government recommends committee substitutes for the following: CS for SB 1548; SB 7076

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 1184; SB 7072

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointment made by the Governing Board:

Office and Appointment

Executive Director of Northwest Florida Water Management District

Appointee: Cyphers, Brett J.

*For Term
Ending*

Pleasure of
the Board

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

Environmental Regulation Commission

Appointee: Walton, Sarah St. John

07/01/2017

Secretary of Environmental Protection

Appointee: Steverson, Jonathan Paul

Pleasure of
Governor

Fish and Wildlife Conservation Commission

Appointee: Hanas, Richard L.

08/01/2017

Office and Appointment

Governing Board of the Northwest Florida Water Management District

Appointees: Alter, John W.
Dunbar, Marc W.

*For Term
Ending*

03/01/2019
03/01/2018

Governing Board of the South Florida Water Management District

Appointee: Peterson, Melanie

03/01/2018

Governing Board of the Southwest Florida Water Management District

Appointees: Adams, Jeffrey M.
Armstrong, Elijah D. III

03/01/2018
03/01/2018

The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Fiscal Policy; and Finance and Tax; and Senators Hays and Gaetz—

CS for CS for SB 118—A bill to be entitled An act relating to voluntary contributions for public education facilities; creating s. 215.165, F.S.; authorizing a participating business that registers with the Department of Revenue to solicit and collect contributions from its customers for the construction and maintenance of public education facilities; providing registration requirements; requiring the department to issue a certificate and taxpayer identification number to a participating business; requiring a participating business to file a return and remit contributions to the department within a specified timeframe; providing that contributions become state funds at the moment of collection by a participating business; requiring the department to deposit contributions into the Public Education Capital Outlay and Debt Service Trust Fund; authorizing the department to adopt rules establishing forms and procedures; providing that certain provisions of law regarding the authority to audit and make assessments and the maintenance of books and records apply to the collection and remittance of voluntary contributions; providing that certain provisions of law regarding interest and penalties, estimated tax liability, and a dealer's credit for collections do not apply to such collections and remittances; authorizing the department to conduct an audit of voluntary contributions or undertake enforcement proceedings under certain circumstances; requiring the department to provide written notification to a participating business if the department finds during an audit that voluntary contributions were not remitted; providing for the remittance of unremitted contributions without penalty or interest within a specified period; providing for penalties and interest on contributions that are not remitted within the specified period; authorizing participating businesses to deduct a specified percentage, up to a certain maximum amount, of the voluntary contributions collected to compensate themselves for certain expenses; amending s. 1013.65, F.S.; including voluntary contributions as a source of funding for the Public Education Capital Outlay and Debt Service Trust Fund; authorizing the executive director of the department to adopt emergency rules; providing that such rules are effective for a specified period; providing for expiration; providing an appropriation; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Education Pre-K - 12; and Senator Hays—

CS for CS for CS for SB 154—A bill to be entitled An act relating to hazardous walking conditions; providing a short title; amending s. 1006.23, F.S.; requiring a district school board to correct hazardous walking conditions and provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its transportation work program; revising procedures for inspection and identification of hazardous walking conditions; requiring a district

school superintendent to initiate a formal request for correction of a hazardous walking condition under certain circumstances; authorizing a district school board to initiate a declaratory judgment proceeding under certain circumstances and providing requirements therefor; deleting the requirement that the district school superintendent and specified governmental entities make a final determination that is mutually agreed upon regarding hazardous walking conditions; revising criteria that determine a hazardous walking condition for public school students; providing requirements relating to a civil action for damages; authorizing a district school board and other governmental entities to enter into a specified interlocal agreement; providing criteria for such agreements; amending s. 1012.45, F.S.; providing that a district school board may implement a safe driver toll-free telephone hotline for specified purposes; providing an effective date.

By the Committees on Appropriations; and Ethics and Elections; and Senators Clemens and Richter—

CS for CS for SB 228—A bill to be entitled An act relating to online voter registration; creating s. 97.0525, F.S.; requiring the Division of Elections of the Department of State to develop an online voter registration system; providing application and security requirements; requiring the system to compare information submitted online with Department of Highway Safety and Motor Vehicles records; providing for the disposition of voter registration applications; requiring system compliance with federal accessibility provisions; providing for construction; requiring the division to report to the Legislature regarding online voter registration implementation by a specified date; providing an appropriation; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Smith, Margolis, Hays, Stargel, Simpson, and Soto—

CS for SB 250—A bill to be entitled An act relating to membership organizations; amending s. 402.301, F.S.; revising legislative intent and policy; requiring all personnel of membership organizations to meet specified background screening; amending s. 402.302, F.S.; adding certain membership organizations that are excluded from the definition of the term “child care facility”; requiring all personnel of membership organizations to meet specified background screening; amending s. 402.316, F.S.; providing that certain membership organizations are exempt from specified provisions; requiring all personnel of membership organizations to meet specified background screening; creating s. 402.3201, F.S.; providing legislative intent; creating a study group; providing for membership; requiring the study group to make recommendations and submit a report to the Governor and the Legislature by a certain date; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senator Hull—

CS for CS for SB 282—A bill to be entitled An act relating to tracking devices or tracking applications; creating s. 934.425, F.S.; defining terms; prohibiting the installation of a tracking device or tracking application without a person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions to the prohibition on installation of tracking devices or tracking applications; providing criminal penalties; amending s. 493.6118, F.S.; providing that violations of the prohibition on installation of tracking devices or tracking applications by private investigative, private security, and repossession services are grounds for disciplinary action, to which penalties apply; providing an effective date.

By the Committees on Appropriations; Communications, Energy, and Public Utilities; and Communications, Energy, and Public Utilities; and Senator Latvala—

CS for CS for CS for SB 288—A bill to be entitled An act relating to utilities regulation; amending s. 350.01, F.S.; providing term limits for commissioners appointed after a specified date; requiring the Florida Public Service Commission to hold public customer service meetings in certain service territories; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission's web page;

amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; reenacting and amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; providing applicability; amending s. 350.042, F.S.; revising the prohibition against ex parte communication to apply to any matter that a commissioner knows or reasonably expects will be filed within a certain timeframe; providing legislative intent; defining terms; applying the prohibition against ex parte communications to specified meetings; requiring the Governor to remove from office any commissioner found to have willfully and knowingly violated the ex parte communications statute; amending s. 350.0611, F.S.; authorizing the Public Counsel to be a party to settlement agreements in any proceeding before the commission in which he or she has participated as a party; prohibiting a settlement agreement from being submitted to or approved by the Florida Public Service Commission under certain circumstances; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring that the commission approve new tariffs and certain changes to existing tariffs; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; creating s. 366.95, F.S.; defining terms; authorizing electric utilities to petition the Florida Public Service Commission for certain financing orders that authorize the issuance of nuclear asset-recovery bonds, the imposition, collection, and periodic adjustments of nuclear asset-recovery charges, and the creation of nuclear asset-recovery property; providing requirements; providing exceptions to the commission's jurisdictions as it relates to financing orders; specifying duties of electric utilities that have obtained a financing order and issued nuclear asset-recovery bonds; specifying properties, requirements and limitations relating to nuclear asset-recovery property; providing requirements as to the sufficiency of the description of certain nuclear asset-recovery property; subjecting financing statements to the Uniform Commercial Code; providing an exception; specifying that nuclear asset-recovery bonds are not public debt; specifying certain state pledges relating to bondholders; declaring that certain entities are not electric utilities under certain circumstances; specifying effect of certain provisions in situations of conflict; providing for protecting the validity of nuclear-asset recovery bonds under certain circumstances; providing penalties; reenacting ss. 403.537(1)(a) and 403.9422(1)(a), F.S., relating to determination of need for electric and natural gas transmission lines, respectively; reenacting s. 350.043, F.S., relating to the enforcement and interpretation of laws relating to the commission; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Simpson—

CS for CS for SB 314—A bill to be entitled An act relating to the Petroleum Restoration Program; amending s. 376.305, F.S.; revising the eligibility requirements of the Abandoned Tank Restoration Program; deleting provisions prohibiting the relief of liability for persons who acquired title after a certain date; amending s. 376.3071, F.S.; renaming the low-scored site initiative the low-risk site initiative; revising the conditions for eligibility and methods for payment of costs for the low-risk site initiative; clarifying that a change in ownership does not preclude a site from entering into the program; revising the eligibility requirements for receiving rehabilitation funding; amending s. 376.30713, F.S.; reducing the number of sites that may be proposed for certain advanced cleanup applications; increasing the total amount for which the department may contract for advanced cleanup work in a fiscal year; authorizing property owners and responsible parties to enter into voluntary cost-share agreements under certain circumstances; providing an effective date.

By the Committee on Fiscal Policy; and Senators Stargel, Gaetz, and Hays—

CS for SB 322—A bill to be entitled An act relating to Medicaid reimbursement for hospital providers; amending s. 409.908, F.S.; defining terms; requiring the Agency for Health Care Administration to

provide written notice, pursuant to ch. 120, F.S., of reimbursement rates to providers; specifying procedures and requirements to challenge the calculation of or the methodology used to calculate such rates; providing that the failure to timely file a certain challenge constitutes acceptance of the rates; specifying limits on and procedures for the correction or adjustment of the rates; providing applicability; prohibiting the agency from being compelled by an administrative body or a court to pay additional compensation that exceeds a certain amount to a hospital for specified matters unless an appropriation is made by law; prohibiting certain periods of time from being tolled under specified circumstances; specifying that an administrative proceeding is the exclusive means for challenging certain issues; reenacting ss. 383.18, 409.8132(4), and 409.905(5)(c) and (6)(b), F.S., relating to contracts for the regional perinatal intensive care centers program, the Medikids program component, and mandatory Medicaid services, respectively, to incorporate the amendment made to s. 409.908, F.S., in references thereto; providing that the act is remedial, intended to confirm and clarify law, and applies to proceedings pending on or commenced after the effective date; providing an effective date.

By the Committee on Fiscal Policy; and Senators Abruzzo and Smith—

CS for SB 368—A bill to be entitled An act relating to the rights of grandparents; amending s. 752.001, F.S.; providing definitions; repealing s. 752.01, F.S., relating to actions by a grandparent for visitation rights; creating s. 752.011, F.S.; authorizing the grandparent of a minor child to petition a court for visitation under certain circumstances; requiring a preliminary hearing; providing for the payment of attorney fees and costs by a petitioner who fails to make a prima facie showing of harm; authorizing the court to appoint a guardian ad litem and requiring the court to refer the matter to family mediation upon a specified court finding; authorizing grandparent visitation if the court makes specified findings; providing factors for court consideration; providing applicability of the Uniform Child Custody Jurisdiction and Enforcement Act; encouraging the consolidation of certain concurrent actions; providing for modification of an order awarding grandparent visitation; limiting the frequency of actions seeking visitation; limiting applicability to a minor child placed for adoption; providing for venue; repealing s. 752.07, F.S., relating to the effect of adoption of a child by a stepparent on grandparent visitation rights; creating s. 752.071, F.S.; providing conditions under which a court may terminate a grandparent visitation order upon adoption of a minor child by a stepparent or close relative; amending s. 752.015, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Sobel and Gaetz—

CS for CS for SB 382—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; requiring that a community living support plan be completed and provided to the administrator of a facility within a specified period after the resident's admission; restricting the agency from imposing a fine if the facility has requested the community living support plan; requiring that the community living support plan be updated when there is a significant change to the mental health resident's behavioral health; requiring a mental health resident case manager to keep certain records of interactions with the resident and to make the records available for inspection; requiring retention of the records for a specified period; requiring the responsible entity to ensure monitoring and implementation of community living support plans and cooperative agreements; amending s. 400.0074, F.S.; requiring a local ombudsman council to conduct comprehensive onsite administrative assessments; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee; amending s. 400.0078, F.S.; requiring that a long-term care resident or resident representative be informed of resident immunity from retaliatory action for presenting grievances or exercising resident rights; amending s. 409.212, F.S.; increasing the cap on additional supplementation that a person may receive under certain conditions; amending s. 429.02, F.S.; revising the definition of the term "limited nursing services"; amending s. 429.07, F.S.; requiring that an

extended congregate care license be issued to certain facilities licensed as assisted living facilities under certain circumstances and authorizing the issuance of such a license if a specified condition is met; providing that the initial extended congregate care license is provisional under certain circumstances; requiring a licensee to notify the agency of acceptance of a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with license requirements; requiring the licensee to suspend extended congregate care services under certain circumstances; revising the frequency of monitoring visits to a facility by a registered nurse representing the agency; authorizing the agency to waive a required yearly monitoring visit under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring an assisted living facility that serves mental health residents to obtain a limited mental health license; requiring a limited mental health facility to provide written evidence that certain documentation was sent to the department within a specified period; amending s. 429.14, F.S.; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a requirement that the agency provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; requiring the agency to double fine amounts under certain circumstances; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.27, F.S.; revising the amount of cash for which a facility may provide safekeeping for a resident; amending s. 429.28, F.S.; providing notice requirements regarding confidentiality of resident identity in a complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council and immunity from retaliatory action for presenting grievances or exercising resident rights; requiring the agency to adopt rules; providing a fine if a facility terminates an individual's residency after the filing of a complaint if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect a licensed assisted living facility; requiring the agency to conduct periodic inspections; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving certain services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation; requiring the employee and administrator to sign a statement of completion and keep the statement in the employee's personnel record; requiring additional hours of training for assistance with medication; creating s. 429.55, F.S.; directing the agency to create an assisted living facility consumer information website; providing criteria for webpage content; providing content requirements; authorizing the agency to adopt rules; providing an effective date.

By the Committees on Fiscal Policy; and Transportation; and Senators Montford and Gaetz—

CS for CS for SB 388—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committees on Fiscal Policy; Criminal Justice; and Judiciary; and Senator Richter—

CS for CS for CS for SB 390—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term "business entity"; amending s. 817.02, F.S.; providing that causing damage to a victim's credit history or credit rating or otherwise causing harm to the victim in the course of falsely personating the victim is punishable; providing for restitution to victims for certain costs; authorizing the court to issue

orders to correct a public record under certain circumstances; providing for a civil cause of action for certain victims; defining the term “victim”; creating s. 817.032, F.S.; defining the term “victim”; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing an exception; providing for verification of a victim’s identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide or decline to provide information in certain circumstances; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; transferring, renumbering, and amending ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; clarifying provisions; amending s. 817.15, F.S.; substituting the term “business entity” for the term “corporation”; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term “business entity” for the term “corporation”; amending s. 817.40, F.S.; specifying that the term “misleading advertising” includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term “business entity” for the term “corporation”; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; creating s. 817.414, F.S.; prohibiting the sale of counterfeit security company signs or decals; providing criminal penalties; amending s. 817.481, F.S.; clarifying provisions; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Fiscal Policy; and Senator Joyner—

CS for SB 464—A bill to be entitled An act relating to controlled substances; amending s. 893.135, F.S.; authorizing a defendant to move to depart from the 3-year mandatory minimum term of imprisonment and from the mandatory fine for a drug trafficking violation involving a specified quantity of a specified controlled substance; authorizing the state attorney to file an objection to the motion; authorizing the sentencing court to grant the motion if the court finds that the defendant has demonstrated by a preponderance of the evidence that specified criteria are met; providing an effective date.

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

CS for CS for CS for SB 496—A bill to be entitled An act relating to guardians; providing a short title; amending s. 39.6251, F.S.; requiring the court at the permanency review hearing to review the necessity of continuing guardianship and whether restoration of guardianship proceedings are needed when a young adult reaches a certain age under certain circumstances; amending s. 39.701, F.S.; requiring that, for a child meeting certain requirements, the updated case plan be developed in a face-to-face conference with specified persons; requiring the Department of Children and Families to take specified actions at the judicial review hearing if the court makes certain determinations; requiring the department to provide documentation and information to a petitioner under certain circumstances; requiring certain proceedings to be conducted separately; expanding the circumstances under which a court, after making certain findings, may issue an order directing the department to show cause; amending s. 393.12, F.S.; providing that the

guardianship court has jurisdiction over proceedings for appointment of a guardian advocate if petitions are filed for certain minors who are subject to a proceeding under ch. 39, F.S., if such minors have attained a specified age; providing that such minors have the same due process rights as certain adults; providing requirements for when an order appointing a guardian advocate must be issued; requiring that proceedings seeking appointment of a guardian advocate for certain minors be conducted in separate proceedings; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under ch. 39, F.S., the parents may act as natural guardians unless the dependency or probate court finds that it is not in the child’s best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the guardianship court to initiate proceedings for appointment of guardians for certain minors who are subject to proceedings under ch. 39, F.S., if petitions are filed and if such minors have reached a specified age; providing that certain minors have the same due process rights as certain adults; providing requirements for when an order of adjudication and letters of limited or plenary guardianship may be issued; requiring that proceedings seeking appointment of a guardian advocate for certain minors be conducted in separate proceedings; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senators Thompson and Soto—

CS for CS for SB 512—A bill to be entitled An act relating to HIV testing; amending s. 381.004, F.S.; revising and providing definitions; specifying the notification and consent procedures for performing an HIV test in a health care setting and a nonhealth care setting; amending s. 456.032, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Soto—

CS for CS for SB 524—A bill to be entitled An act relating to rental agreements; creating s. 83.561, F.S.; providing that a purchaser takes title to a tenant-occupied residential property following a foreclosure sale subject to the rights of the tenant; specifying the rights of the tenant; authorizing a tenant to remain in possession of the property for 30 days following receipt of a written notice; prescribing the form for a 30-day notice of termination; establishing requirements for delivery of the notice; authorizing a purchaser to apply for a writ of possession if the tenant refuses to vacate the property; providing exceptions; providing for construction; providing that a lender foreclosing on tenant-occupied residential premises does not assume the obligations of a landlord unless certain conditions are met; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Commerce and Tourism; and Senator Richter—

CS for CS for CS for SB 566—A bill to be entitled An act relating to public records and meetings; amending ss. 119.071, 125.0104, 288.1226, 331.326, 365.174, 381.83, 403.7046, 403.73, 499.012, 499.0121, 499.051, 499.931, 502.222, 570.48, 573.123, 601.10, 601.15, 601.152, 601.76, and 815.04, F.S.; expanding public records exemptions for certain data processing software obtained by an agency, certain information held by a county tourism promotion agency, information related to trade secrets held by the Florida Tourism Industry Marketing Corporation, information related to trade secrets held by Space Florida, proprietary confidential business information submitted to the Department of Revenue, trade secret information held by the Department of Health, trade secret information reported or submitted to the Department of Environmental Protection, trade secret information in an application for a permit for a prescription drug wholesale distributor or an out-of-state prescription drug wholesale distributor, trade secret information contained in an application for a permit for a secondary wholesale distributor, trade secret information contained in the prescription drug purchase list, trade secret information relating to medical gas submitted to the Department of Business and Professional Regulation, trade secret information contained in a complaint and any investigatory documents held by the Department of Business and Professional Regulation, trade secret information of a dairy industry business held by the Department of Agriculture and Consumer Services, trade secret information held by the Division of Fruits and Vegetables of the Department of Agriculture and Consumer Services, trade secret information of a person subject to a

marketing order held by the Department of Agriculture and Consumer Services, trade secret information provided to the Department of Citrus, trade secret information of noncommodity advertising and promotional program participants held by the Department of Citrus, trade secret information contained in a citrus handler's return filed with the Department of Citrus, a manufacturer's formula filed with the Department of Agriculture and Consumer Services, and specified data, programs, or supporting documentation held by an agency, respectively, to incorporate the amendment made to the definition of the term "trade secret" in s. 812.081, F.S., by SB 564; amending s. 331.326, F.S.; expanding a public meetings exemption for any meeting or portion of a meeting of Space Florida's board at which trade secrets are discussed to incorporate the amendment made to the definition of the term "trade secret" in s. 812.081, F.S., by SB 564; providing for future legislative review and repeal of the exemptions; making editorial and technical changes; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Dean—

CS for CS for SB 680—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring that personal flotation devices be used in accordance with the United States Coast Guard approval label; reenacting s. 327.50(1)(a), F.S., relating to vessel safety equipment, to incorporate changes to federal regulations; amending s. 379.223, F.S.; authorizing citizen support organizations to receive funds from the commission if the organization provides services by contract under certain circumstances; amending s. 379.3012, F.S.; revising the rulemaking authority of the commission relating to the alligator management and trapping program; amending s. 379.357, F.S.; revising the dates for tarpon tag validity; deleting the requirement that tax collectors submit forms annually relating to the number of unissued tags; deleting the requirement for submitting forms relating to tarpon landed; amending s. 379.361, F.S.; removing the income requirement for a restricted species endorsement on a saltwater products license; amending s. 379.364, F.S.; requiring resident dealers to pay a certain fee per annum; removing the requirement for dealers and buyers to forward reports relating to the number and kinds of hide bought; removing the requirement that common carriers ship, transport, or receive only hides or furs marked with certain identifying information; amending s. 379.3751, F.S.; removing the rulemaking authority of the commission to limit the number of participants engaged in the taking of alligators or their eggs from the wild and to establish appropriate qualifications for certain alligator collectors; providing exemptions for alligator trapping licenses; requiring certain licenses to be issued without fee to residents who meet the requirements for disability; clarifying that a management area permit is not required for a person engaged in the taking of an alligator under a permit that authorizes the taking of alligators; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; amending s. 379.3752, F.S.; removing the requirement that the commission expend one-third of the revenue from the issuance of alligator hatchling tags for alligator husbandry research; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; deleting the requirement that the number of tags pursuant to a collection permit be equal to a safe yield of alligators; amending s. 379.401, F.S.; conforming provisions to changes made by the act; creating s. 379.412, F.S.; establishing penalties for the unlawful feeding of wildlife and freshwater fish; providing applicability; defining the term "violation"; repealing s. 379.3011, F.S., relating to the alligator trapping program; repealing s. 379.3013, F.S., relating to alligator study requirements; repealing s. 379.3016, F.S., relating to the prohibition against the sale of alligator products and associated penalties; repealing s. 379.3017, F.S., relating to the restricted use of the terms "alligator" or "gator" in certain sales; providing an effective date.

By the Committee on Fiscal Policy; and Senators Flores and Gaetz—

CS for SB 724—A bill to be entitled An act relating to termination of pregnancies; amending s. 390.0111, F.S.; revising conditions for the voluntary and informed consent to a termination of pregnancy; providing an exception; reenacting s. 390.012(3)(d), F.S., relating to Agency for Health Care Administration rules regarding medical screening and

evaluation of abortion clinic patients, to incorporate the amendment made by this act to s. 390.0111, F.S., in a reference thereto; providing an effective date.

By the Committees on Fiscal Policy; and Commerce and Tourism; and Senator Ring—

CS for CS for SB 726—A bill to be entitled An act relating to consumer protection; providing a short title; amending s. 501.142, F.S.; requiring retail sales establishments that sell goods to the public to grant a refund within a specified period of time for goods costing more than a specified amount if returned by a consumer who has been adjudicated incapacitated, is subject to a certain type of guardianship, or has a certain medical condition, if specified requirements are satisfied; providing penalties for a violation of the requirements; making technical changes; amending s. 501.95, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Fiscal Policy; Judiciary; and Regulated Industries; and Senators Stargel and Detert—

CS for CS for CS for SB 736—A bill to be entitled An act relating to residential properties; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for a certificate based upon the date of issuance and form of delivery; providing that the association waives a specified claim against a person or such person's successors or assigns who rely on the certificate in good faith; authorizing a summary proceeding to be brought to compel an association to prepare or deliver an estoppel certificate; specifying the maximum amounts an association may charge for an estoppel certificate; providing that the authority to charge a fee for the estoppel certificate must be established by a specified written resolution or provided by a written management, bookkeeping, or maintenance contract; deleting obsolete provisions; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Fiscal Policy; Judiciary; and Regulated Industries; and Senator Ring—

CS for CS for CS for SB 748—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.111, F.S.; revising liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; revising provisions relating to the voting process for providing reserves; amending s. 718.116, F.S.; revising applicability; revising effect of a claim of lien; creating s. 718.128, F.S.; authorizing condominium associations to conduct votes of the membership by online voting under certain conditions; providing requirements for online voting; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 718.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 718.707, F.S.; extending the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising what constitutes the official records of an association; amending s. 719.108, F.S.; revising applicability; revising effect of a claim of lien; creating s. 719.129, F.S.; authorizing cooperative associations to conduct votes of the membership by online voting under certain conditions; providing requirements for online voting; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 719.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term "governing documents"; creating s. 720.3015, F.S.; providing a short title; amending s. 720.305, F.S.; revising requirements for levying a fine or suspension; revising application of certain provisions; amending s. 720.306, F.S.; revising requirements for the adoption of amendments to the governing documents; revising requirements for the election of directors; defining the term "any fee, fine, or other monetary obligation"; creating s. 720.317, F.S.; authorizing homeowners' associations to conduct votes of the membership by online voting under

certain conditions; providing requirements for online voting; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; providing an effective date.

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

CS for CS for SB 758—A bill to be entitled An act relating to emergency treatment for opioid overdose; providing a short title; creating s. 381.887, F.S.; providing definitions; providing a purpose; authorizing certain health care practitioners to prescribe an emergency opioid antagonist to a patient or caregiver under certain conditions; authorizing pharmacists to dispense an emergency opioid antagonist under certain circumstances; authorizing storage, possession, and administration of an emergency opioid antagonist by such patient or caregiver and certain emergency responders; providing immunity from liability; providing immunity from professional sanction or disciplinary action for certain health care practitioners and pharmacists, under certain circumstances; providing applicability; providing an effective date.

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

CS for CS for SB 798—A bill to be entitled An act relating to household moving services; amending s. 507.01, F.S.; defining terms; amending s. 507.02, F.S.; clarifying intent; amending s. 507.04, F.S.; removing a prohibition that precludes a mover from limiting its liability for the loss or damage of household goods to a specified valuation rate; removing a requirement that a mover disclose a liability limitation when the mover limits its liability for a shipper's goods; requiring a mover to offer valuation coverage to compensate a shipper for the loss of or damage to the shipper's household goods during a household move; requiring the valuation coverage to indemnify the shipper for at least the cost of repair or replacement of goods unless waived or amended by the shipper; authorizing the shipper to waive or amend the valuation coverage; requiring that the waiver be made in a signed acknowledgment in the contract; revising the time at which the mover must disclose the terms of the coverage, including any deductibles, to the shipper in writing; revising the information that the disclosure must provide to the shipper; amending s. 507.05, F.S.; requiring a mover to conduct a physical survey and provide a binding estimate in certain circumstances unless waived by the shipper; requiring specified content for the binding estimate; authorizing a shipper to waive the binding estimate in certain circumstances; authorizing the mover to provide a maximum one-time fee for providing a binding estimate; requiring the mover and shipper to sign the estimate; requiring the mover to provide the shipper with a copy of the estimate at the time of signature; providing that a binding estimate may be amended only under certain circumstances; authorizing a mover to charge more than the binding estimate in certain circumstances; requiring a mover to allow a shipper to consider whether additional services are needed; requiring a mover to retain a copy of the binding estimate for a specified period; requiring a mover to provide a contract for service to the shipper before providing moving or accessorial services; requiring a driver to have possession of the contract before leaving the point of origin; requiring a mover to retain a contract of service for a specified period; creating s. 507.054, F.S.; requiring the department to prepare a publication that summarizes the rights and responsibilities of, and remedies available to, movers and shippers; requiring the publication to meet certain specifications; creating s. 507.055, F.S.; requiring a mover to provide certain disclosures to a prospective shipper; amending s. 507.06, F.S.; requiring a mover to tender household goods for delivery on the agreed upon delivery date or within a specified period unless waived by the shipper; requiring a mover to notify and provide certain information to a shipper if the mover is unable to perform delivery on the agreed upon date or during the specified period; creating s. 507.065, F.S.; providing a maximum amount that a mover may charge a shipper unless waived by the shipper; requiring a mover to bill a shipper for specified charges in certain circumstances; authorizing a mover to assess a late fee for any uncollected charges in certain circumstances; amending s. 507.07, F.S.; providing that it is a violation of ch. 507, F.S., to fail to comply with specified provisions; providing that it is a violation of ch. 507, F.S., to increase the contracted cost for moving services in certain circumstances; conforming provisions to changes made by the act; amending s. 507.09, F.S.; requiring the department, upon verification by certain entities, to im-

mediately suspend a registration or the processing of an application for a registration in certain circumstances; amending s. 507.10, F.S.; conforming a provision to a change made by this act; amending s. 507.11, F.S.; providing criminal penalties; creating s. 507.14, F.S.; requiring the department to adopt rules; providing an effective date.

By the Committee on Fiscal Policy; and Senator Grimsley—

CS for SB 816—A bill to be entitled An act relating to the regulation of health care facilities and services; amending s. 400.474, F.S.; revising the information that a home health agency is required to submit to the Agency for Health Care Administration for license renewal; removing the requirement that a home health agency submit quarterly reports; amending s. 408.036, F.S.; providing an exemption from a certificate-of-need review for applicants that were previously licensed within a specified period as a health care facility or provider and that meet certain criteria; providing an exception for an applicant whose license expired during a specified time period to apply for an exemption from the review; providing an effective date.

By the Committee on Appropriations; and Senator Stargel—

CS for SB 874—A bill to be entitled An act relating to the dual enrollment program; amending s. 1007.271, F.S.; exempting dual enrollment students from paying certain fees, including technology fees; requiring a home education secondary student to be responsible for his or her own instructional materials and transportation in order to participate in the dual enrollment program unless the articulation agreement provides otherwise; requiring a postsecondary institution that is eligible to participate in the dual enrollment program to enter into a home education articulation agreement; requiring the postsecondary institution to annually complete and submit the agreement to the Department of Education by a specified date; conforming provisions to changes made by the act; authorizing certain instructional materials to be made available free of charge to dual enrollment students in home education programs and private schools if provided for in the articulation agreement; requiring the department to review dual enrollment articulation agreements submitted for certain students, including home education students and private school students, to participate in a dual enrollment program; requiring the Commissioner of Education to notify the district school board superintendent and the president of the postsecondary institution if the dual enrollment articulation agreement does not comply with statutory requirements; requiring a district school board and a Florida College System institution to annually complete and submit to the department by a specified date a dual enrollment articulation agreement with a state university and an eligible independent college or university, as applicable; providing requirements for a private school student to participate in a dual enrollment program; requiring a postsecondary institution eligible to participate in the dual enrollment program to enter into an articulation agreement with each private school student seeking enrollment in a dual enrollment course and his or her parent; requiring the postsecondary institution to annually complete and submit the articulation agreement to the department by a specified date; providing requirements for the articulation agreement; amending ss. 1002.20 and 1011.62, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Fiscal Policy; and Senator Dean—

CS for SB 876—A bill to be entitled An act relating to the Beirut Memorial; amending s. 265.111, F.S.; requiring the Capitol Complex memorial garden to include a monument for members of the United States Armed Forces who lost their lives in Beirut, Lebanon, on a specified date; providing an effective date.

By the Committee on Fiscal Policy; and Senator Stargel—

CS for SB 932—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising the term "timeshare estate"; amending s. 721.07, F.S.; revising provisions pertaining to multisite timeshare plans and clarifying single-site timeshare plan developer liability for nonmaterial errors or omissions; establishing a burden of proof; amending s. 721.08, F.S.; providing that leasehold accommodations or facilities may be added to a timeshare trust; providing that a vote of the

voting interests of a timeshare plan is not required for substitution or automatic deletion of multisite timeshare trust property; removing the requirement for court approval of trustee dispositions of timeshare trust property; creating s. 721.125, F.S.; providing for extension or termination of timeshare plans; amending s. 721.14, F.S.; providing for the transfer of reservation system data upon termination of managing entity; amending s. 721.52, F.S.; revising the definitions of the terms “nonspecific multisite timeshare plan” and “specific multisite timeshare plan”; amending s. 721.53, F.S.; providing that leasehold accommodations or facilities may be added to a multisite timeshare trust; providing that a vote of the voting interests of a multisite timeshare plan is not required for substitution or automatic deletion of multisite timeshare trust property; removing the requirement for court approval of trustee dispositions of multisite timeshare trust property; amending s. 721.54, F.S.; eliminating the term restrictions for nonspecific multisite timeshare plans; amending s. 721.55, F.S.; requiring the conspicuous disclosure of the term of each component site in a multisite timeshare plan; modifying the cap on common expense assessment increases for multisite timeshare; clarifying multisite timeshare plan developer liability for nonmaterial errors or omissions; amending s. 721.551, F.S.; clarifying the obligation to deliver component site documents to purchasers; amending s. 721.552, F.S.; providing procedures for substitutions and automatic deletions of multisite timeshare plan accommodations and facilities; amending s. 721.56, F.S.; relocating data transfer obligations upon termination of managing entity to s. 721.14, F.S.; amending s. 721.57, F.S.; providing for the offering of timeshare estates in a specific multisite timeshare plan; providing an effective date.

By the Committees on Appropriations; and Finance and Tax; and Senators Flores and Margolis—

CS for CS for SB 972—A bill to be entitled An act relating to ad valorem taxation; amending s. 192.0105, F.S.; conforming a provision to changes made by the act; amending s. 193.0235, F.S.; revising the definition of the term “common element” for purposes of prorating ad valorem taxes for certain properties under certain circumstances; amending s. 193.122, F.S.; establishing deadlines for value adjustment boards to hear petitions and issue the second tax roll certification; providing applicability; amending s. 194.011, F.S.; specifying procedures for filing petitions to the value adjustment board; amending s. 194.014, F.S.; revising the entities authorized to determine under certain circumstances that a petitioner owes ad valorem taxes or is owed a refund of overpaid taxes; revising the interest rate upon which unpaid and overpaid ad valorem taxes accrue; defining the term “bank prime loan rate”; amending s. 194.015, F.S.; authorizing the district school board and county commission to audit certain expenses of the value adjustment board; amending s. 194.032, F.S.; requiring a property appraiser to notify a petitioner when property record cards are available online; authorizing a property appraiser to reschedule a hearing relating to an assessment; requiring a petitioner and a property appraiser to show good cause to reschedule such hearing; defining the term “good cause”; requiring the clerk to provide certain notice to a petitioner of a rescheduled hearing requested by the petitioner; amending s. 194.034, F.S.; revising the entities that may represent a taxpayer before the value adjustment board; providing effective dates.

By the Committees on Appropriations; and Banking and Insurance; and Senators Flores and Margolis—

CS for CS for SB 1006—A bill to be entitled An act relating to operations of the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying that a consumer representative appointed by the Governor to the Citizens Property Insurance Corporation's board of governors is not prohibited from practicing in a certain profession if required or permitted by law or ordinance; revising the requirements for licensed agents of the corporation; authorizing the use of specified information by certain entities in analyzing risks and prohibiting the use of such information for the direct solicitation of policyholders; requiring the take-out program to be revised for specified purposes; requiring policyholders after a specified date to receive certain information relating to a demonstration of interest to insure by private insurers; requiring the corporation to develop uniform formats for certain information; allowing a policyholder to elect to limit the frequency of solicitations for take-out offers; providing circumstances under which a policyholder

whose policy was taken out to be considered a renewal policyholder for certain rate increase purposes; providing an effective date.

By the Committee on Appropriations; and Senators Abruzzo and Ne-gron—

CS for SB 1016—A bill to be entitled An act relating to care for retired law enforcement dogs; creating s. 943.69, F.S.; providing a short title; defining terms; providing legislative findings; creating the Care for Retired Law Enforcement Dogs Program within the Department of Law Enforcement; requiring the department to contract with a corporation not for profit to administer and manage the program; providing requirements for the corporation not for profit; providing requirements for the disbursement of funds for the veterinary care of eligible retired law enforcement dogs; placing an annual cap on the amount of funds available for the care of an eligible retired law enforcement dog; prohibiting a former handler or adopter from receiving reimbursement if funds are depleted for the year for which such reimbursement is sought; providing for administrative fees; requiring the department to adopt rules; providing an appropriation; providing an effective date.

By the Committees on Rules; and Transportation; and Senator Garcia—

CS for CS for SB 1048—A bill to be entitled An act relating to motor vehicle manufacturer licenses; amending s. 320.64, F.S.; providing that a motor vehicle dealer who received approval of a facility from an applicant or licensee within a specified timeframe is deemed to be in full compliance with facility-related requirements; providing that such motor vehicle dealer is entitled to certain benefits under certain circumstances; providing applicability; conforming a cross-reference; revising provisions related to an applicant or licensee who has undertaken or engaged in an audit of service-related payments or incentive payments; reducing the timeframe for the performance of such audits; defining the term “incentive”; authorizing an applicant or licensee to deny or charge back only the portion of a service-related claim or incentive claim which the applicant or licensee has proven to be false or fraudulent or for which the dealer failed to substantially comply with certain procedures; prohibiting an applicant or licensee from taking adverse action against a motor vehicle dealer under certain circumstances; prohibiting an applicant or licensee from failing to make any payment due a motor vehicle dealer that substantially complies with the terms of a certain contract between the two parties regarding reimbursement for temporary replacement vehicles under certain circumstances; authorizing a motor vehicle dealer to purchase goods or services from a vendor chosen by the motor vehicle dealer, subject to certain requirements; defining the term “goods or services”; prohibiting an applicant or licensee from requiring a motor vehicle dealer to pay for certain advertising or marketing, or to participate in or affiliate with a dealer advertising or marketing entity; prohibiting an applicant or licensee from taking or threatening to take any adverse action against a motor vehicle dealer who refuses to join or participate in such entity; defining the term “adverse action”; providing that an applicant or licensee may not require a dealer to participate in, or may not preclude only a number of its motor vehicle dealers in a designated market area from establishing, a voluntary motor vehicle dealer advertising or marketing entity; providing that an applicant or licensee is not required to fund such an entity under certain circumstances; providing for retroactive applicability under certain circumstances; providing for severability; providing an effective date.

By the Committee on Appropriations; and Senator Flores—

CS for SB 1106—A bill to be entitled An act relating to human trafficking; amending s. 796.07, F.S.; providing enhanced criminal penalties for soliciting another to commit prostitution and similar offenses; requiring persons convicted of such offenses to perform community service and pay for and attend an education program; requiring the court to impose minimum mandatory terms of incarceration for persons convicted two or more times of soliciting another to commit prostitution and similar offenses; providing for impoundment of a vehicle used in soliciting another to commit prostitution and similar offenses; providing an opportunity for owners to prevent the impoundment or immobilization in certain circumstances; amending s. 943.0583, F.S.; providing that any court in the circuit in which the petitioner was arrested may expunge the

criminal history record of a victim of human trafficking; requiring a judge to allow an advocate to be present with a human trafficking victim in an expunction hearing in certain circumstances; amending ss. 456.074, 480.041, and 480.043, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Fiscal Policy; and Banking and Insurance; and Senator Altman—

CS for CS for SB 1126—A bill to be entitled An act relating to continuing care communities; amending s. 651.055, F.S.; revising requirements for continuing care contracts; amending s. 651.028, F.S.; revising authority of the Office of Insurance Regulation to waive requirements for accredited facilities; amending s. 651.071, F.S.; revising the subordination of continuing care and continuing care at-home contracts that are deemed preferred claims in receivership or liquidation proceedings; amending s. 651.105, F.S.; revising notice requirements; revising duties of the office; requiring an agent of a provider to provide a copy of an examination report and corrective action plan under certain conditions; amending s. 651.081, F.S.; requiring a residents' council to provide a forum for certain purposes; requiring a residents' council to adopt its own bylaws and governance documents; amending s. 651.085, F.S.; revising provisions relating to quarterly meetings between residents and the governing body of the provider; revising powers of the residents' council; amending s. 651.091, F.S.; revising continuing care facility reporting requirements; providing an effective date.

By the Committees on Fiscal Policy; and Banking and Insurance; and Senator Hays—

CS for CS for SB 1134—A bill to be entitled An act relating to blanket health insurance; amending s. 627.659, F.S.; expanding the types of individuals and entities which are eligible for blanket health insurance coverage; limiting the types of insurance coverages that may be provided to specified groups; providing an effective date.

By the Committee on Appropriations; and Senator Stargel—

CS for SB 1148—A bill to be entitled An act relating to firesafety; amending s. 633.202, F.S.; defining terms; exempting nonresidential farm buildings and agricultural pole barns, rather than specified structures located on agricultural property, from the Florida Fire Prevention Code under specified circumstances; requiring the State Fire Marshal to conduct a study addressing certain secondary uses of nonresidential farm buildings; requiring the State Fire Marshal to convene a workgroup by a specified date to assist with the study; requiring the State Fire Marshal to initiate rulemaking by a specified date if the study determines that certain life safety or fire prevention standards are required; revising the maximum measurements of a tent that is exempt from the Florida Fire Prevention Code; amending s. 633.208, F.S.; authorizing a local fire official to consider a specified publication when identifying an alternative to a firesafety code; providing an effective date.

By the Committee on Fiscal Policy; and Senator Bradley—

CS for SB 1170—A bill to be entitled An act relating to defendants in specialized courts; amending s. 910.035, F.S.; providing a definition; requiring a trial court to transfer certain criminal cases involving participants in specified programs to another jurisdiction having such a program under certain conditions; providing an effective date.

By the Committees on Fiscal Policy; Judiciary; and Regulated Industries; and Senator Latvala—

CS for CS for CS for SB 1172—A bill to be entitled An act relating to termination of a condominium association; amending s. 718.117, F.S.; providing and revising procedures and requirements for termination of a condominium property; providing requirements for the rejection of a plan of termination; defining terms; providing applicability; providing and revising requirements relating to partial termination of a condominium property; authorizing a plan of termination to be withdrawn, modified, or amended under certain conditions; revising and providing

requirements relating to the allocation of proceeds of the sale of condominium property; revising requirements relating to the right to contest a plan of termination; amending s. 718.1255, F.S.; revising the term "dispute"; providing an effective date.

By the Committees on Regulated Industries; and Health Policy; and Senators Latvala, Soto, and Diaz de la Portilla—

CS for CS for SB 1180—A bill to be entitled An act relating to the practice of pharmacy; amending s. 465.0276, F.S.; specifying that the Florida Pharmacy Act and rules adopted thereunder do not prohibit a veterinarian from administering a compounded drug to a patient or dispensing a compounded drug to the patient's owner or caretaker; providing applicability; creating s. 465.1862, F.S.; defining terms; requiring that each contract or contract renewal between a pharmacy benefits manager and a pharmacy require the pharmacy benefits manager to periodically update the maximum allowable cost pricing information and to maintain a procedure to eliminate certain drugs from the list of those subject to maximum allowable cost pricing or modify maximum allowable cost prices to remain consistent with changes in certain pricing data; providing an effective date.

By the Committees on Fiscal Policy; and Banking and Insurance; and Senator Richter—

CS for CS for SB 1222—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of "general lines agent," to remove a restriction with respect to agents transacting health insurance; limiting the types of health insurance agents; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency's place of business; amending s. 626.221, F.S.; revising examination requirements and exemptions for applicants for certain agent and adjuster licenses; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain precursory education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming provisions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative's license; amending s. 626.7354, F.S.; revising provisions relating to customer representative compensation to allow the receipt of commissions by such representatives if the commissions do not constitute the primary source of compensation; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified period of time; amending s. 626.753, F.S.; conforming provisions to changes made by act; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; amending s. 626.931, F.S.; deleting provisions that require surplus lines agents to file a quarterly affidavit with the Florida Surplus Lines Office; amending ss. 626.932, 626.935, and 626.936, F.S.; conforming provisions to changes made by act; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity contract or life insurance policy under certain circumstances; defining the term "surrender"; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Joyner—

CS for CS for SB 1224—A bill to be entitled An act relating to health care representatives; amending s. 743.0645, F.S.; conforming provisions to changes made by the act; amending s. 765.101, F.S.; defining terms for purposes of provisions relating to health care advanced directives; revising definitions to conform to changes made by the act; amending s. 765.102, F.S.; revising legislative intent to include reference to surrogate authority that is not dependent on a determination of incapacity; amending s. 765.104, F.S.; conforming provisions to changes made by the act; amending s. 765.105, F.S.; conforming provisions to changes made by the act; providing an exception for a patient who has designated a surrogate to make health care decisions and receive health information

without a determination of incapacity being required; amending ss. 765.1103 and 765.1105, F.S.; conforming provisions to changes made by the act; amending s. 765.202, F.S.; revising provisions relating to the designation of health care surrogates; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate; creating s. 765.2035, F.S.; providing for the designation of health care surrogates for minors; providing for designation of an alternate surrogate; providing for decisionmaking if neither the designated surrogate nor the designated alternate surrogate is willing, able, or reasonably available to make health care decisions for the minor on behalf of the minor's principal; authorizing designation of a separate surrogate to consent to mental health treatment for a minor; providing that the health care surrogate authorized to make health care decisions for a minor is also the minor's principal's choice to make decisions regarding mental health treatment for the minor unless provided otherwise; providing that a written designation of a health care surrogate establishes a rebuttable presumption of clear and convincing evidence of the minor's principal's designation of the surrogate; creating s. 765.2038, F.S.; providing a suggested form for the designation of a health care surrogate for a minor; amending s. 765.204, F.S.; conforming provisions to changes made by the act; providing for notification of incapacity of a principal; providing that a health care provider may justifiably rely on decisions made by a surrogate; providing for when there are conflicting decisions between surrogate and patient; amending ss. 765.205, 765.302, 765.303, 765.304, 765.306, 765.404, and 765.516, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Fiscal Policy; Community Affairs; and Health Policy; and Senator Simpson—

CS for CS for CS for SB 1232—A bill to be entitled An act relating to building codes; amending s. 468.609, F.S.; revising the certification examination requirements for building code inspectors, plans examiners, and building code administrators; requiring the Florida Building Code Administrators and Inspectors Board to provide for issuance of certain provisional certificates; amending ss. 468.627, 471.0195, 481.215, and 481.313, F.S.; requiring a licensee or certificateholder to undergo code-related training as part of his or her continuing education courses; amending s. 489.103, F.S.; providing an exemption for a specified employee who makes minor repairs to existing water heaters or to existing heating, venting, and air-conditioning systems in certain circumstances; amending s. 489.105, F.S.; revising the term “plumbing contractor”; amending s. 489.115, F.S.; requiring a certificateholder or registrant to undergo code-related training as part of his or her continuing education requirements; amending s. 489.1401, F.S.; revising legislative intent with respect to the purpose of the Florida Homeowners’ Construction Recovery Fund; providing legislative intent that Division II contractors set apart funds for participation in the fund; amending s. 489.1402, F.S.; revising terms; amending s. 489.141, F.S.; authorizing certain claimants to make a claim against the recovery fund for certain contracts entered into before a specified date; amending s. 489.1425, F.S.; revising a notification provided by contractors to certain residential property owners to include a statement that payment from the recovery fund is limited; amending s. 489.143, F.S.; revising provisions concerning payments from the recovery fund; specifying claim amounts for certain contracts entered into before or after specified dates; providing aggregate caps for payments; amending s. 489.503, F.S.; exempting certain low-voltage landscape lighting from licensed electrical contractor installation requirements; amending s. 489.517, F.S.; requiring a certificateholder or registrant to undergo code-related training as part of his or her continuing education requirements; amending s. 514.011, F.S.; revising the term “private pool”; amending s. 514.0115, F.S.; prohibiting a portable pool from being regulated as a public pool in certain circumstances; amending s. 514.031, F.S.; requiring the Department of Health to conduct inspections of certain public pools with operating permits to ensure continued compliance with specified criteria; authorizing the department to adopt rules; specifying the department’s jurisdiction for purposes of inspecting certain public pools; specifying duties of local enforcement agencies regarding modifications and repairs made to certain public pools as a result of the department’s inspections; requiring the department to ensure that certain rules enforced by local enforcement agencies comply with the Florida Building Code; conforming a provision to changes made by the act; amending s. 514.05, F.S.; specifying that the department may deny, suspend, or revoke operating permits for certain pools and bathing places if certain plans, variances, or requirements of the Florida Building Code are violated; specifying that the department

may assess an administrative fine for violations by certain public pools and bathing places if certain plans, variances, or requirements of the Florida Building Code are violated; amending 553.512, F.S.; revising the membership of the Accessibility Advisory Council; amending s. 553.721, F.S.; directing the Florida Building Code Compliance and Mitigation Program to fund, from existing resources, the recommendations made by the Building Code System Uniform Implementation Evaluation Workgroup; providing a limitation; requiring that a specified amount of funds from the surcharge be used to fund certain Florida Fire Prevention Code informal interpretations; requiring the State Fire Marshal to adopt specified rules; amending s. 553.73, F.S.; authorizing local boards created to address specified issues to combine the appeals boards into a single local board; authorizing the local board to grant alternatives or modifications through specified procedures; requiring at least one member of a board to be a fire protection contractor, a fire protection design professional, a fire department operations professional, or a fire code enforcement professional in order to meet a specified quorum requirement; authorizing the appeal to a local administrative board of specified decisions made by a local fire official; specifying the decisions of the local building official and the local fire official which are subject to review; clarifying a provision; requiring the permitted installation or replacement of a water heater in a conditioned or attic space to include a water-level detection device; prohibiting the Florida Building Code from requiring more than one fire service access elevator in certain buildings; specifying when a 1-hour fire-rated fire service access elevator lobby is and is not required; providing that the requirement for a second fire service access elevator is not considered to be part of the Florida Building Code and does not take effect until a specified date; amending s. 553.775, F.S.; requiring the Florida Building Commission to coordinate with a specified organization to designate a review panel; providing panel membership; requiring each member to have experience interpreting or enforcing specified provisions; amending s. 553.79, F.S.; authorizing a building official to issue a permit for specified construction before the construction documents for the entire building or structure have been submitted; providing that the holder of such a permit proceeds at the holder’s own risk; requiring local enforcing agencies to permit and inspect modifications and repairs made to certain public pools and public bathing places as a result of the Department of Business and Professional Regulation’s inspections; amending s. 553.841, F.S.; authorizing the department to maintain, update, develop, or cause to be developed code-related training and education; removing provisions related to the development of advanced courses with respect to the Florida Building Code Compliance and Mitigation Program and the accreditation of courses related to the Florida Building Code; amending s. 553.842, F.S.; providing that Underwriters Laboratories, LLC, is an approved evaluation entity; amending s. 553.908, F.S.; requiring local enforcement agencies to accept duct and air infiltration tests conducted in accordance with certain guidelines by specified individuals; providing an effective date for mandatory blower door testing and mechanical ventilation; amending s. 633.202, F.S.; requiring all new high-rise and existing high-rise buildings to maintain a minimum radio signal strength for fire department communications; providing a transition period for compliance; requiring existing buildings and existing apartment buildings that are not in compliance with the requirements for minimum radio strength for fire department communications to initiate an application for an appropriate permit by a specified date; requiring areas of refuge to be required as determined by the Florida Building Code-Accessibility; amending s. 633.206, F.S.; authorizing the application of specified home environment provisions to existing assisted living facilities; amending s. 633.208, F.S.; authorizing a fire official to use the Fire Safety Evaluation System to identify low-cost alternatives for compliance; authorizing the use of the Fire Safety Evaluation System for board and care facilities on specified buildings; amending s. 633.336, F.S.; providing legislative findings; authorizing a specified fire protection contractor to subcontract with specified companies; requiring certain persons to be under contract with a licensed fire protection contractor; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; requiring a report to the Governor and the Legislature by a specified date; providing for membership; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; providing that members of the task force serve without compensation; authorizing the task force to meet as often as necessary; providing for future repeal of the task force; providing an effective date.

By the Committees on Transportation; and Banking and Insurance; and Senator Montford—

CS for CS for SB 1250—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.311, F.S.; authorizing a joint underwriting plan and the Florida Automobile Joint Underwriting Association to cancel certain insurance policies within a specified period under certain circumstances; prohibiting an insured from canceling certain insurance policies within a specified period; providing exceptions; amending s. 627.727, F.S.; authorizing insurers to electronically provide a form to reject, or to select lower coverage amounts of, uninsured motorist vehicle coverage to a named insured; authorizing the named insured to sign the form electronically; specifying requirements for the format, storage, and preservation of an electronically signed form; amending s. 627.736, F.S.; revising the period during which the applicable fee schedule or payment limitation under Medicare applies with respect to certain personal injury protection insurance coverage; defining the term “service year”; deleting an obsolete date; amending s. 627.744, F.S.; revising the exemption from the preinsurance inspection requirements for private passenger motor vehicles to include certain leased vehicles; revising the list of documents that an insurer may require for purposes of the exemption; prohibiting the physical damage coverage on a motor vehicle from being suspended during the term of a policy due to the insurer’s option not to require certain documents; authorizing a payment of a claim to be conditioned if the insurer requires a document under certain circumstances; providing an effective date.

By the Committee on Fiscal Policy; and Senator Soto—

CS for SB 1270—A bill to be entitled An act relating to criminal justice; providing a short title; amending ss. 741.31, 784.047, and 784.0487, F.S.; providing enhanced criminal penalties for a third or subsequent violation of an injunction for protection against specified acts of violence or a foreign protection order issued under specified provisions; amending s. 775.15, F.S.; revising time limitations for the criminal prosecution of specified sexual battery offenses if the victim is 16 years of age or older; providing applicability; amending s. 847.0141, F.S.; removing the court’s discretion to impose a specified penalty for a first violation of sexting; requiring a minor cited for a first violation to sign and accept a citation to appear before juvenile court or, in lieu of appearing in court, to complete community service work, pay a civil penalty, or participate in a cyber-safety program within a certain period of time, if such program is locally available; requiring the citation to be in a form prescribed by the issuing law enforcement agency; requiring such citation to include certain information; authorizing a court to order certain penalties under certain circumstances; authorizing a court to order specified additional penalties in certain circumstances; authorizing a law enforcement officer to issue a civil citation in lieu of criminal penalties; prohibiting the court from imposing incarceration; specifying that all court records and any information obtained or produced are confidential; providing retroactive application of confidentiality provisions for certain violations; conforming provisions to changes made by the act; requiring that a specified percentage of civil penalties received by a juvenile court be remitted by the clerk of court to the county commission to provide cyber-safety training for minors; requiring that the remaining percentage remain with the clerk of the court to cover administrative costs; amending s. 948.11, F.S.; authorizing the Department of Corrections or a local law enforcement agency to electronically monitor an offender under specified circumstances; amending s. 985.0301, F.S.; creating exclusive original jurisdiction in the circuit court when a child is alleged to have committed a noncriminal violation that is assigned to juvenile court; providing an effective date.

By the Committees on Appropriations; and Military and Veterans Affairs, Space, and Domestic Security; and Senator Bean—

CS for CS for SB 1296—A bill to be entitled An act relating to military and veterans affairs; creating the Military and Overseas Voting Assistance Task Force within the Department of State; specifying membership of the task force; authorizing reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring submission of a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing for staffing; providing legislative findings regarding continuing education for veterans of the United States Armed Forces; providing legislative intent for the State Board of Education and the Board of Governors of the State

University System to work collaboratively to align existing degree programs at state universities and Florida College System institutions, train faculty, incorporate outreach services into existing disability services, facilitate statewide meetings for personnel, and provide sufficient courses and priority registration to veterans; amending s. 322.08, F.S.; requiring the application form for an original, renewal, or replacement driver license or identification card to include a voluntary checkoff authorizing veterans to request written or electronic information on federal, state, and local benefits and services for veterans; requiring the requested information to be delivered by a third-party provider; requiring the Department of Highway Safety and Motor Vehicles to report monthly to the Department of Veterans’ Affairs the names and mailing or e-mail addresses of veterans who request information; requiring the Department of Veterans’ Affairs to disseminate veteran contact information to the third-party provider; requiring that the third-party provider be a nonprofit organization; defining the term “nonprofit organization”; requiring that the Department of Veterans’ Affairs provide veteran contact information to the appropriate county or city veteran service officer; specifying that a third-party provider may use veteran contact information only as authorized; prohibiting a third-party provider from selling veteran contact information; requiring a third-party provider to maintain confidentiality of veteran contact information under specified provisions; providing a penalty; providing an effective date.

By the Committees on Fiscal Policy; and Governmental Oversight and Accountability; and Senator Latvala—

CS for CS for SB 1304—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; authorizing the Chief Inspector General or his or her designee to retain legal counsel and issue and enforce subpoenas under certain circumstances; amending s. 20.055, F.S.; revising the definitions of the terms “agency head” and “state agency” to include the Office of Early Learning of the Department of Education; prescribing additional hiring requirements, employment qualifications, and terms of employment for inspectors general and staff of the office of inspector general; establishing the duty of specified persons and entities with respect to cooperation with an inspector general’s official duties; requiring contracts and other specified documents to contain a statement regarding compliance with an inspector general’s official duties; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Bradley—

CS for CS for SB 1306—A bill to be entitled An act relating to insurance fraud; repealing s. 400.993, F.S., relating to criminal penalties applicable to unlicensed health care clinics and the reporting of unlicensed health care clinics; amending s. 400.9935, F.S.; revising provisions related to unlawful, noncompensable, and unenforceable health care clinic charges or reimbursement claims; revising and providing criminal penalties for making unlawful charges, operating or failing to report an unlicensed clinic, filing false or misleading information related to a clinic license application, and other violations; defining the term “convicted”; amending s. 626.9894, F.S.; conforming provisions to changes made by the act; repealing s. 626.9895, F.S., relating to the establishment of a motor vehicle insurance fraud direct-support organization; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

By the Committees on Rules; Governmental Oversight and Accountability; and Criminal Justice; and Senator Latvala—

CS for CS for CS for SB 1324—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing exemptions from public records requirements for certain information related to active or former sworn or civilian law enforcement personnel and specified agency personnel, commissioners of the Florida Commission on Offender Review and specified commission personnel, current and former state attorneys, assistant state attorneys, statewide prosecutors, assistant statewide prosecutors, public defenders, assistant public defenders, criminal conflict and civil regional counsel, assistant criminal conflict and civil regional counsel, capital collateral regional counsel, and assistant capital collateral regional counsel and their spouses, children,

parents, siblings, or cohabitants; providing for retroactive application; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Ethics and Elections; and Senator Lee—

CS for SB 1360—A bill to be entitled An act relating to election reform; amending s. 97.021, F.S.; defining the term “address of legal residence”; amending s. 97.053, F.S.; requiring a voter registration application to include certain additional distinguishing information; specifying that an applicant’s failure to include additional distinguishing information on a voter registration application does not affect his or her qualifications to register or vote; amending s. 98.015, F.S.; providing that a list of valid addresses maintained by a supervisor of elections include certain additional distinguishing information; providing an effective date.

By the Committee on Appropriations; and Senator Simmons—

CS for SB 1362—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.56, F.S.; revising the list of offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; creating s. 16.62, F.S.; limiting the amount that the Department of Legal Affairs may spend annually to support specified recognition and awards programs, in addition to expenditures separately authorized by law; amending s. 409.9203, F.S.; specifying the distribution of certain funds recovered in Medicaid fraud actions; amending s. 501.203, F.S.; revising the term “violation of this part”; amending s. 501.204, F.S.; revising legislative intent; providing a directive to the Division of Law Revision and Information; creating s. 501.991, F.S.; providing legislative intent; creating s. 501.992, F.S.; defining terms; creating s. 501.993, F.S.; prohibiting bad faith assertions of patent infringement from being made; providing factors that a court may consider when determining whether an allegation was or was not made in bad faith; creating s. 501.994, F.S.; authorizing a court to require a patent infringement plaintiff to post a bond under certain circumstances; limiting the bond amount; authorizing the court to waive the bond requirement in certain circumstances; creating s. 501.995, F.S.; authorizing private rights of action for violations of this part; authorizing the court to award certain relief to prevailing plaintiffs; creating s. 501.996, F.S.; providing that a violation of part VII of ch. 501 is an unfair or deceptive trade practice; creating s. 501.997, F.S.; providing exemptions; amending s. 960.03, F.S.; revising the definition of the term “crime” for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term “disabled adult”; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to elderly persons or disabled adults who suffer a property loss that causes a substantial diminution in their quality of life in certain circumstances; revising the conditions under which elderly persons or disabled adults who suffer a property loss are eligible for an award; authorizing the department to deny, reduce, or withdraw a specified award upon finding that any claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing an effective date.

By the Committees on Fiscal Policy; Regulated Industries; and Health Policy; and Senator Hays—

CS for CS for CS for SB 1390—A bill to be entitled An act relating to public food service establishments; amending s. 509.013, F.S.; revising the definition of the term “public food service establishment” to exclude certain events; amending s. 509.032, F.S.; clarifying that a license is not required to be obtained if excluded under the definition of the term “public food service establishment”; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Lee—

CS for CS for SB 1402—A bill to be entitled An act relating to the organization of the Department of Financial Services; amending s. 20.121, F.S.; revising the divisions and functions of the department; authorizing the Chief Financial Officer to establish divisions, bureaus, or offices of the department; amending s. 110.205, F.S.; exempting certain positions within the department’s Division of Accounting and Auditing from career service requirements; amending s. 624.26, F.S.; conforming provisions to changes made by the act; amending s. 624.307, F.S.; providing powers and duties of the department’s Division of Consumer Services; authorizing the division to impose certain penalties; authorizing the department to adopt rules relating to the division; providing for construction; amending s. 624.502, F.S.; requiring that certain service of process fees be deposited into the Administrative Trust Fund; amending ss. 16.59, 400.9935, 409.91212, 440.105, 440.1051, 440.12, 624.521, 626.016, 626.989, 626.9891, 626.9892, 626.9893, 626.9894, 626.9895, 626.99278, 627.351, 627.711, 627.736, 627.7401, 631.156, 641.30, and 932.7055, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

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

CS for CS for SB 1444—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 472.015, F.S.; waiving the initial land surveying and mapping license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 493.6105, F.S.; requiring that the initial license application for private investigative, private security, and repossession services include payment of fingerprint processing and fingerprint retention fees; amending s. 493.6106, F.S.; deleting a requirement for additional documentation establishing state residency for private investigative, private security, and repossession service licenses; amending s. 493.6108, F.S.; directing the Department of Law Enforcement to retain fingerprints submitted for private investigative, private security, and repossession service licenses, to enter such fingerprints into the statewide automated biometric identification system and the national retained print arrest notification program, and to report any arrest record information to the Department of Agriculture and Consumer Services; directing the Department of Agriculture and Consumer Services to provide information about an arrest within the state to the agency that employs the licensee; amending s. 493.6113, F.S.; requiring a person holding a private investigative, private security, or repossession service license issued before a certain date to submit upon first renewal of the license a full set of fingerprints and a fingerprint processing fee to cover the cost of entering the fingerprints in the statewide automated biometric identification system; amending ss. 493.6115 and 493.6118, F.S.; conforming cross-references; amending s. 501.015, F.S.; waiving the initial health studio registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 501.605, F.S.; prohibiting the use of a mail drop as a street address for the principal location of a commercial telephone seller; amending s. 501.607, F.S.; waiving the initial salesperson license fees for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 507.03, F.S.; waiving the initial registration fee for an intrastate movers license for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 527.02, F.S.; waiving the original liquefied petroleum gas dealer license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 539.001, F.S.; waiving the initial pawnbroker license fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 559.904, F.S.; waiving the initial motor vehicle repair shop registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a business entity that has a majority ownership held by such a veteran or spouse; amending s. 559.928, F.S.; waiving the initial seller of travel registration fee for certain veterans of the United States Armed Forces, the spouses of such veterans, or a

business entity that has a majority ownership held by such a veteran or spouse; creating s. 570.695, F.S.; authorizing the department to issue Florida veteran identification cards; providing eligibility, application, and fee requirements; requiring that fee proceeds be deposited into the Division of Licensing Trust Fund; providing an appropriation and authorizing a position; amending s. 616.242, F.S.; deleting an obsolete provision allowing fair owners to post a bond rather than carry a certificate of insurance; exempting water-related amusement rides operated by lodging and food service establishments and membership campgrounds, amusement rides at private, membership-only facilities, and nonprofit permanent facilities from certain safety standards; authorizing owners or managers of amusement rides to use alternate forms to record employee training and ride inspections; amending s. 790.06, F.S.; requiring firearm course instructors to maintain records attesting to the use of live fire with specified firearms and ammunition by students in his or her physical presence; revising the initial and renewal fees for a concealed weapon or firearm license; providing that the notice of the suspension or revocation of a concealed weapon or firearm license or the suspension of the processing of an application for such license may be given by first-class mail or e-mail if personal service or service by certified mail is ineffective; requiring concealed weapon or firearm license renewals to include an affidavit submitted under oath and under penalty of perjury; amending s. 790.0625, F.S.; authorizing certain tax collector offices, upon approval and confirmation of license issuance by the Department of Agriculture and Consumer Services, to print and deliver concealed weapon or firearm licenses; amending s. 790.15, F.S.; prohibiting the recreational discharge of a firearm in certain residential areas; providing criminal penalties; providing exceptions; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Stargel—

CS for SB 1480—A bill to be entitled An act relating to extracurricular activities; amending s. 1006.20, F.S.; providing for review of the FHSAA's performance of duties; providing requirements regarding fees and admission prices; revising provisions regarding eligibility and transfer; providing procedures for resolving student eligibility disputes; requiring the Florida High School Athletic Association (FHSAA) to adopt guidelines, provide resources, and develop training courses relating to sports ethics; providing that member schools must meet certain requirements relating to the sports ethics guidelines, resources, and training courses provided by the FHSAA; revising the governing structure of the FHSAA; deleting provisions relating to the FHSAA's board of directors, representative assembly, public liaison advisory committee, and appeals committees; deleting requirements with respect to amendments to the FHSAA's bylaws; amending s. 1006.15, F.S.; establishing guiding principles for extracurricular activities; providing definitions; revising academic eligibility requirements; specifying grounds for student ineligibility for participation in interscholastic athletics; specifying conditions under which students who are enrolled in public schools, certain private schools, or home education programs may participate in the extracurricular activities of a public school; deleting obsolete provisions; amending s. 1006.16, F.S.; revising insurance requirements to include students who participate in nonathletic extracurricular activities; requiring that insurance coverage provided by district school boards for participants in extracurricular activities include certain students; amending s. 1006.19, F.S.; providing a period within which an audit of a nonprofit association's records must be provided to the Auditor General; requiring the Auditor General to conduct operational audits of the nonprofit association's accounts and records; amending s. 1002.20, F.S.; conforming cross-references; revising provisions related to participation in extracurricular activities; amending ss. 1002.33, F.S.; conforming cross-references; providing an effective date.

By the Committee on Appropriations; and Senator Brandes—

CS for SB 1534—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.701, F.S.; conforming a cross-reference to changes made by the act; amending s. 932.704, F.S.; requiring each state or local law enforcement agency that seizes property for the purpose of forfeiture to perform a specified periodic review at least annually and address deficiencies to ensure compliance with this act; prohibiting certain compensation or benefit to any law enforcement officer from being dependent upon attaining a quota of seizures; requiring a seizing agency to have certain written policies, procedures, and training to

comply with specified legal requirements; requiring the probable cause for seizure to be promptly reviewed by supervisory personnel; requiring the seizing agency's legal counsel to be timely notified and to conduct a specified review; requiring each seizing agency to have specified written policies and procedures for the prompt release of seized property under certain circumstances; requiring that settlement of any forfeiture actions be consistent with certain mandates and with the seizing agency's policy or directives; requiring specified training and maintenance of records for such training; amending s. 932.7055, F.S.; deleting a provision authorizing a seizing agency to retain seized property for its use; deleting an obsolete provision; requiring a law enforcement agency participating in certain forfeiture proceedings to submit a report to the Department of Law Enforcement on a periodic basis detailing specified information; making technical changes; creating s. 932.7061, F.S.; requiring each state or local law enforcement agency that seizes property for the purpose of forfeiture to complete an annual report; requiring certain information to be included in the annual report; requiring the report to be kept on file with the seizing agency for public access; amending ss. 322.34, 323.001, 328.07, and 817.625, F.S.; conforming cross-references; reenacting ss. 27.3451 and 874.08, F.S., relating to the State Attorney's Forfeiture and Investigative Support Trust Fund, and criminal gang activity, recruitment, and forfeiture, respectively, to incorporate the amendment made to s. 932.704, F.S., in references thereto; reenacting ss. 381.0081(5)(b), 895.09(2)(c), and 932.703(6)(b), F.S., relating to the allocations of proceeds from the sales of property in a migrant labor camp or residential migrant housing, the disposition of funds obtained through forfeiture proceedings, and the forfeiture of contraband articles, respectively, to incorporate the amendment made to s. 932.7055, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; Judiciary; and Appropriations—

CS for CS for SB 7070—A bill to be entitled An act relating to mental health and substance abuse; amending ss. 29.004, 39.001, 39.507, and 39.521, F.S.; conforming provisions to changes made by the act; amending s. 381.0056, F.S.; revising the definition of the term "emergency health needs"; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.453, F.S.; providing legislative intent regarding the development of programs related to substance abuse impairment by the Department of Children and Families; expanding legislative intent related to a guarantee of dignity and human rights to all individuals who are admitted to substance abuse treatment facilities; amending s. 394.455, F.S.; defining and redefining terms; deleting terms; amending s. 394.457, F.S.; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; deleting a requirement that the department establish minimum standards for personnel employed in mental health programs and provide orientation and training materials; amending s. 394.4573, F.S.; deleting a term; adding substance abuse care as an element of the continuity of care management system that the department must establish; deleting duties and measures of performance of the department regarding the continuity of care management system; amending s. 394.459, F.S.; extending a right to dignity to all individuals held for examination or admitted for mental health or substance abuse treatment; providing procedural requirements that must be followed to detain without consent an individual who has a substance abuse impairment but who has not been charged with a criminal offense; providing that individuals held for examination or admitted for treatment at a facility have a right to certain evaluation and treatment procedures; removing provisions regarding express and informed consent for medical procedures requiring the use of a general anesthetic or electroconvulsive treatment; requiring facilities to have written procedures for reporting events that place individuals receiving services at risk of harm; requiring service providers to provide information concerning advance directives to individuals receiving services; amending s. 394.4597, F.S.; specifying certain persons who are prohibited from being selected as an individual's representative; providing certain rights to representatives; amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as an individual's guardian advocate; providing guidelines for decisions of guardian advocates; amending s. 394.4599, F.S.; including health care surrogates and proxies as individuals who may act on behalf of an in-

dividual involuntarily admitted to a facility; requiring a receiving facility to give notice immediately of the whereabouts of a minor who is being held involuntarily to the minor's parent, guardian, caregiver, or guardian advocate; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous attempts to notify; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor's clinical record; amending s. 394.4615, F.S.; adding a condition under which the clinical record of an individual must be released to the state attorney; providing for the release of information from the clinical record to law enforcement agencies under certain circumstances; amending s. 394.462, F.S.; providing that a person in custody for a felony other than a forcible felony must be transported to the nearest receiving facility for examination; providing that a law enforcement officer may transport an individual meeting the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility at the individual's request; amending s. 394.4625, F.S.; providing criteria for the examination and treatment of an individual who is voluntarily admitted to a facility; providing criteria for the release or discharge of the individual; providing that a voluntarily admitted individual who is released or discharged and who is currently charged with a crime shall be returned to the custody of a law enforcement officer; providing procedures for transferring an individual to voluntary status and involuntary status; amending s. 394.463, F.S.; providing for the involuntary examination of a person for a substance abuse impairment; providing for the transportation of an individual for an involuntary examination; providing that a certificate for an involuntary examination must contain certain information; providing criteria and procedures for the release of an individual held for involuntary examination from receiving or treatment facilities; amending s. 394.4655, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary outpatient placement apply; providing guidelines for an attorney representing an individual subject to proceedings for involuntary outpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; requiring the court to consider certain information when determining whether to appoint a guardian advocate for the individual; requiring the court to inform the individual and his or her representatives of the individual's right to an independent expert examination with regard to proceedings for involuntary outpatient placement; amending s. 394.467, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary inpatient placement apply; adding addictions receiving facilities and detoxification facilities as identified receiving facilities; providing for first and second medical opinions in proceedings for placement for treatment of substance abuse impairment; providing guidelines for attorney representation of an individual subject to proceedings for involuntary inpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; setting standards for the court to accept a waiver of the individual's rights; requiring the court to consider certain testimony regarding the individual's prior history in proceedings; requiring the Division of Administrative Hearings to inform the individual and his or her representatives of the right to an independent expert examination; amending s. 394.4672, F.S.; providing authority of facilities of the United States Department of Veterans Affairs to conduct certain examinations and provide certain treatments; amending s. 394.47891, F.S.; expanding eligibility criteria for military veterans' and service-members' court programs; creating s. 394.47892, F.S.; authorizing counties to fund treatment-based mental health court programs; providing legislative intent; providing that pretrial program participation is voluntary; specifying criteria that a court must consider before sentencing a person to a postadjudicatory treatment-based mental health court program; requiring a judge presiding over a postadjudicatory treatment-based mental health court program to hear a violation of probation or community control under certain circumstances; providing that treatment-based mental health court programs may include specified programs; requiring a judicial circuit with a treatment-based mental health court program to establish a coordinator position, subject to annual appropriation by the Legislature; providing county funding requirements for treatment-based mental health court programs; authorizing the chief judge of a judicial circuit to appoint an advisory committee for the treatment-based mental health court program; specifying membership of the committee; amending s. 394.656, F.S.; revising the composi-

tion and duties of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee within the Department of Children and Families; requiring the department to create a grant review and selection committee; prescribing duties of the committee; authorizing a designated not-for-profit community provider to apply for certain grants; amending s. 394.875, F.S.; removing a limitation on the number of beds in crisis stabilization units; amending s. 394.9082, F.S.; defining the term "public receiving facility"; requiring the department to establish specified standards and protocols with respect to the administration of the crisis stabilization services utilization database; directing managing entities to require public receiving facilities to submit utilization data on a periodic basis; providing requirements for the data; requiring managing entities to periodically submit aggregate data to the department; requiring the department to adopt rules; requiring the department to annually submit a report to the Governor and the Legislature; prescribing report requirements; providing an appropriation to implement the database; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; specifying provisions that an advance directive may include; creating s. 765.406, F.S.; providing for execution of the mental health or substance abuse treatment advance directive; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment advance directive is valid upon execution even if a part of the advance directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the advance directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive executed in another state if it complies with the laws of this state; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in five specified judicial circuits; providing eligibility criteria for participation in the pilot program; providing legislative intent concerning the training of judges; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature; creating s. 944.805, F.S.; defining the terms "department" and "nonviolent offender"; requiring the Department of Corrections to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration; requiring that the program include intensive substance abuse treatment and rehabilitation programs; providing for the minimum length of service in the program; providing that any portion of a sentence before placement in the program does not count as progress toward program completion; identifying permissible locations for the operation of a reentry program; specifying eligibility criteria for a nonviolent offender's participation in the reentry program; requiring the department to screen and select eligible offenders for the program based on specified considerations; requiring the department to notify a nonviolent offender's sentencing court to obtain approval before the nonviolent offender is placed in the reentry program; requiring the department to notify the state attorney that an offender is being considered for placement in the program; authorizing the state attorney to file objections to placing the offender in the reentry program within a specified period; authorizing the sentencing court to consider certain factors when deciding whether to approve an offender for placement in a reentry program; requiring the sentencing court to notify the department of the court's decision to approve or disapprove the requested placement within a specified period; requiring a nonviolent offender to undergo an edu-

cational assessment and a complete substance abuse assessment if admitted into the reentry program; requiring an offender to be enrolled in an adult education program in specified circumstances; requiring that assessments of vocational skills and future career education be provided to an offender; requiring that certain reevaluation be made periodically; providing that a participating nonviolent offender is subject to the disciplinary rules of the department; specifying the reasons for which an offender may be terminated from the reentry program; requiring that the department submit a report to the sentencing court at least 30 days before a nonviolent offender is scheduled to complete the reentry program; specifying the issues to be addressed in the report; authorizing a court to schedule a hearing to consider any modification to an imposed sentence; requiring the sentencing court to issue an order modifying the sentence imposed and placing a nonviolent offender on drug offender probation if the nonviolent offender's performance is satisfactory; authorizing the court to revoke probation and impose the original sentence in specified circumstances; authorizing the court to require an offender to complete a postadjudicatory drug court program in specified circumstances; directing the department to implement the reentry program using available resources; authorizing the department to enter into contracts with qualified individuals, agencies, or corporations for services for the reentry program; requiring offenders to abide by department conduct rules; authorizing the department to impose administrative or protective confinement as necessary; providing that the section does not create a right to placement in the reentry program or any right to placement or early release under supervision of any type; providing that the section does not create a cause of action related to the program; authorizing the department to establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; requiring the department to develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and to report on recidivism in an annual report; requiring the department to submit an annual report to the Governor and Legislature detailing the extent of implementation of the reentry program, specifying requirements for the report; requiring the department to adopt rules; providing that specified provisions are not severable; amending s. 948.08, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a pretrial intervention program; amending s. 948.16, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a misdemeanor pretrial veterans' treatment intervention program; amending s. 948.21, F.S.; authorizing a court to impose certain conditions on certain probationers or community controllees; amending ss. 1002.20 and 1002.33, F.S.; requiring public school and charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing circumstances under which notification may be delayed; requiring district school boards and charter school governing boards to develop notification policies and procedures; amending ss. 39.407, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 397.311, 397.702, 397.94, 402.3057, 409.1757, 409.972, 744.704, and 790.065, F.S.; conforming cross-references; repealing ss. 397.601, 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977, F.S.; reenacting ss. 394.4685(1), and 394.469(2), F.S., to incorporate the amendment made to s. 394.4599, F.S., in references thereto; providing effective dates.

By the Committees on Fiscal Policy; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 7076—A bill to be entitled An act relating to military and veteran support; amending s. 288.980, F.S.; revising the definition of the term "activities"; removing the requirement that an applicant to the Defense Infrastructure Grant Program provide matching funds of a certain amount; amending s. 292.10, F.S.; revising the categories of veterans eligible to receive assistance from local governing bodies; amending s. 455.213, F.S.; requiring the Department of Business and

Professional Regulation to waive initial professional licensing fees for a veteran who has received a general discharge under honorable conditions; requiring the Department of Veterans' Affairs to create, in consultation with the Department of Agriculture and Consumer Services, a section in the Florida Veterans' Benefits Guide on agricultural farming opportunities for veterans; prescribing requirements; requiring the Department of Highway Safety and Motor Vehicles and the Department of Military Affairs to create a pilot program for commercial driver license testing for qualified members of the Florida National Guard by a specified date; requiring that such testing be conducted at certain locations; providing for funding; providing an effective date.

By the Committees on Fiscal Policy; and Children, Families, and Elder Affairs—

CS for SB 7078—A bill to be entitled An act relating to child welfare; amending s. 39.2015, F.S.; authorizing critical incident rapid response teams to review cases of child deaths occurring during an open investigation; requiring the advisory committee to meet quarterly and submit quarterly reports; amending s. 39.3068, F.S.; requiring case staffing when medical neglect is substantiated; amending s. 383.402, F.S.; requiring an epidemiological child abuse death assessment and prevention system; providing intent for the operation of and interaction between the state and local death review committees; limiting members of the state committee to terms of 2 years, not to exceed three consecutive terms; requiring the committee to elect a chairperson and authorizing specified duties of the chairperson; providing for per diem and reimbursement of expenses; specifying duties of the state committee; deleting obsolete provisions; providing for the convening of county or multicounty local review committees and support by the county health department directors; specifying membership and duties of local review committees; requiring the state review committee to submit an annual statistical report to the Governor and the Legislature; identifying the required content for the report; specifying that certain responsibilities of the Department of Children and Families are to be administered at the regional level, rather than at the district level; amending s. 409.977, F.S.; authorizing Medicaid managed care specialty plans to serve specified children; amending s. 409.986, F.S.; revising legislative intent to require community-based care lead agencies to give priority to the use of evidence-based and trauma-informed services; amending s. 409.988; requiring lead agencies to give priority to the use of evidence-based and trauma-informed services; amending s. 435.02, F.S.; redefining a term; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability—

CS for SB 7082—A bill to be entitled An act relating to death benefits under the Florida Retirement System; amending s. 121.091, F.S.; authorizing payment of death benefits to the surviving spouse or children of a Special Risk Class member killed in the line of duty under specified circumstances; specifying eligibility; amending s. 121.571, F.S.; conforming provisions to changes made by the act; amending s. 121.591, F.S.; authorizing payment of death benefits to the surviving spouse or surviving children of a Special Risk Class member in the investment plan; establishing qualifications and eligibility requirements in order to receive such benefits; prescribing the method of calculating the benefit; specifying circumstances under which benefit payments are terminated; creating s. 121.5912, F.S.; providing legislative intent; requiring the State Board of Administration or the Division of Retirement to take certain action upon receipt of notification of disqualification from the Internal Revenue Service; authorizing the state board and the Department of Management Services to adopt rules; creating s. 121.735, F.S.; providing for allocations for death benefits authorized by the act; amending ss. 121.71, 121.74, and 121.75, F.S.; conforming cross-references to changes made by the act; requiring the State Board of Administration to transfer moneys to fund survivor benefit payments under specified circumstances; adjusting employer contribution rates in order to fund changes made by the act; providing a directive to the Division of Law Revision and Information; declaring that the act fulfills an important state interest; providing an appropriation; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **CS for SB 426, CS for SB 428, and SB 430** which he approved on April 16, 2015.

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>
Board of Acupuncture Appointees: Moreau, Steve, Longwood Simmons Brown, Michelle A., Estero	10/31/2017 10/31/2015
Board of Architecture and Interior Design Appointees: Costoya, Francisco, Jr., Confidential pursuant to s. 119.071(4), F.S. Fishburne, Kenan Ann, Quincy O'Doski, Ivette Arango, Coral Gables	10/31/2018 10/31/2018 10/31/2018
Regulatory Council of Community Association Managers Appointee: Riddle, Lisa Ann, Boynton Beach	10/31/2016
Board of Trustees of Chipola College Appointee: Padgett, John W., Marianna	05/31/2018
Board of Trustees of Miami-Dade College Appointee: Leon, Benjamin, III, Coral Gables	05/31/2018
Board of Trustees of Palm Beach State College Appointee: Dowd, John W., III, Lake Worth	05/31/2018
Board of Trustees for the Florida School for the Deaf and the Blind Appointees: DiGonzalez, Linda, Confidential pursuant to s. 119.071(4), F.S. Hadley, Ralph V., III, Altamonte Springs	02/07/2019 11/20/2017
Florida Elections Commission Appointee: Scott, Thomas, Tampa	12/31/2016
Electrical Contractors' Licensing Board Appointee: Cannava, John E., North Palm Beach	10/31/2018
Board of Professional Geologists Appointee: Dale, Mervin W., Fort White	10/31/2017
Citrus County Hospital Board Appointee: Wallis, B. Jeffrey, Crystal River	07/07/2016
Florida Inland Navigation District Appointees: Donaldson, Don G., Fort Pierce Isiminger, Charles C., North Palm Beach	01/09/2019 01/09/2019
Investment Advisory Council Appointees: Daniels, Leslie B., Palm Beach Jones, J. Robert, Jr., Winter Park Price, Michael F., New York	12/12/2018 02/01/2019 12/12/2018
Governor's Mansion Commission Appointee: Bear, Belle Y., Pensacola	09/30/2018
Board of Nursing Appointee: Forst, Diana Orantes, Palm City	10/31/2018
Board of Occupational Therapy Practice Appointee: Spafford, James F., Loxahatchee	10/31/2018

Office and Appointment

*For Term
Ending*

Board of Physical Therapy Practice Appointee: Pabian, Patrick S., Orlando	10/31/2018
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc. Appointee: Hunter, Donald C., Naples	09/30/2017
North Central Florida Regional Planning Council, Region 3 Appointees: Montgomery, James H., Lake City Webb, T. Daniel, Lake Butler	10/01/2016 10/01/2015
Treasure Coast Regional Planning Council, Region 10 Appointee: Llano, Mark Allen, Lake Worth	10/01/2015
South Florida Regional Planning Council, Region 11 Appointee: Goldberg, Cary A., Deerfield Beach	10/01/2015
Jacksonville Transportation Authority Appointee: Jolly, Arezou C., Jacksonville	05/31/2018
Governing Board of the Southwest Florida Water Management District Appointee: Senft, H. Paul, Jr., Haines City	03/01/2019
Governing Board of the Suwannee River Water Management District Appointee: Brown, Kevin W., Alachua	03/01/2019
Board of Trustees, Florida Atlantic University Appointee: Dennis, Michael T.B., Palm Beach	01/06/2020
Board of Trustees, University of Central Florida Appointee: Garvy, Robert A., Palm Beach	01/06/2020
Board of Trustees, Florida Gulf Coast University Appointee: Spilker, Christian M., Naples	01/06/2020
Board of Trustees, New College of Florida Appointee: Johnston, William R., Bradenton	01/06/2020
Board of Trustees, Florida Polytechnic University Appointee: Scaringe, Robert P., Rockledge	06/30/2017
Board of Trustees, University of North Florida Appointees: Munoz, Oscar, Ponte Vedra Beach Tanzler, Hans G., III, Confidential pursuant to s. 119.071(4), F.S.	01/06/2020 01/06/2020
Board of Trustees, University of South Florida Appointees: Lamb, Brian D., Tampa Zimmerman, Jordan, Boca Raton	01/06/2020 01/06/2020

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 5, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Civil Justice Subcommittee and Representative(s) Passidomo, Rodriguez, J., Ahern, Artiles, Combee—

CS for CS for CS for HB 5—A bill to be entitled An act relating to guardianship proceedings; amending s. 709.2109, F.S.; requiring the filing of a motion before termination or suspension of a power of attorney

in proceedings to determine a principal's incapacity or for appointment of a guardian advocate under certain circumstances; amending ss. 744.107 and 744.1075, F.S.; authorizing a court to appoint the office of criminal conflict and civil regional counsel as a court monitor in guardianship proceedings; amending s. 744.108, F.S.; providing that fees and costs incurred by an attorney who has rendered services to a ward in compensation proceedings are payable from guardianship assets; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; requiring a person offering expert testimony to provide notice to interested persons; providing that expert witness fees are recoverable by the prevailing interested person; amending s. 744.3025, F.S.; providing that a court may appoint a guardian ad litem to represent a minor if necessary to protect the minor's interest in a settlement; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.3031, F.S.; requiring notification of an alleged incapacitated person and such person's attorney of a petition for appointment of an emergency temporary guardian before a hearing on the petition commences; prohibiting the payment of the emergency temporary guardian's final fees and his or her final attorney fees until the final report is filed; amending s. 744.309, F.S.; providing that certain for-profit corporations may act as guardian of a person; providing conditions; requiring the posting and maintenance of a fiduciary bond; limiting liability; requiring the corporation to maintain certain insurance coverage; providing for certain grandfathered guardianships; amending s. 744.3115, F.S.; directing the court to specify authority for health care decisions with respect to a ward's advance directive; amending s. 744.312, F.S.; prohibiting a court from giving preference to the appointment of certain persons as guardians; providing requirements for the appointment of professional guardians; amending s. 744.3203, F.S.; providing grounds for filing a motion for suspension of a power of attorney before determination of incapacity; providing criteria for such motion; requiring a hearing under certain conditions; providing for the award of attorney fees and costs; amending s. 744.331, F.S.; directing the court to consider certain factors when determining incapacity; requiring that the examining committee be paid from state funds as court-appointed expert witnesses if a petition for incapacity is dismissed; requiring that a petitioner reimburse the state for such expert witness fees if the court finds the petition to have been filed in bad faith; amending s. 744.344, F.S.; providing conditions under which the court is authorized to appoint an emergency temporary guardian; amending s. 744.345, F.S.; revising provisions relating to letters of guardianship; creating s. 744.359, F.S.; prohibiting abuse, neglect, or exploitation of a ward by a guardian; requiring reporting thereof to the Department of Children and Families central abuse hotline; providing for interpretation; amending s. 744.361, F.S.; providing additional powers and duties of a guardian; amending s. 744.367, F.S.; revising the period during which a guardian must file an annual guardianship plan with the court; amending s. 744.369, F.S.; providing for the continuance of a guardian's authority to act under an expired annual report under certain circumstances; amending s. 744.3715, F.S.; providing that an interested party may petition the court regarding a guardian's failure to comply with the duties of a guardian; amending s. 744.464, F.S.; establishing the burden of proof for determining restoration of capacity of a ward in pending guardianship cases; requiring a court to advance such cases on the calendar; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Bob Ward, Clerk

By Government Operations Subcommittee and Representative(s) Passidomo, Rodríguez, J.—

CS for HB 7—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; providing an exemption from public records requirements for records relating to the settlement of a claim on behalf of a minor or ward; authorizing a guardian ad litem, a ward, a minor, and a minor's attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a minor or ward, upon a

showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a minor or ward, in connection with real property or for other purposes; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 21 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Hager, Harrell, Berman, Lee, Magar, Mayfield, Moraitis, Rodrigues, R., Rooney—

CS for CS for HB 21—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish procedures for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of owners, directors, and chief financial officers of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for falsely advertising a recovery residence as a "certified recovery residence"; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for falsely advertising oneself as a "certified recovery residence administrator"; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list upon written request to the department; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to a certified recovery residence or a recovery residence owned and operated by the licensed service provider; defining the term "refer"; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 27 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Highway & Waterway Safety Subcommittee and Representative(s) Gaetz, Workman, Artilles, Baxley, Burgess, Campbell, Costello, Ingoglia, Ingram, Perry, Santiago—

CS for HB 27—A bill to be entitled An act relating to driver licenses and identification cards; amending ss. 322.051, 322.08, and 322.14, F.S.;

providing for the Department of Highway Safety and Motor Vehicles to accept a military identification card to meet certain requirements for the issuance of a driver license or identification card; authorizing the word "Veteran" to be exhibited on the driver license or identification card of a veteran; providing applicability; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 41, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee, Education Appropriations Subcommittee, Local Government Affairs Subcommittee and Representative(s) Metz, Costello, Santiago, Slosberg—

CS for CS for CS for HB 41—A bill to be entitled An act relating to hazardous walking conditions; providing a short title; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; authorizing a district school superintendent to initiate a formal request for correction of a hazardous walking condition; authorizing a district school board to initiate a declaratory judgment proceeding under certain circumstances and providing requirements therefor; requiring a district school board to provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its transportation work program; providing requirements relating to a civil action for damages; providing that certain interlocal agreements that meet specified criteria are not prohibited under this section; amending s. 1012.45, F.S.; providing that a district school board may implement a safe driver toll-free telephone hotline for specified purposes; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 79 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Cummings—

CS for HB 79—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term "public receiving facility"; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 87 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Business & Professions Subcommittee, Civil Justice Subcommittee and Representative(s) Passidomo, Baxley, Mayfield, Wood—

CS for CS for CS for HB 87—A bill to be entitled An act relating to construction defect claims; amending s. 558.001, F.S.; revising legislative intent; amending s. 558.002, F.S.; revising the definition of the term "completion of a building or improvement"; amending s. 558.004, F.S.; providing additional requirements for a notice of claim; revising requirements for a response; revising provisions relating to production of certain records; amending ss. 718.203 and 719.203, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 105 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Government Operations Subcommittee and Representative(s) Eagle, Campbell—

CS for HB 105—A bill to be entitled An act relating to publicly funded retirement programs; amending s. 175.041, F.S.; revising applicability of the Marvin B. Clayton Firefighters Pension Trust Fund Act; providing that any municipality that provides fire protection services to a municipal services taxing unit under an interlocal agreement is eligible to receive property insurance premium taxes; authorizing a county to enact an ordinance levying a tax on behalf of the municipal services taxing unit receiving fire services; amending s. 175.101, F.S.; authorizing a municipal services taxing unit that enters into an interlocal agreement for fire protection services with another municipality to impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring municipal services taxing units to provide the Division of Retirement of the Department of Management Services with a certified copy of the ordinance assessing and imposing certain taxes; amending ss. 175.122 and 175.351, F.S.; revising provisions relating to the limitation of disbursement to conform to changes made by the act; amending s. 175.411, F.S.; authorizing a municipal services taxing unit, under certain conditions, to revoke its participation and cease to receive property insurance premium taxes; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 133 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Civil Justice Subcommittee and Representative(s) Plasencia, Adkins, Broxson, Burgess, Burton, Cortes, B., Cortes, J., Costello, Eisnagle, Harrell, Jacobs, Latvala, Lee, Mayfield, Moskowitz, Pafford, Plakon, Raschein, Rehwinkel Vasilinda, Rooney, Sullivan, Van Zant—

CS for HB 133—A bill to be entitled An act relating to sexual offenses; providing a short title; amending s. 775.15, F.S.; revising time limitations for the criminal prosecution of specified sexual battery offenses if the victim is 16 years of age or older; providing applicability; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 157 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Passidomo, Adkins, Edwards, Harrell—

CS for CS for CS for HB 157—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term "business entity"; amending s. 817.02, F.S.; providing for restitution to victims for certain victim out-of-pocket costs; providing for a civil cause of action for certain victims; creating s. 817.032, F.S.; defining the term "victim"; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing an exception; providing for verification of a victim's identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide or decline to provide information in certain circumstances; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; amending and renumbering ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; making editorial changes; amending s. 817.15, F.S.; substituting the term "business entity" for the term "corporation"; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term "business entity" for the term "corporation"; amending s. 817.40, F.S.; specifying that the term "misleading advertising" includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term "business entity" for the term "corporation"; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; creating s. 817.414, F.S.; prohibiting the sale of counterfeit security company signs or decals; providing criminal penalties; amending s. 817.481, F.S.; revising a catchline; making technical changes; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 173 by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Goodson, Campbell—

HB 173—A bill to be entitled An act relating to property tax exemptions; amending s. 196.202, F.S.; increasing the property tax exemption

for residents who are widows, widowers, blind, or totally and permanently disabled; providing applicability; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 185 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Bob Ward, Clerk

By Local & Federal Affairs Committee, Government Operations Subcommittee, Veteran & Military Affairs Subcommittee and Representative(s) Gaetz, Artiles, Rehwinkel Vasilinda—

CS for CS for CS for HB 185—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms "identification and location information" and "servicemember"; providing an exemption from public records requirements for identification and location information of servicemembers and the spouses and dependents of servicemembers; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 193 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Broxson, Baxley, Harrell, Moskowitz, Peters, Rouson, Van Zant—

HB 193—A bill to be entitled An act relating to the Crime Stoppers Trust Fund; amending s. 16.555, F.S.; authorizing a county that is awarded a grant from the trust fund to use such funds for the purchase and distribution of promotional items; making technical changes; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 197 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Metz, Artiles, Watson, C.—

CS for CS for HB 197—A bill to be entitled An act relating to tracking devices or tracking applications; creating s. 934.425, F.S.; providing definitions; prohibiting the installation of a tracking device or tracking application without the person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions; providing criminal penalties; amending s. 493.6118, F.S.; providing that violations of the prohibition on installation of tracking devices and tracking applications by private investigative, private security, and repossession services are grounds for disciplinary action, to which penalties apply; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 209 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Finance & Tax Committee, Local Government Affairs Subcommittee and Representative(s) Artilles, Avila, Diaz, M., Drake, Eisnaugle—

CS for CS for HB 209—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; providing for application of funds if a local government entity receiving a share of the surtax is unable to further reduce ad valorem taxes; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 241 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Trumbull, Eisnaugle, Perry, Rooney—

HB 241—A bill to be entitled An act relating to personal flotation devices; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring that personal flotation devices be used in accordance with the United States Coast Guard approval label during operation of certain vessels or personal watercraft or while engaged in water skiing, parasailing, aquaplaning, and similar activities; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 243 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Quality Subcommittee and Representative(s) Roberson, K., Baxley—

CS for HB 243—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; requiring the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; providing responsibility of a funeral director for provision of electronic burial-transit permits or manually produced permits; providing responsibility of the subregistrar for manually filed paper death records; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; requiring a funeral director to file a death or fetal death certificate with the department, rather than with the local registrar; amending s.

382.0135, F.S.; requiring the department to electronically notify the United States Social Security Administration of deaths in the state; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 269 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee, Health Innovation Subcommittee and Representative(s) Pilon, Adkins, Ahern, Artilles, Drake, Edwards, Harrison, Magar, Mayfield, Wood—

CS for CS for HB 269—A bill to be entitled An act relating to experimental treatments for terminal conditions; creating s. 499.0295, F.S.; providing a short title; providing definitions; providing conditions for a manufacturer to provide certain drugs, products, or devices to an eligible patient; specifying insurance coverage requirements and exceptions; providing conditions for provision of certain services by a hospital or health care facility; providing immunity from liability; providing protection from disciplinary or legal action against a physician who makes certain treatment recommendations; providing that a cause of action may not be asserted against the manufacturer of certain drugs, products, or devices or a person or entity caring for a patient using such drug, product, or device under certain circumstances; providing applicability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 279, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Innovation Subcommittee and Representative(s) Pigman, Pilon—

CS for HB 279—A bill to be entitled An act relating to pharmacy; amending s. 465.189, F.S.; authorizing a registered intern under the supervision of a pharmacist to administer specified vaccines to an adult; revising which vaccines may be administered by a pharmacist or registered intern under the supervision of a pharmacist; requiring a specified ratio for such supervision; requiring a registered intern seeking to administer vaccines to be certified to administer such vaccines and to complete a minimum amount of coursework; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 305 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Harrison, Broxson, Edwards—

CS for CS for HB 305—A bill to be entitled An act relating to unlawful detention by a transient occupant; creating s. 82.045, F.S.; defining the term "transient occupant"; providing factors that establish a transient occupancy; providing for removal of a transient occupant by a law enforcement officer; providing a cause of action for wrongful removal; limiting actions for wrongful removal; providing a civil action for removal of a transient occupant; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 307 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Civil Justice Subcommittee and Representative(s) Latvala—

CS for CS for HB 307—A bill to be entitled An act relating to mobile homes; amending s. 73.072, F.S.; conforming a cross-reference; amending s. 723.003, F.S.; providing definitions; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to approve training and educational programs for board members of mobile home owners' associations; providing duties of the division; providing requirements for education curriculum information for board member and mobile home owner training; amending s. 723.023, F.S.; revising mobile home owner's general obligations; amending s. 723.031, F.S.; conforming a cross-reference; amending s. 723.037, F.S.; providing and revising requirements for lot rental increases; amending s. 723.059, F.S.; revising provisions relating to rights of purchasers of lifetime leases; amending s. 723.0611, F.S.; providing for the removal of a member of the board of directors under certain conditions; amending s. 723.078, F.S.; revising provisions with respect to the bylaws of homeowners' associations; revising quorum and voting requirements; revising provisions relating to board of directors, committee, and member meetings; providing requirements for meeting minutes; revising requirements for the amendment of articles of incorporation and bylaws; revising requirements for the recall of board members; creating s. 723.1255, F.S.; providing requirements for the alternative resolution of recall disputes; creating s. 723.0781, F.S.; specifying certification or educational requirements for a newly elected or appointed board member; amending s. 723.079, F.S.; revising and providing requirements relating to the official records of the association; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 329 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Highway & Waterway Safety Subcommittee and Representative(s) Ingram, Rehwinkel Vasilinda—

CS for CS for HB 329—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue Combat Action Ribbon, Air Force Combat Action Medal, Distinguished Flying Cross, World War II Veteran, Woman Veteran, Navy Combat Veteran, Marine Corps Combat Veteran, Air Force Combat Veteran, and Navy Submariner license plates; specifying qualifications and requirements for the plates; providing for the use of proceeds from the sale of the plates; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 361, as amended, by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Bob Ward, Clerk

By Local & Federal Affairs Committee, Finance & Tax Committee and Representative(s) Trumbull, Smith, Artiles, Baxley, Broxson, Burgess, Drake, Gaetz, McGhee, Perry—

CS for CS for HB 361—A bill to be entitled An act relating to military housing ad valorem tax exemptions; amending s. 196.199, F.S.; providing that certain leasehold interests and improvements to land owned by the United States, a branch of the United States Armed Forces, or any agency or quasi-governmental agency of the United States are exempt from ad valorem taxation under specified circumstances; providing that such leasehold interests and improvements are entitled to an exemption from ad valorem taxation without an application being filed for the exemption or the property appraiser approving the exemption; providing nonapplicability with respect to transient public lodging establishments and certain existing agreements for municipal services by municipalities and counties; providing retroactive applicability; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Finance and Tax; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 369 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Transportation & Ports Subcommittee and Representative(s) Kerner, Spano, Antone, Berman, Boyd, Fitzenhagen, Hager, Harrell, Hill, Mayfield, Miller, Murphy, Pafford, Perry, Pilon, Powell, Pritchett, Raulerson, Rehwinkel Vasilinda, Rooney, Slosberg, Van Zant, Watson, C.—

CS for CS for HB 369—A bill to be entitled An act relating to human trafficking; creating s. 787.08, F.S.; providing legislative findings; requiring the Department of Transportation to display human trafficking public awareness signs at specified locations; providing the form and content of such signs; providing a limit on expenditures; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 371 and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Appropriations Committee, Government Operations Subcommittee and Representative(s) Raulerson, Raburn—

CS for CS for CS for HB 371—A bill to be entitled An act relating to agency inspectors general; amending s. 20.055, F.S.; revising definitions; providing additional hiring requirements, employment qualifications, and terms of employment for inspectors general and staff; establishing the duty of specified persons and entities with respect to cooperation with an inspector general's official duties; requiring contracts and other specified documents to contain a statement regarding compliance with an inspector general's official duties; amending s. 14.32, F.S.; authorizing the Chief Inspector General to retain legal counsel and issue and enforce subpoenas under certain circumstances; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 437 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Civil Justice Subcommittee, Children, Families & Seniors Subcommittee and Representative(s) Adkins, Albritton, Artiles, Van Zant—

CS for CS for HB 437—A bill to be entitled An act relating to guardians for dependent children who are developmentally disabled or incapacitated; amending s. 39.6251, F.S.; requiring the continued review of the necessity of guardianships for young adults; amending s. 39.701, F.S.; requiring an updated case plan developed in a face-to-face conference with the child, if appropriate, and other specified persons; providing requirements for the Department of Children and Families when a court determines that there is a good faith basis to appoint a guardian advocate, limited guardian, or plenary guardian for the child and that no less restrictive decisionmaking assistance will meet the child's needs; requiring the department to provide specified information if another interested party or participant initiates proceedings for the appointment of a guardian advocate, plenary guardian, or limited guardian for the child; requiring that proceedings seeking appointment of a guardian advocate or a determination of incapacity and the appointment of a guardian be conducted in a separate proceeding in guardianship court; amending s. 393.12, F.S.; providing that the guardianship court has jurisdiction over proceedings for appointment of a guardian advocate if petitions are filed for certain minors who are subject to chapter 39, F.S., proceedings if such minors have attained a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order appointing a guardian advocate must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted separately from any other proceeding; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under chapter 39, F.S., the parents may act as natural guardians unless the court finds that it is not in the child's best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the guardianship court to initiate proceedings for appointment of guardians for certain minors who are subject to chapter 39, F.S., proceedings if petitions are filed and if such minors have reached a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order of adjudication and letters of limited or plenary guardianship must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted separately from any other proceeding; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 439 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Eisnagle, Wood—

CS for CS for CS for HB 439—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.56, F.S.; revising the list of offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; creating s. 16.62, F.S.; authorizing the Department of Legal Affairs to expend a specified amount annually for certain recognition and awards programs; amending s. 409.9203, F.S.; specifying the distribution of certain funds recovered in Medicaid fraud actions; amending ss. 501.203 and 501.204, F.S.; updating references for purposes of the Florida Deceptive and Unfair Trade Practices Act; amending s. 960.03, F.S.; revising the definition of the term "crime" for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term "disabled adult"; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to an elderly person or disabled adult who suffers a property loss that causes a substantial diminution in his or her quality of life in certain circumstances; revising the conditions under which such persons are eligible for awards; authorizing the department to deny, reduce, or

withdraw a specified award upon finding that a claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 453, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Government Operations Appropriations Subcommittee, Civil Justice Subcommittee and Representative(s) Eisnagle—

CS for CS for HB 453—A bill to be entitled An act relating to timeshares; amending s. 721.05, F.S.; revising a definition; amending s. 721.07, F.S.; revising requirements for amendments made to a timeshare instrument; revising requirements for public offering statements; amending s. 721.08, F.S.; revising compliance requirements for the release of certain escrow funds; creating s. 721.125, F.S.; providing for the extension or termination of timeshare plans under certain conditions; providing applicability; amending s. 721.14, F.S.; authorizing an owners' association and a managing entity to agree to certain conditions related to the discharge of the managing entity; providing for the transfer of specified reservation system data upon the termination of the managing entity; providing that reasonable costs incurred by the terminated managing entity in effecting the transfer of certain information shall be reimbursed as a common expense; amending s. 721.52, F.S.; revising definitions; amending s. 721.53, F.S.; revising requirements with respect to subordination instruments; deleting a requirement relating to court approval of trustee dispositions of multisite timeshare trust property; providing that a vote of the voting interests of a multisite timeshare plan is not required for substitution or automatic deletion of multisite timeshare trust property; repealing s. 721.54, F.S., relating to terms of nonspecific multisite timeshare plans; amending s. 721.55, F.S.; revising disclosure requirements for a multisite timeshare plan public offering statement; amending s. 721.551, F.S.; revising disclosure requirements for multisite timeshare plan purchaser public offering statements; amending s. 721.552, F.S.; revising requirements relating to substitutions and deletions of component site accommodations or facilities; amending s. 721.56, F.S.; deleting provisions relating to the transfer of specified reservation system data upon the termination of managing entity and costs incurred by the terminated managing entity; amending s. 721.57, F.S.; revising language with respect to timeshare estates in multisite timeshare plans; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 461 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Sullivan, Moraitis, Campbell—

HB 461—A bill to be entitled An act relating to independent nonprofit higher educational facilities financing; amending s. 243.52, F.S.; revising the definition of the term "project" for purposes of the Higher Educational Facilities Financing Act; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 465 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Spano, Kerner, Artiles, Campbell, Clarke-Reed, Edwards, Hager, Harrell, Hill, Murphy, Perry, Pilon, Rehwinkel Vasilinda, Watson, C.—

CS for CS for HB 465—A bill to be entitled An act relating to human trafficking; amending s. 796.07, F.S.; providing enhanced criminal penalties for soliciting another to commit prostitution and similar offenses; requiring persons convicted of such offenses to perform community service and pay for and attend an education program; requiring the court to impose minimum mandatory terms of incarceration for persons convicted two or more times of soliciting another to commit prostitution and similar offenses; providing for impoundment of a vehicle used in soliciting another to commit prostitution and similar offenses; providing an opportunity for owners to prevent the impoundment or immobilization in certain circumstances; amending s. 943.0583, F.S.; providing that any court in the circuit in which the petitioner was arrested may expunge the criminal history record of a victim of human trafficking; requiring a judge to allow an advocate to be present with a human trafficking victim in an expunction hearing in certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 467 by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Spano, Artiles, Harrell, Hill, Murphy, Perry, Pilon, Rehwinkel Vasilinda, Watson, C.—

HB 467—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 469, as amended, by the required Constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Spano, Artiles, Campbell, Harrell, Hill, Murphy, Perry, Pilon, Rehwinkel Vasilinda—

HB 469—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation held by an agency; providing exceptions; providing for future legislative review and repeal of the exemption; providing applicability; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the loca-

tion of residential facilities serving adult victims of human trafficking involving commercial sexual activity; providing exceptions; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 471 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Highway & Waterway Safety Subcommittee and Representative(s) DuBose, Moraitis, Gaetz, Narain, Perry, Rooney—

CS for HB 471—A bill to be entitled An act relating to disabled parking; amending s. 316.1964, F.S.; revising provisions that allow counties and municipalities to charge fees for vehicles displaying a disabled parking permit at certain timed parking facilities; excluding vehicles displaying a "DV" license plate issued to certain disabled veterans from payment of such fees; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 531, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Economic Development & Tourism Subcommittee, Civil Justice Subcommittee and Representative(s) McGhee, Spano, Campbell, McBurney—

CS for CS for CS for HB 531—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company's articles of organization which limits a person's authority to transfer real property held in the company's name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to disassociate; clarifying that an operating agreement is prohibited from providing indemnification for a member or manager in certain circumstances; authorizing an operating agreement to alter or eliminate any other fiduciary duty; amending s. 605.0111, F.S.; providing that the duties of the member, manager, or other person may be restricted, expanded, or eliminated in certain circumstances; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.04091, F.S.; providing that the duty of loyalty of members and managers includes, but is not limited to, specified actions; revising the duty of care in the conduct or winding up of the company's activities and affairs; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0602, F.S.; revising the conditions under which a member may be expelled for a material breach of the company's operating agreement or the standards of conduct for members; amending s. 605.0715, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after administrative dissolution; amending s. 605.0909, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after revocation of certificate of authority; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision

requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; repealing chapter 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.11101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, 605.0717, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 541 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Quality Subcommittee and Representative(s) Plasencia, Campbell, Edwards—

CS for HB 541—A bill to be entitled An act relating to athletic trainers; amending s. 468.70, F.S.; revising legislative intent; amending s. 468.701, F.S.; revising definitions; amending s. 468.703, F.S.; deleting the requirement for the Governor to appoint the initial members of the Board of Athletic Training; amending s. 468.705, F.S.; revising the board's authorization to adopt certain rules relating to communication between an athletic trainer and a supervising physician; amending s. 468.707, F.S.; revising requirements for licensure; authorizing the board to require a background screening for an applicant in certain circumstances; amending s. 468.709, F.S.; deleting the requirement for the board to establish an examination fee; amending s. 468.711, F.S.; revising continuing education requirements for license renewal; amending s. 468.713, F.S.; revising responsibilities of athletic trainers to include requirements that a trainer must practice under the direction of a physician; amending s. 468.715, F.S.; prohibiting sexual misconduct by an athletic trainer; amending s. 468.717, F.S.; prohibiting unlicensed persons from practicing athletic training or representing themselves as athletic trainers; prohibiting an unlicensed person from using specified titles; amending s. 468.719, F.S.; revising grounds for disciplinary action; amending s. 468.723, F.S.; providing exemptions; amending s. 456.0135, F.S.; revising general background screening provisions to include athletic trainers; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 569 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Local Government Affairs Subcommittee and Representative(s) Combee, Raburn, Beshears, Boyd, Edwards, Raulerson, Sullivan, Van Zant—

CS for HB 569—A bill to be entitled An act relating to agritourism; amending s. 570.85, F.S.; prohibiting a local government from enforcing a local ordinance, regulation, rule, or policy that prohibits, restricts, regulates, or otherwise limits an agritourism activity on land classified as agricultural land; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 587, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Appropriations Subcommittee, K-12 Subcommittee and Representative(s) Spano, Diaz, M., Hill, Sprowls—

CS for CS for HB 587—A bill to be entitled An act relating to education personnel; amending s. 39.202, F.S.; authorizing certain employees or agents of the Department of Education to have access to certain reports and records; amending s. 1012.39, F.S.; providing requirements regarding liability insurance for students performing clinical field experience; creating s. 1012.731, F.S.; providing legislative intent; establishing the Florida Best and Brightest Teacher Scholarship Program; providing eligibility criteria; requiring a school district to annually submit the number of eligible teachers to the department; providing for funding and the disbursement of funds; defining the term "school district" for purposes of specified provisions; amending s. 1012.75, F.S.; requiring the department to administer an educator liability insurance program; specifying program administration and eligibility requirements; amending s. 1012.79, F.S.; revising Education Practices Commission membership; authorizing the Commissioner of Education to appoint emeritus members to the commission; amending s. 1012.796, F.S.; authorizing the commissioner to issue a letter of guidance in response to a complaint against a certified teacher or administrator; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 595, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Finance & Tax Committee and Representative(s) Moraitis, Artiles—

CS for CS for HB 595—A bill to be entitled An act relating to aviation; amending s. 206.9825, F.S.; revising the tax rate of the excise tax on certain aviation fuels; deleting an excise tax exemption for certain aviation fuel delivered by wholesalers or terminal suppliers that increase the state's workforce by certain amounts; providing an effective date.

—was referred to the Committees on Transportation; Finance and Tax; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 641, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee and Representative(s) Trumbull, Albritton, Eisnaugle, Plakon—

CS for HB 641—A bill to be entitled An act relating to amusement games or machines; creating s. 546.10, F.S.; creating the "Family Amusement Games Act"; providing legislative findings; defining terms; authorizing operation of an amusement game or machine pursuant to specified provisions; providing classifications for such a device; providing that specified types of amusement games or machines may only be located at certain locations; specifying the maximum value on the redemption value of a coupon or a point; requiring the Department of Revenue to annually adjust the maximum value; providing a formula for adjustment of the maximum value; requiring the department to publish the amount of the adjusted maximum value; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing penalties; amending s. 551.102, F.S.; conforming a cross-reference; repealing s. 849.161, F.S., relating to amusement games or machines; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 655 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Roberson, K.—

CS for CS for HB 655—A bill to be entitled An act relating to clinical laboratories; amending s. 483.041, F.S.; revising the definition of the term "licensed practitioner" to include consultant pharmacists or doctors of pharmacy licensed under chapter 465, F.S.; amending s. 483.181, F.S.; requiring clinical laboratories to make their services available to specified licensed practitioners; prohibiting such a clinical laboratory from charging different prices for its services based upon the chapter under which a practitioner is licensed; providing an effective date.

—was referred to the Committees on Health Policy; Fiscal Policy; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 687 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Agriculture & Natural Resources Subcommittee and Representative(s) Drake—

CS for HB 687—A bill to be entitled An act relating to the land application of septage; amending s. 381.0065, F.S.; revising the effective date of the prohibition against the land application of septage from on-site sewage treatment and disposal systems; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 715 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee and Representative(s) Raschein—

CS for HB 715—A bill to be entitled An act relating to eligibility for coverage by Citizens Property Insurance Corporation; amending s. 627.351, F.S.; deleting a provision prohibiting certain improvements to major structures from being eligible for coverage by Citizens Property Insurance Corporation; revising provisions with respect to prohibitions on coverage for major structures that have undergone specified changes after a specified permit application date; reenacting s. 627.712(1), F.S., relating to residential windstorm coverage, to incorporate the amendment made by this act to s. 627.351, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 731 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee, Health Innovation Subcommittee and Representative(s) Plakon—

CS for CS for HB 731—A bill to be entitled An act relating to employee health care plans; amending s. 627.6699, F.S.; revising definitions; removing provisions requiring certain insurance carriers to provide semiannual reports to the Office of Insurance Regulation; repealing requirements that certain insurance carriers offer standard, basic, high deductible, and limited health benefit plans; making conforming changes; creating s. 627.66997, F.S.; authorizing certain health benefit plans to use a stop-loss insurance policy; defining the term "stop-loss insurance policy"; providing requirements for such policies; amending ss. 627.642, 627.6475, and 627.657, F.S.; conforming cross-references; amending ss. 627.6571, 627.6675, 641.31074, and 641.3922, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 747 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee, Higher Education & Workforce Subcommittee and Representative(s) Rooney, Magar—

CS for CS for HB 747—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 1009.531; delaying an initial award and renewal period for students unable to accept an award immediately after completion of high school due to a certain religious or service obligations; revising eligibility requirements for the Florida Bright Futures Scholarship Program for home education students; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit for the volunteer service except in certain circumstances; requiring the hours of service to be documented in writing and the documentation to be signed by the student, the student's parent, and a representative of the business or organization for which the student volunteered; providing an effective date.

—was referred to the Committees on Higher Education; Appropriations Subcommittee on Education; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 749 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee and Representative(s) Van Zant, Cummings—

CS for HB 749—A bill to be entitled An act relating to continuing care communities; amending s. 651.055, F.S.; revising requirements for continuing care contracts; amending s. 651.028, F.S.; revising authority of the Office of Insurance Regulation to waive requirements for accredited facilities; amending s. 651.071, F.S.; providing that continuing care and continuing care at-home contracts are preferred claims subject to a secured claim in the event of liquidation or receivership proceedings against a provider; revising subordination of claims; amending s. 651.105, F.S.; revising notice requirements; revising duties of the office; requiring an agent of a provider to provide a copy of an examination report and corrective action plan under certain conditions; amending s. 651.081, F.S.; requiring a residents' council to provide a forum for certain purposes; requiring a residents' council to adopt its own bylaws and governance documents under certain conditions; amending s. 651.085, F.S.; revising provisions relating to quarterly meetings between re-

sidents and the governing body of the provider; revising powers of the residents' council; amending s. 651.091, F.S.; revising continuing care facility reporting requirements; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 751 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Civil Justice Subcommittee and Representative(s) Gonzalez, Renuart, Burton, Costello, Edwards, Jacobs, Pilon, Raburn, Rooney, Steube, Van Zant—

CS for HB 751—A bill to be entitled An act relating to emergency treatment for opioid overdose; providing a short title; creating s. 381.887, F.S.; providing definitions; providing purpose; authorizing certain health care practitioners to prescribe an emergency opioid antagonist to a patient or caregiver under certain conditions; authorizing storage, possession, and administration of an emergency opioid antagonist by such patient or caregiver and certain emergency responders; providing immunity from liability; providing immunity from professional sanction or disciplinary action for certain health care practitioners and pharmacists, under certain circumstances; providing applicability; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 755 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Stone—

HB 755—A bill to be entitled An act relating to convenience business security; amending s. 812.171, F.S.; revising the definition of the term "convenience business" to delete an exception for certain businesses in which the owner or family members work between specified hours; amending s. 812.173, F.S.; exempting certain businesses in which the owner or family members work between specified hours from specified requirements; amending s. 812.174, F.S.; deleting obsolete provisions; deleting administrative fees required to be submitted to the Attorney General with proposed and biennial robbery deterrence and safety training curriculum for convenience store employees; deleting a requirement for the Attorney General to biennially reapprove such curriculum; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 775 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Justice Appropriations Subcommittee, Civil Justice Subcommittee and Representative(s) Powell, Artilles—

CS for CS for CS for HB 775—A bill to be entitled An act relating to the appointment of an ad litem; creating s. 49.31, F.S.; defining the term "ad litem"; authorizing a court to appoint an ad litem for certain parties upon whom service of process by publication is made; prohibiting a court from appointing an ad litem to represent an interest for which a personal representative, guardian of property, or trustee is serving; requiring an

ad litem, upon discovery that the party it represents is already represented by a personal representative, guardian of property, or trustee, or is deceased, to take certain actions; prohibiting a resident agent; requiring an ad litem to post a bond or designate a resident agent; requiring a court to discharge an ad litem when the final judgment is entered or as otherwise ordered by the court; providing that an ad litem is entitled to an award of a reasonable fee for services and costs; providing for assessment; prohibiting the use of state funds except in certain circumstances; prohibiting declaring certain proceedings ineffective solely due to a lack of statutory authority to appoint an ad litem; providing construction; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 927 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Insurance & Banking Subcommittee and Representative(s) Hager—

CS for HB 927—A bill to be entitled An act relating to title insurance; amending s. 631.401, F.S.; revising procedures and requirements relating to the recovery of assessments from title insurers through surcharges assessed on policies; revising provisions relating to surcharges collected in excess of the assessments paid by title insurers; revising requirements for the payment of excess surcharges to the Insurance Regulatory Trust Fund; authorizing the Financial Services Commission to adopt rules for certain purposes; authorizing the Division of Rehabilitation and Liquidation to adopt rules for certain purposes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 951 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Quality Subcommittee and Representative(s) Magar, Edwards, Jones, S., Perry—

CS for HB 951—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.503, F.S.; defining the term "commission"; revising definitions; amending s. 468.505, F.S.; authorizing certain certified individuals to use specified titles and designations; amending s. 468.509, F.S.; requiring the Board of Medicine to waive the examination requirement for specified applicants; amending s. 468.516, F.S.; providing that a licensed dietitian or nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet; providing an effective date.

—was referred to the Committees on Health Policy; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 961 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Civil Justice Subcommittee and Representative(s) Broxson—

CS for HB 961—A bill to be entitled An act relating to electronic noticing of trust accounts; amending s. 736.0109, F.S.; authorizing a sender to post a document to a secure electronic account or website upon the approval of a recipient; providing for effective authorization for such posting; requiring a sender to provide a separate notice once a document

is electronically posted; specifying when a document sent electronically is deemed received by the recipient; requiring a sender to provide notice of the beginning of a limitations period and authority of a recipient to amend or revoke authorization for electronic posting; providing a form that may be used to effectuate such notice; requiring documents posted to an electronic website to remain accessible to the recipient for a specified period; establishing burdens of proof for purposes of determining whether proper notifications were provided; specifying that electronic messages are deemed received when sent; specifying situations under which electronic messages are not deemed received; specifying that service of documents in a judicial proceeding are governed by the Florida Rules of Civil Procedure; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1049 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Peters, Ahern, Combee, Murphy, Raulerson, Tobia, Wood—

CS for CS for HB 1049—A bill to be entitled An act relating to the practice of pharmacy; amending s. 465.0276, F.S.; specifying that the Florida Pharmacy Act and rules adopted thereunder do not prohibit a veterinarian from administering a compounded drug to a patient or dispensing a compounded drug to the patient's owner or caretaker; providing applicability; providing an effective date.

—was referred to the Committees on Health Policy; Regulated Industries; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1055, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Harrell, Artiles, Raschein—

CS for CS for HB 1055—A bill to be entitled An act relating to child protection; amending s. 39.2015, F.S.; providing requirements for the representation of Children's Medical Services on multiagency teams investigating certain child deaths or other serious incidents; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the district medical directors to hold certain qualifications; requiring the Department of Health to approve a third-party credentialing entity to administer a credentialing program for district medical directors, contingent on appropriations; amending s. 458.3175, F.S.; providing that a physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending s. 459.0066, F.S.; providing that an osteopathic physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending ss. 39.301 and 827.03, F.S.; conforming provisions to changes made by the act; reenacting ss. 39.3031 and 391.026(2), F.S., relating to child protection teams, to incorporate the amendments made by the act to s. 39.303, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Health Policy; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1087, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Bileca, Artiles—

CS for CS for HB 1087—A bill to be entitled An act relating to operations of the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying that a consumer representative appointed by the Governor to the Citizens Property Insurance Corporation's board of governors is not prohibited from practicing in a certain profession if required or permitted by law or ordinance; revising the requirements for licensed agents of the corporation; authorizing the use of specified information by certain entities in analyzing risks and prohibiting the use of such information for the direct solicitation of policyholders; requiring the take-out program to be revised for specified purposes; requiring policyholders after a specified date to receive certain information relating to a demonstration of interest to insure by private insurers; requiring the corporation to develop uniform formats for certain information; allowing a policyholder to elect to limit the frequency of solicitations for take-out offers; providing circumstances under which a policyholder whose policy was taken out to be considered a renewal policyholder for certain rate increase purposes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1095, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Local & Federal Affairs Committee and Representative(s) Rooney, McGhee, Artiles, Campbell, Moraitis—

CS for HB 1095—A bill to be entitled An act relating to discounts on public park entrance fees and transportation fares; creating s. 125.029, F.S.; requiring counties to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouses and parents of certain deceased military members, law enforcement officers, firefighters, emergency medical technicians, and paramedics; requiring that individuals seeking the discount present information satisfactory to the county department which evidences eligibility; defining the term "park entrance fee"; providing certain exclusions; creating s. 163.58, F.S.; requiring regional transportation authorities to provide a partial or a full discount on fares for certain disabled veterans; creating s. 166.0447, F.S.; requiring municipalities to provide a partial or a full discount on park entrance fees to military members, veterans, and the spouse and parents of certain deceased military members, law enforcement officers, firefighters, emergency medical technicians, and paramedics; requiring that individuals seeking the discount present information satisfactory to the municipal department which evidences eligibility; defining the term "park entrance fee"; providing certain exclusions; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1309 and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Government Operations Subcommittee and Representative(s) Drake—

CS for CS for HB 1309—A bill to be entitled An act relating to publicly funded retirement plans; amending s. 112.63, F.S.; requiring that actuarial reports for certain retirement plans include mortality tables; specifying requirements; amending s. 112.664, F.S.; revising information to be included in a defined benefit system or plan's annual report to the Department of Management Services; providing a declaration of important state interest; providing effective dates.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has adopted HM 1319 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Williams, A.—

HM 1319—A memorial to the Congress of the United States, urging Congress to support and encourage greater financial literacy and to reform the Credit Repair Organizations Act to grant consumers greater access to credit report and credit score education resources.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7015 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Appropriations Committee, State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Raburn—

CS for CS for HB 7015—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 482.1562, F.S.; revising the date by which an application for recertification of a limited certification for urban landscape commercial fertilizer application is required; removing provisions imposing late renewal charges; providing a grace period for such recertification; amending s. 500.03, F.S.; defining terms relating to the Florida Food Safety Act; amending s. 570.07, F.S.; revising powers and duties of the department to include sponsoring events; authorizing the department to secure letters of patent, copyrights, and trademarks on work products and to engage in acts accordingly; creating s. 570.158, F.S.; authorizing the department to designate the Pompano State Farmers Market as the Edward L. Myrick State Farmers Market; amending s. 570.30, F.S.; removing electronic data processing and management information systems support for the department as a power and duty of the Division of Administration; amending s. 570.441, F.S.; authorizing the use of funds in the Pest Control Trust Fund for activities of the Division of Agricultural Environmental Services; amending s. 570.50, F.S.; revising powers and duties of the Division of Food Safety to include analyzing milk, milk products, and frozen desserts offered for sale in the state; amending s. 570.53, F.S.; revising duties of the Division of Marketing and Development to remove enforcement of provisions relating to dealers in agricultural products; amending s. 570.544, F.S.; revising duties of the director of the Division of Consumer Services to include enforcement of provisions relating to dealers in agricultural products and grain dealers; creating s. 570.68, F.S.; authorizing the Commissioner of Agriculture to create an Office of Agriculture Technology Services; providing duties of the office; amending s. 570.681, F.S.; revising legislative findings with regard to the Florida Agriculture Center and Horse Park; amending s. 570.685, F.S.; authorizing rather than requiring the department to provide administrative and staff support services, meeting space, and record storage for the Florida Agriculture Center and Horse Park Authority; amending s. 571.24, F.S.; providing legislative intent of the Florida Agricultural Promotional Campaign as a marketing program; removing an obsolete provision relating to the designation of a division employee as a member of the Advertising Interagency Coordinating Council; amending s. 571.27, F.S.; removing obsolete provisions relating to the authority of the department to adopt rules for entering into contracts with advertising agencies for services which are directly related to the Florida Agricultural Promotional Campaign; amending s. 571.28, F.S.; revising provisions specifying membership criteria of the Florida Agricultural Promotional Campaign Advisory Council; amending s. 581.181, F.S.; providing applicability of provisions requiring treatment or destruction of infested or infected plants and plant products; repealing s. 589.26, F.S., relating to the authority of the Florida Forest Service to dedicate and reserve state park lands for public

use; amending s. 595.402, F.S.; defining terms relating to the school food and nutrition service program; amending s. 595.404, F.S.; revising duties of the department with regard to the school food and nutrition service program; directing the department to collect and publish data on food purchased by sponsors through the Florida Farm to School Program and other school food and nutrition service programs; amending s. 595.405, F.S.; revising requirements for the school nutrition program; providing for breakfast meals to be available to all students in schools that serve any combination of grades kindergarten through 5; amending s. 595.406, F.S.; renaming the "Florida Farm Fresh Schools Program" as the "Florida Farm to School Program"; authorizing the department to establish by rule a recognition program for certain sponsors; amending s. 595.407, F.S.; revising provisions of the children's summer nutrition program to include certain schools that serve any combination of grades kindergarten through 5; revising provisions relating to the duration of the program; authorizing school districts to exclude holidays and weekends; amending s. 595.408, F.S.; conforming references to changes made by the act; amending s. 595.501, F.S.; requiring entities to complete corrective action plans required by the department or a federal agency to be in compliance with school food and nutrition service programs; amending s. 595.601, F.S.; correcting a cross-reference; amending s. 604.20, F.S.; removing a provision requiring an applicant for license as a dealer in agricultural products to submit a letter acknowledging assignment of a certificate of deposit from the issuing institution; amending s. 604.33, F.S.; removing provisions requiring grain dealers to submit monthly reports; authorizing rather than requiring the department to make at least one spot check annually of each grain dealer; directing the Board of Trustees of the Internal Improvement Trust Fund to sell a portion of specified property; requiring that the proceeds of such sale be deposited into the General Inspection Trust Fund of the department; directing the department to develop a plan to use the proceeds for facility repairs and construction of an agricultural diagnostic laboratory; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7039, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Transportation & Ports Subcommittee and Representative(s) Rooney—

CS for HB 7039—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; removing the Secretary of Transportation's authority to appoint an inspector general; removing responsibilities of the Fort Myers Urban Office; amending ss. 311.07 and 311.09, F.S.; revising the minimum amount of funds that the department must request for the Florida Seaport Transportation and Economic Development Program; amending s. 316.003, F.S.; revising definitions and defining the term "port-of-entry" for purposes of the Florida Uniform Traffic Control Law; amending s. 316.081, F.S.; revising provisions that require driving on the right side of the roadway; amending s. 316.130, F.S.; revising provisions relating to right-of-way when a pedestrian is crossing the roadway; amending s. 316.2065, F.S.; revising provisions for operating a bicycle on a roadway; removing the definition of "substandard-width lane"; amending s. 316.545, F.S.; revising provisions for fines for certain commercial motor vehicles that obtain a temporary registration permit; amending s. 333.01, F.S.; revising definitions for purposes of airport zoning provisions; amending s. 333.025, F.S.; revising provisions for permits issued by the department for construction or alteration of a structure hazardous to air navigation; providing for administrative review of a denial of a permit; amending s. 333.03, F.S.; revising provisions for certain political subdivisions to adopt certain airport zoning regulations; amending s. 333.04, F.S.; revising provisions for incorporation of airport protection zoning regulations into a comprehensive plan or policy; providing for conflict between specified regulations and other regulations applicable to the same area; amending s. 333.05, F.S.; revising procedure for adoption of zoning regulations; amending s. 333.06, F.S.; revising airport zoning requirements; repealing s. 333.065, F.S., relating to guidelines regarding land use near airports; amending s. 333.07, F.S.; revising provisions for permits and variances; requiring a person proposing to erect, construct, or

alter any structure, increase the height of any structure, permit the growth of any vegetation, or otherwise use his or her property in violation of the airport protection zoning regulations to apply for a permit; revising provisions for removal of a nonconforming structure or vegetation; removing provisions for a variance to airport zoning regulations for such structure or vegetation; providing certain considerations for the political subdivision or its administrative agency to consider when issuing or denying a permit; revising requirements relating to markings and lighting for the owner of the structure or vegetation; repealing s. 333.08, F.S., relating to appeals of agency action relating to airport zoning regulations; amending s. 333.09, F.S.; revising provisions for administration of airport zoning regulations; requiring certain political subdivisions or their administrative agencies to provide certain processes for permits with respect to airport zoning regulations; providing for appeal of decisions made in the administration of such regulations; repealing s. 333.10, F.S., relating to boards of adjustment; amending s. 333.11, F.S.; revising provisions for judicial review; amending s. 333.12, F.S.; revising provisions for acquisition of air rights by political subdivision; amending s. 333.13, F.S.; revising provisions for enforcement and remedies for violations; creating s. 333.135, F.S.; providing a period for political subdivisions to conform airport ordinances with changes made by the act; providing a period for political subdivisions to adopt airport zoning regulations; directing the department to administer specified permitting process for certain political subdivisions; repealing s. 333.14, F.S., relating to a short title; amending s. 334.03, F.S.; revising the definition of "511" or "511 service" used in the Florida Transportation Code; removing the definition of the term "interactive voice response"; amending s. 334.044, F.S.; revising the department's duty to provide oversight of traveler information systems; authorizing the department to assume certain responsibilities of the United States Department of Transportation with respect to highway projects within the state; authorizing the department to enter into certain agreements related to the federal surface transportation project delivery program under specified federal law; authorizing the department to adopt rules and relevant federal environmental standards; providing a limited waiver of sovereign immunity to civil suit in federal court; amending s. 334.60, F.S.; revising department's duty to provide oversight of traveler information systems; amending s. 337.18, F.S.; authorizing the department to waive a surety bond on certain contracts with specified contractors; amending s. 338.165, F.S.; removing certain facilities from the list of facilities whose toll revenues can be used to secure bonds; amending s. 338.227, F.S.; providing that the validation of turnpike revenues bonds is optional instead of mandatory; providing requirements regarding a complaint for such validation; amending s. 338.231, F.S.; increasing the length of time that a prepaid toll account must be inactive before reverting to unclaimed property; amending s. 339.135, F.S.; revising requirements for amendments to the department's adopted work program to be submitted to the Legislative Budget Commission; amending s. 339.175, F.S.; revising the membership of certain metropolitan planning organizations; amending s. 339.176, F.S.; providing an exception to the voting membership of metropolitan planning organizations in certain counties; amending s. 339.2818, F.S.; revising the definition of the term "small county" for purposes of the Small County Outreach Program; amending s. 339.55, F.S.; adding certain facilities to the list of eligible recipients of State Infrastructure Bank loans; providing that a municipality or county that applies transportation concurrency may not require a developer to pay a fee for the removal of vegetation within the right-of-way limits of road improvements; defining the term "fee"; providing for a municipality or county to exempt itself from such provisions; directing the Office of Economic and Demographic Research to determine the economic benefits of the state's investment in the department's adopted work program; requiring a report to the Legislature; amending s. 215.82, F.S., relating to validation of bonds; conforming to changes made by the act; reenacting s. 350.81(6), F.S., relating to communications services offered by governmental entities, to incorporate the amendment made by the act to s. 333.01, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7075 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Affairs Committee, Transportation & Economic Development Appropriations Subcommittee, Transportation & Ports Subcommittee and Representative(s) Rooney—

CS for CS for HB 7075—A bill to be entitled An act relating to transportation; creating s. 287.0836, F.S.; requiring an agency to consider specified criteria when evaluating a proposal or reply received for procurement of specified transportation services; amending s. 316.003, F.S.; reorganizing certain definition provisions relating to autonomous vehicles; defining the term "driver-assistive truck platooning technology"; creating s. 316.0275, F.S.; providing criminal penalties for certain noncriminal traffic infractions that cause serious bodily injury or death to a person; defining the term "serious bodily injury"; amending s. 316.0895, F.S.; specifying that provisions prohibiting a driver from following certain vehicles within a certain distance do not apply to truck tractor-semi-trailer combinations under certain conditions; requiring compliance with specified financial responsibility provisions; amending s. 316.303, F.S.; providing exceptions to a prohibition of a viewer or screen visible from the driver's seat of a motor vehicle; amending s. 316.515, F.S.; extending the maximum length of certain semitrailers authorized to operate on public roads under certain conditions; revising provisions that authorize the Department of Transportation to issue special permits for certain overwidth deliveries of manufactured buildings by truck tractor-semi-trailer combinations; revising maximum trailer length for such deliveries; amending s. 320.525, F.S.; revising the definition of the term "port vehicles and equipment" to exempt certain motor vehicles from specified provisions under certain circumstances; amending s. 322.26, F.S.; providing for mandatory revocation of a driver license for a specified conviction; amending s. 334.044, F.S.; authorizing the department to assume certain responsibilities of the United States Department of Transportation with respect to highway projects within the state; authorizing the department to enter into certain agreements related to the federal surface transportation project delivery program under specified federal law; authorizing the department to adopt rules and relevant federal environmental standards; providing a limited waiver of sovereign immunity to civil suit in federal court; amending s. 337.18, F.S.; authorizing the department to waive a surety bond on certain contracts with specified contractors; amending s. 338.231, F.S., relating to turnpike revenue; removing a provision authorizing the use of such revenue for payment of principal and interest of certain bonds and expenses of the Sawgrass Expressway; amending s. 339.135, F.S.; revising requirements for amendments to the department's adopted work program to be submitted to the Legislative Budget Commission; amending s. 339.175, F.S.; revising requirements for long-range transportation plans developed by metropolitan planning organizations; amending s. 339.2818, F.S.; revising the definition of the term "small county" for purposes of the Small County Outreach Program; amending s. 339.64, F.S., relating to the Strategic Intermodal System Plan; requiring the department to coordinate with certain partners and industry representatives to consider infrastructure and technological improvements necessary to accommodate advances in vehicle technology; revising requirements for a needs assessment; repealing s. 341.0532, F.S., relating to transportation corridors; removing provisions that specify certain transportation facilities as statewide transportation corridors; revising the title of part III of chapter 348, F.S.; amending s. 348.753, F.S.; revising requirements for appointments to the governing body of the Central Florida Expressway Authority; specifying that terms of members appointed by the Governor end on a specified date; removing a requirement that the authority elect one of its members as secretary; amending s. 348.754, F.S.; specifying that the Central Florida Expressway Authority is a party to a certain lease-purchase agreement between the department and the Orlando-Orange County Expressway Authority; providing an effective date.

—was referred to the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7081 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Beshears—

HB 7081—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to minimum flows and levels for the Lower Santa Fe and Ichetucknee Rivers and their associated priority springs, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds of likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7083 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Beshears—

HB 7083—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules requiring liners and leachate collection systems at construction and demolition debris disposal facilities, for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds of likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7111, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Health & Human Services Committee and Representative(s) Brodeur, Porter—

CS for HB 7111—A bill to be entitled An act relating to conscience protection for actions of private child-placing agencies; amending s. 409.175, F.S.; providing that a private child-placing agency is not required to place a child or be involved in the placement of a child or facilitate the licensure of a foster home which would violate the agency's written religious or moral convictions or policies; prohibiting the Department of Children and Families from taking actions related to licensure based on the agency's refusal to place a child or be involved in the placement of a child or facilitate the licensure of a foster home which violates the agency's written religious or moral convictions or policies; prohibiting certain entities from withholding grants, contracts, or participation in government programs from a private child-placing agency or affiliated agencies or homes based on the agency's refusal to place a child or be involved in the placement of a child or the licensure of a foster home which violates the agency's written religious or moral convictions or policies; providing that such refusal does not provide the basis for a claim for injunctive relief or compensatory or punitive damages; specifying that certain acts by a private child-placing agency do not constitute discrimination; providing for the preemption of specified laws; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7113 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Justice Appropriations Subcommittee, Judiciary Committee and Representative(s) McBurney, Artiles, Peters, Rogers—

CS for HB 7113—A bill to be entitled An act relating to mental health services in the criminal justice system; amending s. 394.47891, F.S.; expanding eligibility for military veterans and servicemembers court programs; creating s. 394.47892, F.S.; authorizing the creation of treatment-based mental health court programs; providing for eligibility; providing program requirements; providing for an advisory committee; amending s. 910.035, F.S.; defining the term "problem-solving court"; authorizing a person eligible for participation in a problem-solving court to transfer his or her case to another county's problem-solving court under certain circumstances; making technical changes; amending s. 916.106, F.S.; redefining the term "court" to include county courts in certain circumstances; amending s. 916.17, F.S.; authorizing a county court to order the conditional release of a defendant for the provision of outpatient care and treatment; creating s. 916.185, F.S.; creating the Forensic Hospital Diversion Pilot Program; providing legislative findings and intent; providing definitions; authorizing the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in specified judicial circuits; providing for eligibility for the program; providing legislative intent concerning training; authorizing rulemaking; amending ss. 948.01 and 948.06, F.S.; providing for courts to order certain defendants on probation or community control to post-adjudicatory mental health court programs; amending s. 948.08, F.S.; expanding eligibility requirements for certain pretrial intervention programs; providing for voluntary admission into pretrial mental health court program; amending s. 948.16, F.S.; expanding eligibility of veterans for a misdemeanor pretrial veterans' treatment intervention program; providing eligibility of misdemeanor defendants for a misdemeanor pretrial mental health court program; amending s. 948.21, F.S.; expanding veterans' eligibility for participating in treatment programs while on court-ordered probation or community control; amending s. 985.345, F.S.; authorizing pretrial mental health court programs for certain juvenile offenders; providing for disposition of pending charges after completion of the pretrial intervention program; providing an effective date.

—was referred to the Committees on Appropriations; and Judiciary.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7135, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Appropriations Committee, State Affairs Committee and Representative(s) Caldwell—

CS for HB 7135—A bill to be entitled An act relating to state lands; amending s. 253.034, F.S.; providing legislative findings; defining the term "low-impact agriculture"; revising measurable objectives for management goals to include the preservation of low-impact agriculture; requiring updated land management plans to identify conservation lands that could support low-impact agriculture and conservation lands that are no longer needed and could be disposed of; requiring the Division of State Lands to review state-owned conservation lands and determine if such lands could support low-impact agriculture or be disposed of; requiring the division to submit a list of such lands to the Acquisition and Restoration Council; requiring the council to provide recommendations to the division and the Board of Trustees of the Internal Improvement Trust Fund; requiring that the division direct managing agencies to offer agreements for low-impact agriculture on such lands under certain conditions; providing applicability of such agreements; directing the board to dispose of such lands under certain conditions; requiring the division to review certain nonconservation lands and make recommendations to the board as to whether such lands should be retained in public ownership or disposed of; amending s. 253.42, F.S.; providing for private lands contiguous to state-owned lands to be exchanged for a permanent conservation easement over all or a portion of the privately owned lands; authorizing the use of such lands for low-impact agricultural purposes; providing conditions for approval of such exchanges; requiring that special consideration be given to exchanges that maintain public access for recreational purposes; providing limited liability for persons maintaining such public access; providing

that permanent conservation easements over privately owned lands are subject to certain inspection; creating s. 253.87, F.S.; directing the Department of Environmental Protection to include certain county, municipal, state, and federal lands in the Florida State-Owned Lands and Records Information System (FL-SOLARIS) database and to update the database at specified intervals; requiring counties, municipalities, and financially disadvantaged small communities to submit a list of certain lands to the department by a specified date and at specified intervals; directing the department to conduct a study and submit a report to the Governor and Legislature on the technical and economic feasibility of including certain lands in the database or a similar public lands inventory; amending s. 259.03, F.S.; defining the term "low-impact agriculture"; amending s. 259.105, F.S.; deleting obsolete provisions; requiring the council to give weight and increased priority to certain projects when developing proposed rules relating to Florida Forever funding and additions to the Conservation and Recreation Lands list; authorizing the board to direct the council to include certain lands on such list under certain conditions; amending ss. 259.035 and 373.199, F.S.; conforming cross-references; directing the department to consolidate specified parcels of conservation lands under a single, unified title and legal description by a specified date; providing appropriations and authorizing positions; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7141 by the required Constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Bob Ward, Clerk

By Finance & Tax Committee and Representative(s) Gaetz, Steube—

HB 7141—A bill to be entitled An act relating to taxation; amending s. 196.161, F.S.; prohibiting a lien from being filed against certain homestead properties under certain circumstances; amending s. 196.173, F.S.; authorizing certain servicemembers who receive a homestead exemption and who are deployed in certain military operations to receive an additional ad valorem tax exemption; providing a deadline for claiming tax exemptions for qualifying military deployments during the 2014 calendar year; providing procedures and requirements for filing applications and petitions during the 2015 calendar year to receive the tax exemption after the deadline; providing applicability; amending s. 196.202, F.S.; increasing the property tax exemption for residents who are widows, widowers, blind, or totally and permanently disabled; amending s. 202.12, F.S.; reducing the tax rates applied to the sale of communications services and the retail sale of direct-to-home satellite services; amending s. 202.12001, F.S.; conforming rates to the reduction of the communications services tax; amending s. 202.18, F.S.; revising the allocation of tax revenues received from the communications services tax; amending s. 202.27, F.S.; authorizing dealers of communications services to use an alternative-period basis for filing and remitting communications services taxes; providing a definition; establishing parameters for determining the monthly reporting period; amending s. 202.28, F.S.; limiting the disallowance of the collection allowance under specified circumstances; providing that specified provisions are remedial; providing retroactive applicability; amending s. 203.001, F.S.; conforming rates to the reduction of the communications services tax; providing applicability; amending s. 206.9825, F.S.; providing an aviation fuel tax exemption and authorizing a refund of such taxes previously paid for certain colleges and universities that provide flight training and graduate degrees in aeronautical or aerospace engineering and certain wholesalers and terminal suppliers; amending s. 212.20, F.S.; revising the distributions of tax revenues received from the sales and use tax, communications services tax, and gross receipts tax; amending s. 212.02, F.S.; revising the definitions of the terms "livestock" and "agricultural production"; amending s. 212.08, F.S.; exempting from the sales and use tax irrigation equipment, replacement parts and accessories for power farm equipment and irrigation equipment, certain trailers, stakes used by farmers to support plants during agricultural production, certain textbooks, certain motor vehicles purchased by active members of the United States Armed Forces or their spouses, and books and other reading materials at certain venues and for certain purposes; revising

provisions related to the exemption of prepaid meal plans at colleges and institutions of higher learning; specifying the total amount of community contribution tax credits for specified fiscal years; extending the scheduled repeal of the community contribution tax credits for certain donations; authorizing school support organizations to pay tax to their suppliers on the cost price of food, drink, and supplies purchased for resale in lieu of collecting tax on their final sales; including recyclable material merchant wholesalers in the definition of the term "eligible manufacturing business" and certain tangible personal property used in the recycling of metals for sale in the definition of the term "industrial machinery and equipment" for purposes of qualification for the sales and use tax exemption; authorizing the executive director of the Department of Revenue to adopt emergency rules; specifying duration of such rules; amending s. 212.031, F.S.; reducing the tax levied on rental or license fees charged for the use of real property; making technical changes; amending s. 212.04, F.S.; exempting from the sales and use tax admissions and membership fees for gun clubs; repealing chapter 198, F.S., relating to estate taxes; amending ss. 72.011, 95.091, 213.015, 213.05, 213.053, 213.21, 213.285, and 215.26, F.S.; conforming provisions to changes made by the act; creating s. 733.7011, F.S.; requiring circuit judges to report monthly the names of certain decedents to the Agency for Health Care Administration; providing legislative intent with respect to the estates of certain decedents; requiring the Department of Revenue to maintain certain estate tax forms for a specified period; creating s. 288.1046, F.S.; establishing the Defense Works in Florida Incentive; providing definitions; authorizing a Florida prime contractor to apply to the Department of Economic Opportunity to certify that it may reduce its computation of adjusted federal income by a specified amount; providing application requirements and procedures; providing caps for the aggregate amount of qualified subcontract awards that may be certified per calendar year; authorizing the Department of Economic Opportunity and the Department of Revenue to adopt rules; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income" to provide for a reduction in taxable income equal to a specified amount of qualified subcontract awards certified by the Department of Economic Opportunity; amending s. 220.03, F.S.; extending the scheduled expiration of a definition; amending ss. 220.183 and 624.5105, F.S.; extending the scheduled expiration of the community contribution tax credit against the corporate income tax and insurance premium tax for contributions and donations to eligible sponsors of revitalization and housing projects approved by the Department of Economic Opportunity; specifying the total amount of the community contribution tax credits for specified fiscal years; reenacting s. 220.02(8), F.S., relating to legislative intent for the corporate income tax code, to incorporate the amendment made by the act to s. 220.183, F.S., in a reference thereto; reenacting s. 220.183(1)(g), F.S., relating to the community contribution tax credit, to incorporate amendments made by the act to ss. 212.08 and 624.5105, F.S., in references thereto; reenacting s. 377.809(4)(a), F.S., relating to the Energy Economic Zone Pilot Program, to incorporate amendments made by the act to ss. 212.08, 220.183, and 624.5105, F.S., in references thereto; amending s. 220.196, F.S.; revising eligibility requirements for certain research and development tax credits for certain business enterprises; increasing the total amount of tax credits that may be granted to business enterprises during specified calendar years; revising the deadline for the filing of an application for the tax credit; providing for the proration of tax credits under certain circumstances; amending s. 220.1845, F.S.; increasing the total amount of contaminated site rehabilitation tax credits for 1 year; amending s. 376.30781, F.S.; increasing the total amount of tax credits for the rehabilitation of dry-cleaning-solvent-contaminated sites and brownfield sites in designated brownfield areas for 1 year; conforming a provision; amending s. 564.06, F.S.; providing that cider may be made from pears for purposes of taxation; providing an exemption from the sales and use tax for the retail sale of certain clothes, school supplies, and personal computers and personal computer-related accessories during a specified period; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation to the department for administrative purposes; providing for the reversion of unspent and unencumbered funds; providing an exemption from the sales and use tax for the retail sale of certain items and articles of tangible personal property by certain small businesses during a specified period; providing an appropriation; providing an exemption from the sales and use tax on the retail sale of certain firearms, ammunition for firearms, camping tents, and fishing supplies during a specified period; providing exemptions; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing for the reversion of unspent and unencumbered funds; amending s. 624.509, F.S.; extending the scheduled repeal of an exemption from the premium tax for title insurance premium retained by an agent or agency; amending s. 561.57, F.S.; deleting a vehicle

permit application fee; authorizing the Department of Revenue to adopt emergency rules to implement the amendments made by the act to ss. 202.12 and 202.27, F.S.; providing effective dates.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 94.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 290.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 296.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 342.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 456.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

CO-INTRODUCERS

Senators Detert—SB 1214; Gaetz—CS for SB 714; Gibson—SB 982; Latvala—CS for CS for SB 112, CS for CS for SB 388; Negron—CS for SB 1312; Richter—CS for CS for SB 388; Soto—CS for SB 488, CS for SB 946

SENATE PAGES

April 20-24, 2015

Emma Bailey, St. Petersburg; Cameron Clark, Lake Mary; Megan “Gracie” Darlington, Eustis; Molly Darlington, Eustis; Marc Geller, Cooper City; Quinn Huckaba, Tallahassee; Phoebe O’Neill, Lake Wales; Lia Panzner, Hernando Beach; Logan Roberts, Tallahassee; Elizabeth Tauchen, Sebring; Ken Thompson, Hosford; Claire Wilhelm, Tallahassee



Journal of the Senate

Number 14—Regular Session

Wednesday, April 22, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:00 a.m. A quorum present—35:

Mr. President	Galvano	Montford
Abruzzo	Garcia	Negron
Altman	Gibson	Richter
Bean	Grimsley	Ring
Bradley	Hays	Sachs
Brandes	Hukill	Simmons
Braynon	Hutson	Simpson
Bullard	Joyner	Smith
Clemens	Latvala	Sobel
Diaz de la Portilla	Lee	Stargel
Flores	Legg	Thompson
Gaetz	Margolis	

PRAYER

The following prayer was offered by Reverend David Killeen, St. John's Episcopal Church, Tallahassee:

Accept, O Lord, our thanks and praise for all that you have done for us. We thank you for the splendor of the whole creation, for the beauty of this world, and for the wonder of life.

On this Earth Day, we pray that you will give us wisdom and reverence so to use the resources of nature, that no one may suffer from our abuse of them, and that generations yet to come may continue to praise you for your bounty.

In our capital, districts, and hometowns, we thank you for setting us at tasks which demand our best efforts and for leading us to accomplishments which satisfy and delight us. We thank you also for those disappointments and failures that lead us to acknowledge our dependence on you alone.

Grant that we may not rest until all the people of this land share the benefits of true freedom and gladly accept its disciplines. For yours is the kingdom, O Lord, and you are exalted as head above all. Amen.

PLEDGE

Senate Pages, Logan Roberts of Tallahassee, son of Dawn Roberts, Staff Director of the Senate Committee on Ethics and Elections; Elizabeth Tauchen of Sebring; Lia Panzner of Hernando Beach; and Emma Bailey of St. Petersburg, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

APPOINTMENTS

The Honorable Andy Gardiner
President, The Florida Senate

April 22, 2015

Dear President Gardiner:

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

*For Term
Ending*

Office and Appointment

Florida Public Service Commission

Appointees:	Brown, Julie I.	01/01/2019
	Patronis, Jimmy T., Jr.	01/01/2019

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 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 adduced at the public hearings, the Committee on Ethics and Elections and other referenced committee 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 2015 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,
Garrett Richter, Chair

On motion by Senator Richter, 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—33

Mr. President	Bradley	Clemens
Abruzzo	Brandes	Diaz de la Portilla
Altman	Braynon	Flores
Bean	Bullard	Gaetz

Galvano	Joyner	Sachs
Garcia	Latvala	Simmons
Gibson	Lee	Simpson
Grimsley	Margolis	Smith
Hays	Montford	Sobel
Hukill	Richter	Stargel
Hutson	Ring	Thompson

Nays—1

Legg

Vote after roll call:

Yea—Benacquisto, Detert, Evers, Negron, Soto

REINSTATEMENTS

EXECUTIVE ORDER NUMBER 14-111 (Executive Order of Suspension)

WHEREAS, Shawn Leigh Rowland (a.k.a. Shawn Leigh Boyle) is presently serving as a Notary Public of the State of Florida; and

WHEREAS, on or about April 8, 2013, Shawn Boyle was convicted in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, in case number 2012CF060179, of one count of Acting as an Insurance Agent with a Suspended or Revoked License, a third-degree felony in violation of section 624.310(8), Florida Statutes; and

WHEREAS, during the investigation by this Office, it was discovered that Shawn Boyle had changed her legal name to Shawn Leigh Rowland, and had failed to update her commission and notify the Department of State within 60 days, as required by section 117.05(9), Florida Statutes; and

WHEREAS, Shawn Boyle failed to notify the Department of State of the above-stated change to her criminal history record following her felony conviction while commissioned as a Florida notary public, as required by section 117.01(2); and

WHEREAS, on January 9, 2014, and January 24, 2014, this Office notified Shawn Boyle by certified mail, and required that she respond to the investigation by this Office of her felony conviction while commissioned as a Florida notary public; and

WHEREAS, during the investigation by this Office, it was discovered that Shawn Boyle had moved from the address on file and had failed to notify the Department of State of the change in her address within 60 days, as required by section 117.01(2), Florida Statutes; and

WHEREAS, to date, this Office has not received the required response from Shawn Boyle; and

WHEREAS, the Governor is authorized by Article IV, Section 7 of the Florida Constitution to suspend from office by executive order an appointed public official for the commission of a felony; and

WHEREAS, it is in the best interests of the citizens of the State of Florida that Shawn Boyle be immediately suspended from the public office, which she now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to Article IV, Section 7 of the Florida Constitution and section 117.01(4), Florida Statutes, find and state as follows:

A. Shawn Boyle is a duly appointed Notary Public of the State of Florida, pursuant to section 117.01, Florida Statutes.

B. Shawn Boyle is commissioned as a Florida notary public from October 25, 2011, through October 24, 2015.

C. Shawn Boyle was convicted of a felony in Brevard County in 2013, while commissioned as a Florida notary public.

D. Shawn Boyle failed to notify the Department of State of the change to her criminal history record following her felony conviction in Brevard County in 2013, as required by section 117.01(2), Florida Statutes.

E. Shawn Boyle failed to update her commission and notify the Department of State within 60 days of the change to her legal name, in violation of section 117.05(9), Florida Statutes.

F. Shawn Boyle failed to notify the Department of State within 60 days of her change of address, in violation of section 117.01(2), Florida Statutes.

G. Shawn Boyle refused to cooperate or respond to an investigation of notary misconduct by the Executive Office of the Governor, as required by section 117.01(4)(c), Florida Statutes.

BEING FULLY ADVISED in the premise, and in accordance with the Florida Constitution and the laws of the State of Florida, this Executive Order is issued:

Section 1. Shawn Boyle is suspended from the public office which she now holds: Notary Public of the State of Florida.

Section 2. Shawn Boyle is prohibited from performing any official act, duty, or function of this public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of this public office during the period of suspension, which shall begin today until further Executive Order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 25th day of March, 2014.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Previously referred to the Committee on Ethics and Elections March 26, 2014, and to the Senate Special Master March 12, 2015.]

The Honorable Andy Gardiner
President of the Senate

April 22, 2015

RE: Suspension of:
ROWLAND, Shawn Leigh
Notary Public

Dear President Gardiner:

The Committee on Ethics and Elections submits this final report on the matter of the suspension of Shawn Leigh Rowland.

By Executive Order Number 14-111 filed with the Secretary of State on March 25, 2014, and pursuant to Article IV, section 7(a) of the Florida Constitution, the Honorable Rick Scott, Governor, suspended Shawn Leigh Rowland as a Notary Public. The Executive Order alleges she had been convicted on or about April 8, 2013, of Acting as an Insurance Agent with a Suspended or Revoked License, a third degree felony pursuant to s. 624.310(8), F.S. The Executive Order also alleges she failed to notify the Department of State of the conviction and failed to update the Department about changes to her legal name and her address as required by s. 117.01(2), F.S. Ms. Rowland's commission is set to expire on October 24, 2015.

On March 12, 2015, this matter was referred to Senate General Counsel George Levesque to act as special master ("Special Master"). Pursuant to Senate Rules, he was required to conduct a hearing and to recommend whether Ms. Rowland should be removed from or reinstated to the office of Notary Public. The Special Master conducted the hearing on April 3, 2015. As required, a Special Master's Final Report was pre-

pared on April 10, 2015. The Special Master presented the Report to the Committee on Ethics and Elections on April 15, 2015.

The Special Master's Final Report states that at the hearing the Governor's counsel only argued that Ms. Rowland failed to provide written notification of the change in her criminal history, name, and address within 60 days. Both parties stipulated that on April 8, 2013, Ms. Rowland entered a nolo contendere plea to the criminal charge and that adjudication of guilt was withheld. The parties also stipulated that Ms. Rowland changed her name and address on October 11, 2013. The Special Master found that on March 24, 2014, Ms. Rowland notified the Notary Section in the Office of the Governor with her change in name and address. This occurred after being contacted by the Notary Section concerning changes in Ms. Rowland's criminal history.

Concerning Ms. Rowland's testimony, the Special Master stated he found Ms. Rowland to be a credible witness and accepted her testimony as true. The Special Master's Final Report indicates that Ms. Rowland asked for leniency and provided additional background. Ms. Rowland testified that she was embroiled in divorce proceedings during 2013. She testified that to bring closure to the ordeal, she accepted a nolo contendere plea offer which included a withhold of adjudication. Ms. Rowland stated that her public defender advised her that she would not have to report the plea as a conviction because adjudication of guilt was not imposed. Based on that advice, she was not aware that she was obligated to report the criminal charge and resolution of the matter. During this time period, Ms. Rowland was not employed. Nor was Ms. Rowland using her notary commission. Additionally, Ms. Rowland provided general letters of recommendation to the Special Master, one of which was from an attorney that she has known for approximately 30 years.

The Special Master concluded:

Based on the foregoing, it is my opinion that counsel for the Governor has demonstrated appropriate grounds for Shawn Rowland to be suspended and removed from office. I make this finding based upon a clear violation of the law. As counsel for the Governor argued, notaries public are public officers subject to a higher standard. My recommendation is based on the law and the facts as proven. While Shawn Rowland presented as a sympathetic and credible witness, it is not my role to say whether leniency or a lesser penalty should apply. This conclusion and report is only a recommendation to the President and the Senate. If leniency or mercy is to be granted, it is within the power and discretion of the Senate to grant it.

At the Committee on Ethics and Elections meeting on April 15, 2015, the Special Master presented the report and responded to questions from members concerning the facts and findings contained therein. Some committee members expressed concern regarding the technical nature of the allegations. To that point, the Special Master acknowledged that no evidence had been presented to suggest Ms. Rowland used her notary commission improperly or for nefarious purposes. Further, some members of the committee viewed the advice provided by Ms. Rowland's public defender that she did not have a felony conviction on her record as an additional mitigating factor. The Special Master was asked whether or not "we've caught a criminal." The Special Master responded in the negative. Further, he explained that in a criminal context, these facts would support the case for leniency. However, he also indicated the issue dealt with the privilege of holding a public office and not a criminal prosecution, and reasonable people may disagree as to how high the standard should be and whether leniency would be appropriate. In light of the technical nature of the violations and the mitigating circumstances, the Committee voted to reject the Special Master's Final Report and recommend to the Senate that Ms. Rowland be reinstated as a Notary Public.

Based on the foregoing, I advise and recommend that the Senate reinstate Ms. Shawn Rowland to the office of Notary Public.

Sincerely,
Garrett Richter, Chair

On motion by Senator Richter, the report was adopted and the Senate confirmed the reinstatement of Ms. Rowland, identified in the foregoing report of the committee to the office of Notary Public in accordance with the recommendation of the committee.

The vote was:

Yeas—34

Mr. President	Galvano	Richter
Abruzzo	Garcia	Ring
Altman	Gibson	Sachs
Bean	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Hutson	Sobel
Bullard	Joyner	Soto
Clemens	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Flores	Margolis	
Gaetz	Montford	

Nays—1

Legg

Vote after roll call:

Yea—Benacquisto, Detert, Evers, Negron

CERTIFICATE RECEIVED

The Secretary announced that The Honorable Ken Detzner, Secretary of State, had certified to the election of the following Senator:

STATE OF FLORIDA DEPARTMENT OF STATE DIVISION OF ELECTIONS

I, **Ken Detzner**, Secretary of State of the State of Florida, do hereby certify that the following candidate was duly elected at the Special Election held on the 7th day of April, A.D., 2015, to the office of Member, State Senate, as shown by the records of this office:

SENATE DISTRICT	ELECTED SENATOR
6	Travis Hutson



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 21st day of April, A.D., 2015.

Ken Detzner
SECRETARY OF STATE

ADOPTION OF RESOLUTIONS

At the request of Senator Hukill—

By Senator Hukill—

SR 178—A resolution recognizing May 2015 as "American Stroke Month" in Florida.

WHEREAS, stroke is the fourth leading cause of death in the United States, striking more than 795,000 Americans each year and killing almost 130,000, including a total of 25,310 Floridians from 2011 through 2013, and

WHEREAS, stroke is also a leading cause of serious long-term disability in the United States, with more than 1.1 million adults experiencing functional limitations or difficulty with activities of daily living resulting from stroke, and

WHEREAS, on the average, a stroke occurs every 40 seconds and takes a life every 4 minutes in the United States, and

WHEREAS, in 2014, the estimated direct and indirect costs of stroke in the United States were more than \$73.7 billion, and

WHEREAS, many Americans are unaware of their risk factors for a stroke and of the signs and symptoms of an impending stroke, and

WHEREAS, statistics show that African Americans have almost twice the risk of a first stroke compared to Caucasians, in part because of their increased risk of high blood pressure and diabetes, and

WHEREAS, the American Stroke Association's "Together to End Stroke" initiative, which begins on May 1 with the American Stroke "Day of Action" and continues year-round, encourages Americans to learn their personal stroke risk, memorize and share the stroke warning signs, and call 911 at the first sign of a stroke, and

WHEREAS, one in three Americans cannot recall any stroke warning signs or symptoms, and

WHEREAS, the American Stroke Association's "Together to End Stroke" initiative helps people learn how to recognize and respond to stroke warning signs using the acronym "FAST," in which "F" stands for face drooping, "A" stands for arm weakness, "S" stands for speech difficulty, and "T" stands for time to call 911 if any signs are present, and

WHEREAS, new and effective treatments have been developed to treat and minimize the severity and damaging effects of strokes, but much more research is needed, NOW, THEREFORE,

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

That May 2015 is recognized as "American Stroke Month" in Florida and that all residents of this state are urged to familiarize themselves with the risk factors, warning signs, and symptoms associated with stroke and, at the first sign of a stroke, to dial 911, so that we may begin to reduce the devastating effects of stroke on our population and Floridians may live stronger, healthier lives.

—was introduced, read and adopted by publication.

At the request of Senator Detert—

By Senator Detert—

SR 1640—A resolution expressing support for the successful negotiation of a mutually beneficial Transatlantic Trade and Investment Partnership between the United States and the European Union.

WHEREAS, the transatlantic economy is the largest in the world, encompassing nearly 50 percent of global gross domestic product (GDP), and the United States-European Union High Level Working Group on Jobs and Growth has called for an agreement to remove constraints to economic growth between these two entities, resulting in discussion of the Transatlantic Trade and Investment Partnership (TTIP), and

WHEREAS, growth of emerging marketplaces across the globe continues to lessen the share of global GDP attributable to the transatlantic economy, and

WHEREAS, expansion of global trade, especially with member nations of the European Union, is of vital importance to the growth of the economy of the United States, small business participation in the international marketplace, and job creation, and

WHEREAS, this state would benefit greatly from the ratification of a comprehensive TTIP, which would create employment opportunities for Floridians as a direct result of loosening current burdens on trade and free markets, and

WHEREAS, the successful implementation of the TTIP will increase exports to the European Union from this state, and

WHEREAS, the Constitution of the United States of America grants the Congress of the United States sole authority in regulating commerce with foreign nations, and

WHEREAS, the negotiation of a successful Transatlantic Trade and Investment Partnership will necessarily be a bipartisan cooperation between state, federal, and foreign governments, NOW, THEREFORE,

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

That successful negotiation in a timely manner by the Executive Branch of a comprehensive and mutually beneficial Transatlantic Trade and Investment Partnership between the United States and the European Union and its ratification by the United States Congress is supported.

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Florida congressional delegation with a request that the United States Congress grant trade promotion authority to the Executive Branch.

—was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 1656—A resolution expressing appreciation for the sister state relationship and bilateral economic and cultural ties between Florida and Taiwan, officially known as the Republic of China, and reaffirming the commitment of this state to a strong and deepening relationship with Taiwan as it continues to embrace the fundamental values of freedom, democracy, and the protection of human rights.

WHEREAS, April 10, 2015, marked the 36th anniversary of the enactment of the Taiwan Relations Act, which maintains peace, security, and stability in the Western Pacific and promotes the foreign policy of the United States by authorizing the continuation of commercial, cultural, and other relations between the people of the United States and the people of Taiwan, and

WHEREAS, Taiwan is an ally of the United States in East Asia and, as such, continues to receive defensive weaponry, including advanced fighter aircraft, from the United States, which creates job opportunities in this state and helps Taiwan maintain its defense capabilities in the region, and

WHEREAS, President Ma Ying-jeou's East China Sea Peace Initiative and the code of conduct adopted thereunder, which recognizes the conflicting territorial viewpoints of the interested parties, calls on all concerned to resolve their regional disputes peacefully and share resources in accordance with international law, which is consistent with the security and economic interests of the United States in East Asia, and

WHEREAS, Taiwan's meaningful participation in international organizations, including its bid for attendance in the United Nations Framework Convention on Climate Change, and its participation in, observation of, and cooperation with more than 50 international organizations, specifically its recent active participation in the International Civil Aviation Organization's Assembly, is commendable, as is its membership in both the Asia-Pacific Economic Cooperation forum and the World Trade Organization, and

WHEREAS, support for Taiwan's continued economic growth and prosperity is important to the interests of the United States, especially with regard to Taiwan's bid to join the Trans-Pacific Partnership and the Regional Comprehensive Economic Partnership, which will further expand Taiwan's participation in the global market, increase equal competition with member states, and prevent economic marginalization, and

WHEREAS, in 2014, Taiwan was the 10th largest two-way trade partner of the United States and the 7th largest export market for food and agricultural products from the United States, and, in 2013, was the 6th largest source of international students traveling to the United States, and

WHEREAS, with respect to Taiwan's contributions in the global markets of both traditional and innovative industries, support for continued bilateral talks under the Trade and Investment Framework Agreement and accompanying efforts toward establishing a Bilateral Investment Agreement with the United States will globalize Taiwan's economy and eliminate trade barriers, thus solidifying Taiwan as a ro-

bust and trustworthy trade and security partner to the United States in East Asia, NOW, THEREFORE,

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

That we express appreciation for the sister state relationship and bilateral economic and cultural ties between Florida and Taiwan, officially known as the Republic of China, and reaffirm the commitment of this state to a strong and deepening relationship with Taiwan as it continues to embrace the fundamental values of freedom, democracy, and the protection of human rights.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Taipei Economic and Cultural Office in Miami as a tangible token of the sentiments of the Florida Senate.

—was introduced, read and adopted by publication.

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

SPECIAL ORDER CALENDAR

Consideration of **SB 462**, **CS for SB 1298**, and **CS for SB 842** was deferred.

On motion by Senator Hays—

CS for CS for SB 596—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; defining the term “branded product”; revising the current limitation on the number of containers that may be sold to consumers by craft distilleries; applying such limitation to individual containers for each branded product; prohibiting a craft distillery from shipping or arranging to ship any of its distilled spirits to consumers; providing an exception; requiring the Department of Transportation to install directional signs at specified locations in accordance with Florida’s Highway Guide Sign Program upon the request of a craft distillery licensed in this state; requiring the craft distillery licensed in this state to pay specified costs; providing an effective date.

—was read the second time by title.

Senator Hays moved the following amendment which was adopted:

Amendment 1 (227916)—Delete lines 48-79 and insert: to the distillery’s production building in this state.

1. A craft distillery ~~or licensed distillery~~ may not sell any factory-sealed individual containers of spirits except in face-to-face sales transactions with consumers who are making a purchase of *no more than*:

- a. *Two individual containers of each branded product;*
- b. *Three individual containers of a single branded product and up to one individual container of a second branded product; or*
- c. *Four individual containers of a single branded product.*

2. *Each container sold in face-to-face transactions with consumers must ~~two or fewer individual containers, that~~ comply with the container limits in s. 565.10, per calendar year for the consumer’s personal use and not for resale and who are present at the distillery’s licensed premises in this state.*

3. ~~A craft distillery must report to the division within 5 days after it reaches the production limitations provided in paragraph (1)(b) (4)(a).~~ Any retail sales to consumers at the craft distillery’s licensed premises are prohibited beginning the day after it reaches the production limitation.

4. ~~A craft distillery may not only ship or, arrange to ship, or deliver any of its distilled spirits to consumers and may sell and deliver only to consumers within the state in a face-to-face transaction at the distillery property. However, a craft distiller licensed under this section may ship,~~

arrange to ship, or deliver such spirits to manufacturers of distilled spirits, wholesale distributors of distilled spirits, state or federal bonded warehouses, and exporters.

5. ~~Except as provided in subparagraph 6.4., it is unlawful to transfer a distillery license for a distillery that produces 75,000 or fewer gallons per calendar year of distilled spirits on its premises or any ownership interest in such license to an individual or entity that has a direct or indirect ownership interest in any distillery licensed in this state; another state, territory, or country; or by the United States government to manufacture, blend, or rectify distilled spirits for beverage purposes.~~

6. ~~A craft distillery shall not have its ownership~~

Pursuant to Rule 4.19, **CS for CS for SB 596** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 340—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 340**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 79** was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Grimsley—

CS for HB 79—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 340** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 79** was placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for CS for SB 420—A bill to be entitled An act relating to animal control; amending s. 588.17, F.S.; providing a procedure for adopting or humanely disposing of impounded stray livestock, except cattle, as an alternative to sale or auction; amending s. 588.18, F.S.; requiring a county animal control center to establish fees and be responsible for damages caused while impounding livestock; amending s. 588.23, F.S.; conforming provisions to changes made by the act; amending s. 828.073, F.S.; conforming provisions to changes made by this act; authorizing certain municipal animal control officers to take custody of an animal

found neglected or cruelly treated or to order the owner of such an animal to provide certain care at the owner's expense; authorizing county courts to remand animals to the custody of certain municipalities; authorizing the allocation of auction proceeds to certain animal control officers; amending s. 828.27, F.S.; deleting obsolete provisions; clarifying that certain provisions relating to local animal control are not the exclusive means of enforcing animal control laws; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 420** was placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for SB 526—A bill to be entitled An act relating to notaries public; amending s. 92.525, F.S.; revising the methods available for verifying documents; amending s. 117.10, F.S.; defining the term “reliable electronic means”; authorizing specified officers to administer oaths by reliable electronic means when engaged in the performance of official duties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 526** was placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

CS for CS for CS for SB 252—A bill to be entitled An act relating to insurance; amending s. 408.909, F.S.; revising the due date for an annual report relating to health flex plans which must be submitted by the Office of Insurance Regulation and the Agency for Health Care Administration; amending s. 440.13, F.S.; revising the due date for a biennial report relating to methods to improve the workers' compensation health care delivery system which must be submitted by a certain three-member panel; amending s. 624.413, F.S.; increasing the number of years that a specified examination report remains valid and may be considered for the purpose of applying for a certificate of authority; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract of insurance; amending s. 626.916, F.S.; revising the required conditions for the export of insurance coverage to delete a provision specifying how reasonableness shall be assessed under certain circumstances; amending s. 626.931, F.S.; deleting provisions that require surplus lines agents to file a quarterly affidavit with the Florida Surplus Lines Office; amending s. 627.211, F.S.; revising the due date for an annual report relating to certain workers' compensation issues which must be submitted by the office; amending s. 627.971, F.S.; providing that the term “financial guaranty insurance” does not include guarantees of higher education loans unless written by a financial guaranty insurance corporation; amending ss. 626.932, 626.935, and 626.936, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Smith moved the following amendments which were adopted:

Amendment 1 (544922) (with title amendment)—Delete lines 122-184.

And the title is amended as follows:

Delete lines 17-24 and insert: insurance; amending s. 627.211, F.S.; revising the due

Amendment 2 (240292) (with title amendment)—Delete lines 283-315.

And the title is amended as follows:

Delete lines 30-32 and insert: a financial guaranty insurance corporation; providing an

Pursuant to Rule 4.19, **CS for CS for CS for SB 252** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for SB 220** was deferred.

CS for CS for SB 112—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the department to issue Woman Veteran, World War II Veteran, Navy Submariner, Combat Action Ribbon, Air Force Combat Action Medal, and Distinguished Flying Cross license plates; specifying qualifications and requirements for the plates; requiring that any revenue generated from the sale of Woman Veteran license plates be deposited into the Operations and Maintenance Trust Fund to be used for certain purposes; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 112**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 329** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

On motion by Senator Hays—

CS for CS for HB 329—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue Combat Action Ribbon, Air Force Combat Action Medal, Distinguished Flying Cross, World War II Veteran, Woman Veteran, Navy Combat Veteran, Marine Corps Combat Veteran, Air Force Combat Veteran, and Navy Submariner license plates; specifying qualifications and requirements for the plates; providing for the use of proceeds from the sale of the plates; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 112** and read the second time by title.

Senator Hays moved the following amendment which was adopted:

Amendment 1 (201480) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 320.089, Florida Statutes, is amended to read:

320.089 Veterans of the United States Armed Forces; members of National Guard; survivors of Pearl Harbor; Purple Heart medal recipients; active or retired United States Armed Forces reservists; Combat Infantry Badge, Combat Medical Badge, or Combat Action Badge recipients; *Combat Action Ribbon recipients; Air Force Combat Action Medal recipients; Distinguished Flying Cross recipients*; former prisoners of war; Korean War Veterans; Vietnam War Veterans; Operation Desert Shield Veterans; Operation Desert Storm Veterans; Operation Enduring Freedom Veterans; ~~and~~ Operation Iraqi Freedom Veterans; *Women Veterans; World War II Veterans; and Navy Submariners*; special license plates; fee.—

(1)(a) Each owner or lessee of an automobile or truck for private use or recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not used for hire or commercial use, who is a resident of the state and a veteran of the United States Armed Forces, *a Woman Veteran, a World War II Veteran, a Navy Submariner*, an active or retired member of the Florida National Guard, a survivor of the attack on Pearl Harbor, a recipient of the Purple Heart medal, an active or retired member of any branch of the United States Armed Forces Reserve, or a recipient of the Combat Infantry Badge, Combat Medical Badge, ~~or~~ Combat Action Badge, *Combat Action Ribbon, Air Force Combat Action Medal, or Distinguished Flying Cross shall*, upon application to the department, accompanied by proof of release or discharge from any branch of the United States Armed Forces, proof of active membership or retired status in the Florida National Guard, proof of membership in the Pearl Harbor Survivors Association or proof of active military duty in Pearl Harbor on December 7, 1941, proof of being a Purple Heart medal recipient, proof of

active or retired membership in any branch of the *United States Armed Forces Reserve*, or proof of membership in the *Combat Infantrymen's Association, Inc.*, ~~or other~~ proof of being a recipient of the *Combat Infantry Badge*, *Combat Medical Badge*, ~~or~~ *Combat Action Badge*, *Combat Action Ribbon*, *Air Force Combat Action Medal*, or *Distinguished Flying Cross*, and upon payment of the license tax for the vehicle as provided in s. 320.08, ~~shall~~ be issued a license plate as provided by s. 320.06, ~~upon which, in lieu of the serial numbers prescribed by s. 320.06, is shall be stamped with the words "Veteran," "Woman Veteran," "WWII Veteran," "Navy Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-wounded veteran," "U.S. Reserve," "Combat Infantry Badge," "Combat Medical Badge," or "Combat Action Badge," "Combat Action Ribbon," "Air Force Combat Action Medal," or "Distinguished Flying Cross," as appropriate, and a likeness of the related campaign medal or badge, followed by the serial number of the license plate. Additionally, the Purple Heart plate may have the words "Purple Heart" stamped on the plate and the likeness of the Purple Heart medal appearing on the plate.~~

(b) Notwithstanding any other provision of law to the contrary, beginning with fiscal year 2002-2003 and annually thereafter, the first \$100,000 in general revenue generated from the sale of license plates issued under this section shall be deposited into the Grants and Donations Trust Fund, as described in s. 296.38(2), to be used for the purposes established by law for that trust fund. Any additional general revenue generated from the sale of such plates shall be deposited into the State Homes for Veterans Trust Fund and used solely to construct, operate, and maintain domiciliary and nursing homes for veterans, subject to the requirements of chapter 216.

(c) *Any revenue generated from the sale of Woman Veteran license plates must be deposited into the Operations and Maintenance Trust Fund administered by the Department of Veterans' Affairs pursuant to s. 20.375(3) and must be used solely for the purpose of creating and implementing programs to benefit women veterans.* Notwithstanding any provisions of law to the contrary, an applicant for a Pearl Harbor Survivor license plate or a Purple Heart license plate who also qualifies for a disabled veteran's license plate under s. 320.084 shall be issued the appropriate special license plate without payment of the license tax imposed by s. 320.08.

(2) Each owner or lessee of an automobile or truck for private use, a truck weighing not more than 7,999 pounds, or a recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not used for hire or commercial use; who is a resident of ~~this the~~ state and who is a former prisoner of war, or ~~his or her their~~ unremarried surviving spouse, ~~shall, upon application therefor to the department, shall~~ be issued a license plate as provided in s. 320.06, ~~on which license plate are stamped with the words "Ex-POW" followed by the serial number. Each application shall be accompanied by proof that the applicant meets the qualifications specified in paragraph (a) or paragraph (b).~~

(a) A citizen of the United States who served as a member of the Armed Forces of the United States or the armed forces of a nation allied with the United States who was held as a prisoner of war at such time as the Armed Forces of the United States were engaged in combat, or ~~his or her their~~ unremarried surviving spouse, may be issued the special license plate provided for in this subsection without payment of the license tax imposed by s. 320.08.

(b) A person who was serving as a civilian with the consent of the United States Government, or a person who was a member of the Armed Forces of the United States ~~while he or she who~~ was not a United States citizen and was held as a prisoner of war when the Armed Forces of the United States were engaged in combat, or ~~his or her their~~ unremarried surviving spouse, may be issued the special license plate provided for in this subsection upon payment of the license tax imposed by s. 320.08.

(3) Each owner or lessee of an automobile or truck for private use, a truck weighing not more than 7,999 pounds, or a recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not used for hire or commercial use; who is a resident of this state and who is the unremarried surviving spouse of a recipient of the Purple Heart medal ~~shall, upon application therefor to the department accompanied by, with the payment of the required fees, shall~~ be issued a license plate as provided in s. 320.06, ~~on which is license plate are stamped with the words "Purple Heart" and~~

the likeness of the Purple Heart medal followed by the serial number. Each application shall be accompanied by proof that the applicant is the unremarried surviving spouse of a recipient of the Purple Heart medal.

(4) The owner or lessee of an automobile or truck for private use, a truck weighing not more than 7,999 pounds, or a recreational vehicle as specified in s. 320.08(9)(c) or (d) which ~~automobile, truck, or recreational vehicle~~ is not used for hire or commercial use; who is a resident of ~~this the~~ state and a current or former member of the United States Armed Forces, ~~and~~ who was deployed and served in Korea during the Korean War as defined in s. 1.01(14), ~~shall, upon application to the department, accompanied by proof of active membership or former active duty status during the Korean War, and upon payment of the license tax for the vehicle as provided in s. 320.08, shall~~ be issued a license plate as provided by s. 320.06 ~~upon which, in lieu of the registration license number prescribed by s. 320.06, is shall be stamped with the words "Korean War Veteran," and a likeness of the Korean Service Medal, followed by the registration license number of the plate. Proof that the applicant was awarded the Korean Service Medal is sufficient to establish eligibility for the license plate.~~

(5) The owner or lessee of an automobile or truck for private use, a truck weighing not more than 7,999 pounds, or a recreational vehicle as specified in s. 320.08(9)(c) or (d) which ~~automobile, truck, or recreational vehicle~~ is not used for hire or commercial use; who is a resident of ~~this the~~ state and a current or former member of the United States military, ~~and~~ who was deployed and served in Vietnam during United States military deployment in Indochina ~~shall, upon application to the department, accompanied by proof of active membership or former active duty status during these operations, and, upon payment of the license tax for the vehicle as provided in s. 320.08, shall~~ be issued a license plate as provided by s. 320.06 ~~upon which, in lieu of the registration license number prescribed by s. 320.06, is shall be stamped with the words "Vietnam War Veteran," and a likeness of the Vietnam Service Medal, followed by the registration license number of the plate. Proof that the applicant was awarded the Vietnam Service Medal is sufficient to establish eligibility for the license plate.~~

(6) The owner or lessee of an automobile or truck for private use, a truck weighing not more than 7,999 pounds, or a recreational vehicle as specified in s. 320.08(9)(c) or (d) which ~~automobile, truck, or recreational vehicle~~ is not used for hire or commercial use who is a resident of ~~this the~~ state and a current or former member of the United States military who was deployed and served in Saudi Arabia, Kuwait, or another area of the Persian Gulf during Operation Desert Shield or Operation Desert Storm; in Afghanistan during Operation Enduring Freedom; or in Iraq during Operation Iraqi Freedom ~~shall, upon application to the department, accompanied by proof of active membership or former active duty status during one of these operations, and upon payment of the license tax for the vehicle as provided in s. 320.08, shall~~ be issued a license plate as provided by s. 320.06 ~~upon which, in lieu of the registration license number prescribed by s. 320.06, is shall be stamped with the words "Operation Desert Shield," "Operation Desert Storm," "Operation Enduring Freedom," or "Operation Iraqi Freedom," as appropriate, and a likeness of the related campaign medal followed by the registration license number of the plate. Proof that the applicant was awarded the Southwest Asia Service Medal, Iraq Campaign Medal, Afghanistan Campaign Medal, or Global War on Terrorism Expeditionary Medal is sufficient to establish eligibility for the appropriate license plate.~~

Section 2. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue Woman Veteran, World War II Veteran, Navy Submariner, Combat Action Ribbon, Air Force Combat Action Medal, and Distinguished Flying Cross license plates; specifying qualifications and requirements for the plates; requiring that any revenue generated from the sale of Woman Veteran license plates be deposited into the Operations and Maintenance Trust Fund to be used for certain purposes; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 329**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Simmons—

CS for CS for SB 538—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from electronically disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known that such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; providing civil remedies; exempting providers of specified services; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; reenacting s. 784.048(7), F.S., to incorporate the amendment made to s. 921.244, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 538** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for CS for SB 872—A bill to be entitled An act relating to estates; amending s. 733.106, F.S.; authorizing the court, if costs and attorney fees are to be paid from the estate under specified sections of law, to direct payment from a certain part of the estate or, under specified circumstances, to direct payment from a trust; authorizing costs and fees to be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs and fees; authorizing a court to assess costs and fees without finding that the person engaged in specified wrongful acts; amending s. 733.212, F.S.; revising the required content for a notice of administration; revising provisions that require an interested person, who has been served a notice of administration, to file specified objections in an estate matter within 3 months after service of such notice; providing that the 3-month period may only be extended for certain estoppel; providing that objections that are not barred by the 3-month period must be filed no later than a specified date; deleting references to objections based upon the qualifications of a personal representative; amending s. 733.2123, F.S.; conforming provisions to changes made by the act; amending s. 733.3101, F.S.; requiring a personal representative to resign immediately if he or she knows that he or she was not qualified to act at the time of appointment; requiring a personal representative who was qualified to act at such appointment to file a notice if no longer qualified; authorizing an interested person within a specified period to request the removal of a personal representative who files such notice; providing that a personal representative is liable for costs and attorney fees incurred in a removal proceeding if he or she is removed and should have known of the facts supporting the removal; defining the term "qualified"; amending s. 733.504, F.S.; requiring a personal representative to be removed and the letters of administration revoked if he or she was not qualified to act at the time of appointment; amending s. 733.617, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a personal representative if the attorney prepared or supervised execution of the will unless the attorney or person is related to the testator or the testator acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying when a person is "related" to another individual; specifying when an attorney or person related to the attorney is deemed to be nominated as personal representative; providing that the provisions do not limit an interested person's rights or remedies at law or equity except for compensation payable to a personal representative; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a personal representative from serving or affect the validity of a will; providing a form for the written acknowledgment; providing applicability; amending s. 733.817, F.S.; defining and redefining terms; deleting a provision that exempts an interest in protected homestead from the apportionment of taxes; providing for the payment of taxes on protected homestead family allowance and exempt property by certain other property to the extent such other property is sufficient; revising the allocation of taxes; revising the apportionment of the net tax attributable to specified interests; au-

thorizing a court to assess liability in an equitable manner under certain circumstances; providing that a governing instrument may not direct that taxes be paid from property other than property passing under the governing instrument, except under specified conditions; requiring that direction in a governing instrument be express to apportion taxes under certain circumstances; requiring that the right of recovery provided in the Internal Revenue Code for certain taxes be expressly waived in the decedent's will or revocable trust with certain specificity; specifying the property upon which certain tax is imposed for allocation and apportionment of certain tax; providing that a general statement in the decedent's will or revocable trust waiving all rights of reimbursement or recovery under the Internal Revenue Code is not an express waiver of certain rights of recovery; requiring direction to specifically reference the generation-skipping transfer tax imposed by the Internal Revenue Code to direct its apportionment; authorizing, under certain circumstances, the decedent to direct by will the amount of net tax attributable to property over which the decedent held a general power of appointment under certain circumstances; providing that an express direction in a revocable trust is deemed to be a direction contained in the decedent's will as well as the revocable trust under certain circumstances; providing that an express direction in the decedent's will to pay tax from the decedent's revocable trust by specific reference to the revocable trust is effective unless a contrary express direction is contained in the revocable trust; revising the resolution of conflicting directions in governing instruments with regard to payment of taxes; providing that the later express direction in the will or other governing instrument controls; providing that the date of an amendment to a will or other governing instrument is the date of the will or trust for conflict resolution only if the codicil or amendment contains an express tax apportionment provision or an express modification of the tax apportionment provision; providing that a will is deemed executed after another governing instrument if the decedent's will and another governing instrument were executed on the same date; providing that an earlier conflicting governing instrument controls as to any tax remaining unpaid after the application of the later conflicting governing instrument; providing that a grant of permission or authority in a governing instrument to request payment of tax from property passing under another governing instrument is not a direction apportioning the tax to the property passing under the other governing instrument; providing a grant of permission or authority in a governing instrument to pay tax attributable to property not passing under the governing instrument is not a direction apportioning the tax to property passing under the governing instrument; providing application; prohibiting the requiring of a personal representative or fiduciary to transfer to a recipient property that may be used for payment of taxes; amending s. 736.0708, F.S.; prohibiting an attorney or person related to the attorney from receiving compensation for serving as a trustee if the attorney prepared or supervised execution of the trust instrument unless the attorney or person is related to the settlor or the settlor acknowledges in writing the receipt of certain disclosures; specifying the disclosures that must be acknowledged; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying when a person is "related" to another individual; specifying when an attorney or person related to the attorney is deemed to be appointed as trustee; providing that the provisions do not limit an interested person's rights or remedies at law or equity except for compensation payable to a trustee; providing that the failure to obtain a written acknowledgment of the disclosure does not disqualify a trustee from serving or affect the validity of a trust instrument; providing a form for the written acknowledgment; providing applicability; amending s. 736.1005, F.S.; authorizing the court, if attorney fees are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that fees may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs; providing that a court may assess fees without finding that a person engaged specified wrongful acts; amending s. 736.1006, F.S.; authorizing the court, if costs are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that costs may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs; providing that specified provisions of the act are remedial and intended to clarify existing law; providing for retroactive and prospective application of specified portions of the act; providing effective dates.

—was read the second time by title.

Senator Hukill moved the following amendments which were adopted:

Amendment 1 (388318) (with title amendment)—Delete lines 347-458.

And the title is amended as follows:

Delete lines 43-63 and insert: amending s.

Amendment 2 (733094) (with title amendment)—Delete lines 1032-1129.

And the title is amended as follows:

Delete lines 133-153 and insert: payment of taxes;

Amendment 3 (738696) (with title amendment)—Delete lines 1224-1225 and insert:

Section 14. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete line 175 and insert: portions of the act; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for SB 872** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Hukill—

CS for CS for SB 766—A bill to be entitled An act relating to surveillance by a drone; amending s. 934.50, F.S.; defining terms; prohibiting a person, a state agency, or a political subdivision from using a drone to capture an image of privately owned real property or of the owner, tenant, occupant, invitee, or licensee of such property with the intent to conduct surveillance without his or her written consent if a reasonable expectation of privacy exists; specifying when a reasonable expectation of privacy may be presumed; authorizing the use of a drone by a person or entity engaged in a business or profession licensed by the state in certain circumstances; authorizing the use of a drone by an employee or contractor of a property appraiser for the purpose of assessing property for ad valorem taxation; authorizing the use of a drone by or on behalf of certain utilities for specified purposes; providing that an owner, tenant, occupant, invitee, or licensee may initiate a civil action for compensatory damages and may seek injunctive relief against a person, a state agency, or a political subdivision that violates the act; providing for construction; providing for the recovery of attorney fees and punitive damages; specifying that remedies provided by the act are cumulative to other remedies; providing an effective date.

—was read the second time by title.

Senator Hukill moved the following amendment which was adopted:

Amendment 1 (641840) (with title amendment)—Delete lines 82-127 and insert:
from the air with the use of a drone.

(4) **EXCEPTIONS.**—This *section* ~~act~~ does not prohibit the use of a drone:

(a) To counter a high risk of a terrorist attack by a specific individual or organization if the United States Secretary of Homeland Security determines that credible intelligence indicates that there is such a risk.

(b) If the law enforcement agency first obtains a search warrant signed by a judge authorizing the use of a drone.

(c) If the law enforcement agency possesses reasonable suspicion that, under particular circumstances, swift action is needed to prevent imminent danger to life or serious damage to property, to forestall the imminent escape of a suspect or the destruction of evidence, or to achieve purposes including, but not limited to, facilitating the search for a missing person.

(d) *By a person or an entity engaged in a business or profession licensed by the state, or by an agent, employee, or contractor thereof, if the*

drone is used only to perform reasonable tasks within the scope of practice or activities permitted under such person's or entity's license. However, this exception does not apply to a profession in which the licensee's authorized scope of practice includes obtaining information about the identity, habits, conduct, movements, whereabouts, affiliations, associations, transactions, reputation, or character of any society, person, or group of persons.

(e) *By an employee or a contractor of a property appraiser who uses a drone solely for the purpose of assessing property for ad valorem taxation.*

(f) *To capture images by or for an electric, water, or natural gas utility:*

1. *For operations and maintenance of utility facilities, including facilities used in the generation, transmission, or distribution of electricity, gas, or water, for the purpose of maintaining utility system reliability and integrity;*

2. *For inspecting utility facilities, including pipelines, to determine construction, repair, maintenance, or replacement needs before, during, and after construction of such facilities;*

3. *For assessing vegetation growth for the purpose of maintaining clearances on utility rights-of-way;*

4. *For utility routing, siting, and permitting for the purpose of constructing utility facilities or providing utility service; or*

5. *For conducting environmental monitoring, as provided by federal, state, or local law, rule, or permit.*

(g) *For aerial mapping, if the person or entity using a drone for this purpose is operating in compliance with Federal Aviation Administration regulations.*

(h) *To deliver cargo, if the person or entity using a drone for this purpose is operating in compliance with Federal Aviation Administration regulations.*

(i) *To capture images necessary for the safe operation or navigation of a drone that is being used for a purpose allowed under federal or Florida law.*

And the title is amended as follows:

Delete line 18 and insert: certain utilities for specified purposes; authorizing the use of a drone for aerial mapping under certain circumstances; authorizing the use of a drone for delivering cargo under certain circumstances; authorizing the use of a drone to capture certain images under certain circumstances; providing

Pursuant to Rule 4.19, **CS for CS for SB 766** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 836—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.54, F.S.; defining the term “assessment year”; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; revising provisions relating to assessments that are premium and not subject to the premium tax; limiting an insurer's liability for uncollectible emergency assessments; deleting the requirement to file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 836** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 668—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 668**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 209** was withdrawn from the Committees on Community Affairs; Finance and Tax; and Fiscal Policy.

On motion by Senator Latvala—

CS for CS for HB 209—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; providing for application of funds if a local government entity receiving a share of the surtax is unable to further reduce ad valorem taxes; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 668** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following amendment which was adopted:

Amendment 1 (685130)—Delete lines 56-64 and insert:
entity's average annual expenditures for fire control and emergency fire rescue services in the 5 fiscal years preceding the fiscal year in which the surtax takes effect in proportion to the average annual total of the expenditures for such entities in the 5 fiscal years preceding the fiscal year in which the surtax takes effect. The county shall revise the distribution proportions to reflect a change in the service area of an entity receiving a distribution of the surtax proceeds. If an entity declines its share of surtax revenue, such revenue shall be redistributed proportionally to the entities that are participating in the sharing of such revenue based on each participating entity's average annual expenditures for fire control and emergency fire rescue services in the preceding 5 fiscal years in proportion to the average annual total of the expenditures for the participating entities in the preceding 5 fiscal years the participating

Pursuant to Rule 4.19, **CS for CS for HB 209**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Garcia—

CS for SB 954—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.4599, F.S.; requiring a receiving facility to provide notice of the whereabouts of an adult or emancipated minor patient held for involuntary examination; providing conditions for delay in notification; requiring documentation of contact attempts; amending ss. 1002.20 and 1002.33, F.S.; requiring public school or charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring district school

boards and charter school governing boards to develop notification policies and procedures; providing an effective date.

—was read the second time by title.

Senator Garcia moved the following amendments which were adopted:

Amendment 1 (633106) (with title amendment)—Delete lines 66-154 and insert:

must include, at a minimum, provisions for *all of the following*:

1. Health appraisal;
2. Records review;
3. Nurse assessment;
4. Nutrition assessment;
5. A preventive dental program;
6. Vision screening;
7. Hearing screening;
8. Scoliosis screening;
9. Growth and development screening;
10. Health counseling;
11. Referral and followup of suspected or confirmed health problems by the local county health department;
12. Meeting emergency health needs in each school;
13. County health department personnel to assist school personnel in health education curriculum development;
14. Referral of students to appropriate health treatment, in cooperation with the private health community whenever possible;
15. Consultation with a student's parent or guardian regarding the need for health attention by the family physician, dentist, or other specialist when definitive diagnosis or treatment is indicated;
16. Maintenance of records on incidents of health problems, corrective measures taken, and such other information as may be needed to plan and evaluate health programs; except, however, that provisions in the plan for maintenance of health records of individual students must be in accordance with s. 1002.22;
17. Health information which will be provided by the school health nurses, when necessary, regarding the placement of students in exceptional student programs and the reevaluation at periodic intervals of students placed in such programs; ~~and~~
18. Notification to the local nonpublic schools of the school health services program and the opportunity for representatives of the local nonpublic schools to participate in the development of the cooperative health services plan; ~~and~~
19. *Immediate notification to a student's parent, guardian, or caregiver if the student is removed from school, school transportation, or a school-sponsored activity and taken to a receiving facility for an involuntary examination pursuant to s. 394.463, including the requirements established under ss. 1002.20(3) and 1002.33(9), as applicable.*

Section 2. Section 394.4599, Florida Statutes, is amended to read:

394.4599 Notice.—

(1) **VOLUNTARY ADMISSION PATIENTS**.—Notice of an individual's ~~a~~ voluntary ~~patient's~~ admission shall ~~only~~ be given *only* at the request of the *individual patient*, except that, in an emergency, notice shall be given as determined by the facility.

(2) **INVOLUNTARY ADMISSION PATIENTS**.—

(a) Whenever notice is required to be given under this part, such notice shall be given to the *individual patient* and the *individual's patient's* guardian, guardian advocate, health care surrogate or proxy, attorney, and representative.

1. When notice is required to be given to an *individual a-patient*, it shall be given both orally and in writing, in the language and terminology that the *individual patient* can understand, and, if needed, the facility shall provide an interpreter for the *individual patient*.

2. Notice to an *individual's a-patient's* guardian, guardian advocate, health care surrogate or proxy, attorney, and representative shall be given by ~~United States mail and by registered or certified mail with the date, time, and method of notice delivery documented in receipts attached to the patient's clinical record.~~ Hand delivery by a facility employee may be used as an alternative, with the date and time of delivery documented in the clinical record. If notice is given by a state attorney or an attorney for the department, a certificate of service ~~is shall be~~ sufficient to document service.

(b) A receiving facility shall give prompt notice of the whereabouts of an *individual a-patient* who is being involuntarily held for examination to the *individual's guardian, guardian advocate, health care surrogate or proxy, attorney or representative*, by telephone or in person within 24 hours after the *individual's patient's* arrival at the facility, ~~unless the patient requests that no notification be made.~~ Contact attempts shall be documented in the *individual's patient's* clinical record and shall begin as soon as reasonably possible after the *individual's patient's* arrival. ~~Notice that a patient is being admitted as an involuntary patient shall be given to the Florida local advocacy council no later than the next working day after the patient is admitted.~~

(c)1. A receiving facility shall give notice of the whereabouts of a minor who is being involuntarily held for examination pursuant to s. 394.463 to the minor's parent, guardian, caregiver, or guardian advocate, in person or by telephone or other form of electronic communication, immediately after the minor's arrival at the facility. The facility may delay notification for no more than 24 hours after the minor's arrival if the facility has submitted a report to the central abuse hotline, pursuant to s. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect and if the facility deems a delay in notification to be in the minor's best interest.

2. The receiving facility shall attempt to notify the minor's parent, guardian, caregiver, or guardian advocate until the receiving facility receives confirmation from the parent, guardian, caregiver, or guardian advocate, verbally, by telephone or other form of electronic communication, or by recorded message, that notification has been received. Attempts to notify the parent, guardian, caregiver, or guardian advocate must be repeated at least once every hour during the first 12 hours after the minor's arrival and once every 24 hours thereafter and must continue until such confirmation is received, unless the minor is released at the end of the 72-hour examination period, or until a petition for involuntary placement is filed with the court pursuant to s. 394.463(2)(i). The receiving facility may seek assistance from a law enforcement agency to notify the minor's parent, guardian, caregiver, or guardian advocate if the facility has not received within the first 24 hours after the minor's arrival a confirmation by the parent, guardian, caregiver, or guardian advocate that notification has been received. The receiving facility must document notification attempts in the minor's clinical record.

(d)(e) The written notice of the filing of the petition for involuntary placement of an *individual being held* must contain the following:

1. Notice that the petition has been filed with the circuit court in the county in which the *individual patient* is hospitalized and the address of such court.

2. Notice that the office of the public defender has been appointed to represent the *individual patient* in the proceeding, if the *individual patient* is not otherwise represented by counsel.

3. The date, time, and place of the hearing and the name of each examining expert and every other person expected to testify in support of continued detention.

4. Notice that the *individual patient*, the *individual's patient's* guardian, guardian advocate, health care surrogate or proxy, or repre-

sentative, or the administrator may apply for a change of venue for the convenience of the parties or witnesses or because of the condition of the *individual patient*.

5. Notice that the *individual patient* is entitled to an independent expert examination and, if the *individual patient* cannot afford such an examination, that the court will provide for one.

(e)(d) A treatment facility shall provide notice of an *individual's a-patient's* involuntary admission on the next regular working day after the *individual's patient's* arrival at the facility.

(f)(e) When an *individual a-patient* is to be transferred from one facility to another, notice shall be given by the facility where the *individual patient* is located before prior to the transfer.

And the title is amended as follows:

Delete lines 9-13 and insert: F.S.; including health care surrogates and proxies as individuals who may act on behalf of an individual involuntarily admitted to a facility; requiring a receiving facility to immediately notify the parent, guardian, caregiver, or guardian advocate of the whereabouts of a minor who is being held for involuntary examination; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous notification attempts; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor's clinical record; amending ss.

Amendment 2 (491488)—Delete lines 171-187 and insert: *is removed if the principal or designee deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to s. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect. Each district school board shall develop a policy and procedures for notification under this paragraph.*

Section 4. Paragraph (q) is added to subsection (9) of section 1002.33, Florida Statutes, to read:

1002.33 Charter schools.—

(9) CHARTER SCHOOL REQUIREMENTS.—

(q) *The charter school principal or the principal's designee shall immediately notify the parent of a student who is removed from school, school transportation, or a school-sponsored activity and taken to a receiving facility for an involuntary examination pursuant to s. 394.463. The principal or the principal's designee may delay notification for no more than 24 hours after the student is removed if the*

Pursuant to Rule 4.19, **CS for SB 954** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Grimsley—

CS for SB 682—A bill to be entitled An act relating to transitional living facilities; creating part XI of ch. 400, F.S.; creating s. 400.997, F.S.; providing legislative intent; creating s. 400.9971, F.S.; providing definitions; creating s. 400.9972, F.S.; requiring the licensure of transitional living facilities; providing license fees and application requirements; requiring accreditation of licensed facilities; creating s. 400.9973, F.S.; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; creating s. 400.9974, F.S.; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; creating s. 400.9975, F.S.; providing licensee responsibilities with respect to each client and specified others and requiring written notice of such responsibilities to be provided; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or taking other retaliatory action under certain circumstances; requiring the client and client's representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures governing the release of client information; creating s. 400.9976, F.S.; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for the self-administration

of medication by clients; creating s. 400.9977, F.S.; providing training and supervision requirements for the administration of medications by unlicensed staff; specifying who may conduct the training; requiring licenses to adopt certain policies and procedures and maintain specified records with respect to the administration of medications by unlicensed staff; requiring the Agency for Health Care Administration to adopt rules; creating s. 400.9978, F.S.; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; creating s. 400.9979, F.S.; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; creating s. 400.998, F.S.; providing background screening requirements for licensee personnel; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; creating s. 400.9981, F.S.; providing licensee responsibilities with respect to the property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client's personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; creating s. 400.9982, F.S.; providing legislative intent; authorizing the agency to adopt and enforce rules establishing specified standards for transitional living facilities and personnel thereof; creating s. 400.9983, F.S.; classifying certain violations and providing penalties therefor; providing administrative fines for specified classes of violations; creating s. 400.9984, F.S.; authorizing the agency to apply certain provisions with regard to receivership proceedings; creating s. 400.9985, F.S.; requiring the agency, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; transferring and renumbering s. 400.805, F.S., as s. 400.9986, F.S.; repealing s. 400.9986, F.S., relating to transitional living facilities, on a specified date; revising the title of part V of ch. 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term "transitional living facility," to conform to changes made by the act; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; reenacting s. 381.79(1), F.S., relating to the Brain and Spinal Cord Injury Program Trust Fund, to incorporate the amendment made by the act to s. 381.75, F.S., in a reference thereto; providing for the act's applicability to licensed transitional living facilities licensed on specified dates; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 682** was placed on the calendar of Bills on Third Reading.

SB 684—A bill to be entitled An act relating to convenience businesses; amending s. 812.171, F.S.; revising the term "convenience business"; amending s. 812.173, F.S.; conforming a provision to a change made by the act; amending s. 812.174, F.S.; deleting an obsolete provision; removing the requirement that a curriculum be submitted for re-approval biennially with a specified administrative fee; removing a requirement that specified curriculum be subject to reapproval 2 years from initial approval and biennially thereafter; making technical changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 684**, pursuant to Rule 3.11(3), there being no objection, **HB 755** was withdrawn from the Committees on Commerce and Tourism; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

On motion by Senator Grimsley—

HB 755—A bill to be entitled An act relating to convenience business security; amending s. 812.171, F.S.; revising the definition of the term "convenience business" to delete an exception for certain businesses in which the owner or family members work between specified hours; amending s. 812.173, F.S.; exempting certain businesses in which the owner or family members work between specified hours from specified requirements; amending s. 812.174, F.S.; deleting obsolete provisions; deleting administrative fees required to be submitted to the Attorney General with proposed and biennial robbery deterrence and safety training curriculum for convenience store employees; deleting a requirement for the Attorney General to biennially reapprove such curriculum; providing an effective date.

—a companion measure, was substituted for **SB 684** and read the second time by title.

Pursuant to Rule 4.19, **HB 755** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 640—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; authorizing the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; requiring a funeral director to provide burial-transit permits to certain persons; deleting provisions requiring a funeral director to sign an application for a burial-transit permit and to provide certain information on the application; assigning responsibility for manually filed paper death records to the subregistrar; deleting a provision authorizing burial-transit permits filed with a local registrar to be destroyed after a certain period; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to the final dispositions and records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar on a prescribed form; requiring the department, rather than the local registrar, to register the certificate; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a death or a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; providing that a funeral director retains the responsibility to file a death or fetal death certificate with the department, rather than with the local registrar; amending s. 382.0135, F.S.; requiring the department to electronically notify the United States Social Security Administration of deaths in the state; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 640**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 243** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

On motion by Senator Detert—

CS for HB 243—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; requiring the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; providing responsibility of a funeral director for provision of electronic burial-transit permits or manually produced permits; providing responsibility of the subregistrar for manually filed paper death records; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; requiring a funeral director to file a death or fetal death certificate with the department, rather than with the local registrar; amending s. 382.0135, F.S.; requiring the department to electronically notify the

United States Social Security Administration of deaths in the state; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 640** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 243** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Montford recognized Bao Joseph, son of Cindy Brown, attorney with the Senate Committee on Judiciary, and his fellow classmates from Conley Elementary School who were present in the gallery.

INTRODUCTION OF FORMER SENATORS

Senator Latvala recognized former Senator John A. Grant, Jr. who was present in the chamber.

CS for CS for SB 338—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s. 471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural engineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting, under certain conditions, a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; revising continuing education requirements for reactivation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 338**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 217** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

On motion by Senator Altman—

CS for CS for HB 217—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s. 471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural engineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting under certain conditions a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; revising continuing education requirements for reactivation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to

conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 338** and read the second time by title.

Senator Altman moved the following amendment which was adopted:

Amendment 1 (790514) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsections (1) and (2) of section 471.003, Florida Statutes, are amended to read:

471.003 Qualifications for practice; exemptions.—

(1)(a) No person other than a duly licensed engineer shall practice engineering or use the name or title of “licensed engineer,” “professional engineer,” “registered engineer,” or any other title, designation, words, letters, abbreviations, or device tending to indicate that such person holds an active license as an engineer in this state.

(b) *Beginning March 1, 2017, no person other than a duly licensed structural engineer shall practice structural engineering or use the name or title of “licensed structural engineer,” “professional structural engineer,” “registered structural engineer,” “structural engineer,” or any other title, designation, words, letters, abbreviations, or device tending to indicate that such person holds an active license as a structural engineer in this state.*

(2) The following persons are not required to be licensed under the provisions of this chapter as a licensed engineer or structural engineer:

(a) Any person practicing engineering for the improvement of, or otherwise affecting, property legally owned by her or him, unless such practice involves a public utility or the public health, safety, or welfare or the safety or health of employees. This paragraph shall not be construed as authorizing the practice of engineering through an agent or employee who is not duly licensed under the provisions of this chapter.

(b)1. A person acting as a public officer employed by any state, county, municipal, or other governmental unit of this state when working on any project the total estimated cost of which is \$10,000 or less.

2. Persons who are employees of any state, county, municipal, or other governmental unit of this state and who are the subordinates of a person in responsible charge licensed under this chapter, to the extent that the supervision meets standards adopted by rule of the board.

(c) Regular full-time employees of a corporation not engaged in the practice of engineering as such, whose practice of engineering for such corporation is limited to the design or fabrication of manufactured products and servicing of such products.

(d) Regular full-time employees of a public utility or other entity subject to regulation by the Florida Public Service Commission, Federal Energy Regulatory Commission, or Federal Communications Commission.

(e) Employees of a firm, corporation, or partnership who are the subordinates of a person in responsible charge, licensed under this chapter.

(f) Any person as contractor in the execution of work designed by a professional engineer or structural engineer or in the supervision of the construction of work as a foreman or superintendent.

(g) A licensed surveyor and mapper who takes, or contracts for, professional engineering services incidental to her or his practice of surveying and mapping and who delegates such engineering services to a licensed professional engineer qualified within her or his firm or contracts for such professional engineering services to be performed by others who are licensed professional engineers under the provisions of this chapter.

(h) Any electrical, plumbing, air-conditioning, or mechanical contractor whose practice includes the design and fabrication of electrical, plumbing, air-conditioning, or mechanical systems, respectively, which she or he installs by virtue of a license issued under chapter 489, under part I of chapter 553, or under any special act or ordinance when working on any construction project which:

1. Requires an electrical or plumbing or air-conditioning and refrigeration system with a value of \$125,000 or less; and

2.a. Requires an aggregate service capacity of 600 amperes (240 volts) or less on a residential electrical system or 800 amperes (240 volts) or less on a commercial or industrial electrical system;

b. Requires a plumbing system with fewer than 250 fixture units; or

c. Requires a heating, ventilation, and air-conditioning system not to exceed a 15-ton-per-system capacity, or if the project is designed to accommodate 100 or fewer persons.

(i) Any general contractor, certified or registered pursuant to the provisions of chapter 489, when negotiating or performing services under a design-build contract as long as the engineering services offered or rendered in connection with the contract are offered and rendered by an engineer or structural engineer licensed in accordance with this chapter.

(j) Any defense, space, or aerospace company, whether a sole proprietorship, firm, limited liability company, partnership, joint venture, joint stock association, corporation, or other business entity, subsidiary, or affiliate, or any employee, contract worker, subcontractor, or independent contractor of the defense, space, or aerospace company who provides engineering for aircraft, space launch vehicles, launch services, satellites, satellite services, or other defense, space, or aerospace-related product or services, or components thereof.

Section 2. Subsections (14) and (15) are added to section 471.005, Florida Statutes, to read:

471.005 Definitions.—As used in this chapter, the term:

(14) “Licensed structural engineer,” “professional structural engineer,” “registered structural engineer,” or “structural engineer” means a person who is licensed to engage in the practice of structural engineering under this chapter.

(15) “Structural engineering” means an engineering service or creative work that includes the structural analysis and design of structural components or systems for threshold buildings as defined in s. 553.71. The term includes engineering, as defined in subsection (7), which requires significant structural engineering education, training, experience, and examination, as determined by the board.

Section 3. Subsections (1) and (6) of section 471.011, Florida Statutes, are amended to read:

471.011 Fees.—

(1) The board by rule may establish fees to be paid for applications, examination, reexamination, licensing and renewal, inactive status application and reactivation of inactive licenses, and recordmaking and recordkeeping. The board may also establish by rule a delinquency fee. The board shall establish fees that are adequate to ensure the continued operation of the board. Fees shall be based on department estimates of the revenue required to implement this chapter and the provisions of law with respect to the regulation of engineers and structural engineers.

(6) The fee for a temporary registration or certificate to practice engineering or structural engineering shall not exceed \$25 for an individual or \$50 for a business firm.

Section 4. Paragraph (a) of subsection (2) of section 471.013, Florida Statutes, is amended to read:

471.013 Examinations; prerequisites.—

(2)(a) The board may refuse to certify an applicant for failure to satisfy the requirement of good moral character only if:

1. There is a substantial connection between the lack of good moral character of the applicant and the professional responsibilities of a licensed engineer or structural engineer; and

2. The finding by the board of lack of good moral character is supported by clear and convincing evidence.

Section 5. Present subsections (3) through (7) of section 471.015, Florida Statutes, are redesignated as subsections (4) through (8), respectively, present subsection (3) is amended, and a new subsection (3) is added to that section, to read:

471.015 Licensure.—

(3)(a) *The management corporation shall issue a structural engineer license to any applicant who the board certifies as qualified to practice structural engineering and who:*

1. *Is licensed under this chapter as an engineer or is qualified for licensure as an engineer.*

2. *Submits an application in the format prescribed by the board.*

3. *Pays a fee established by the board under s. 471.011.*

4. *Provides satisfactory evidence of good moral character, as defined by the board.*

5. *Provides a record of 4 years of active structural engineering experience, as defined by the board, under the supervision of a licensed professional engineer.*

6. *Has successfully passed the National Council of Examiners for Engineering and Surveying Structural Engineering examination.*

(b) *Before September 1, 2016, an applicant who satisfies subparagraphs (a)1.-4. may satisfy subparagraphs (a)5. and 6. by:*

1. *Submitting a signed affidavit in the format prescribed by the board which states that the applicant is currently a licensed engineer in the state and has been engaged in the practice of structural engineering with a record of at least 4 years of active structural engineering design experience;*

2. *Possessing a current professional engineering license and filing the necessary documentation as required by the board, or possessing a current threshold inspector license; and*

3. *Agreeing to meet with the board or a representative of the board, upon the board's request, for the purpose of evaluating the applicant's qualifications for licensure.*

(c) *An applicant who is qualified for licensure as an engineer under s. 471.013 may simultaneously apply for licensure as a structural engineer if all requirements of s. 471.013 and this subsection are met.*

~~(4)(3) The board shall certify as qualified for a license by endorsement an applicant who:~~

(a) *In engineering, by endorsement, an applicant who qualifies to take the fundamentals examination and the principles and practice examination as set forth in s. 471.013, has passed a United States national, regional, state, or territorial licensing examination that is substantially equivalent to the fundamentals examination and principles and practice examination required by s. 471.013, and has satisfied the experience requirements set forth in s. 471.013; or*

(b) *In engineering or structural engineering, by endorsement, an applicant who holds a valid license to practice engineering, or, for structural engineering, an applicant who holds a valid license to practice structural engineering, issued by another state or territory of the United States, if the criteria for issuance of the license were substantially the same as the licensure criteria that existed in this state at the time the license was issued; or*

(c) *In structural engineering, by endorsement, an applicant who holds a valid license to practice structural engineering issued by another state or territory of the United States and who has successfully passed one of the following 16-hour examination combinations:*

1. *The 8-hour National Council of Examiners for Engineering and Surveying Structural Engineering I examination and the 8-hour National Council of Examiners for Engineering and Surveying Structural Engineering II examination.*

2. *The 8-hour National Council of Examiners for Engineering and Surveying Structural Engineering II examination and the 8-hour National Council of Examiners for Engineering and Surveying Civil: Structural examination or the 8-hour National Council of Examiners for Engineering and Surveying Architectural Engineering examination.*

3. *The 16-hour Western States Structural Engineering examination.*

4. *The 8-hour National Council of Examiners for Engineering Structural Engineering II examination and the 8-hour California Structural Engineering Seismic III examination or the 8-hour Washington Structural Engineering III examination.*

Section 6. Section 471.019, Florida Statutes, is amended to read:

471.019 *Reactivation.*—The board shall prescribe by rule continuing education requirements for reactivating a license. The continuing education requirements for reactivating a license for a licensed engineer or structural engineer may not exceed 12 classroom hours for each year the license was inactive.

Section 7. Subsection (2) of section 471.025, Florida Statutes, is amended to read:

471.025 *Seals.*—

(2) It is unlawful for any person to seal or digitally sign any document with a seal or digital signature after his or her license has expired or been revoked or suspended, unless such license is ~~has been~~ reinstated or reissued. When an engineer's or structural engineer's license is ~~has been~~ revoked or suspended by the board, the licensee shall, within a period of 30 days after the revocation or suspension has become effective, surrender his or her seal to the executive director of the board and confirm to the executive director the cancellation of the licensee's digital signature in accordance with ss. 668.001-668.006. In the event the engineer's license has been suspended for a period of time, his or her seal shall be returned to him or her upon expiration of the suspension period.

Section 8. Present paragraphs (b) through (g) of subsection (1) of section 471.031, Florida Statutes, are redesignated as paragraphs (c) through (h), respectively, present paragraph (b) of that subsection is amended, and a new paragraph (b) is added to that subsection, to read:

471.031 *Prohibitions; penalties.*—

(1) A person may not:

(b) *Beginning March 1, 2017, practice structural engineering unless the person is licensed as a structural engineer or exempt from licensure under this chapter.*

(c)(b)1. Except as provided in subparagraph 2. or subparagraph 3., use the name or title "professional engineer" or any other title, designation, words, letters, abbreviations, or device tending to indicate that such person holds an active licensure as an engineer when the person is not licensed under this chapter, including, but not limited to, the following titles: "agricultural engineer," "air-conditioning engineer," "architectural engineer," "building engineer," "chemical engineer," "civil engineer," "control systems engineer," "electrical engineer," "environmental engineer," "fire protection engineer," "industrial engineer," "manufacturing engineer," "mechanical engineer," "metallurgical engineer," "mining engineer," "minerals engineer," "marine engineer," "nuclear engineer," "petroleum engineer," "plumbing engineer," "structural engineer," "transportation engineer," "software engineer," "computer hardware engineer," or "systems engineer."

2. Any person who is exempt from licensure under s. 471.003(2)(j) may use the title or personnel classification of "engineer" in the scope of his or her work under that exemption if the title does not include or connote the term "*licensed engineer*," "*professional engineer*," "*registered engineer*," "*licensed professional engineer*," "~~licensed engineer~~," "*registered professional engineer*," "*licensed structural engineer*," "*professional structural engineer*," "*registered structural engineer*," or "*structural engineer*." or "~~licensed professional engineer~~."

3. Any person who is exempt from licensure under s. 471.003(2)(c) or (e) may use the title or personnel classification of "engineer" in the scope of his or her work under that exemption if the title does not include or connote the term "*licensed engineer*," "*professional engineer*," "*registered engineer*," "*licensed professional engineer*," "~~licensed engineer~~," "*registered professional engineer*," "*licensed structural engineer*," "*professional structural engineer*," "*registered structural engineer*," or "*structural engineer*," or "~~licensed professional engineer~~" and if that person is a graduate from an approved engineering curriculum of 4 years or more in a school, college, or university which has been approved by the board.

Section 9. Paragraphs (b) through (e) and (g) of subsection (1) and subsection (4) of section 471.033, Florida Statutes, are amended to read:

471.033 *Disciplinary proceedings.*—

(1) The following acts constitute grounds for which the disciplinary actions in subsection (3) may be taken:

(b) Attempting to procure a license to practice engineering or structural engineering by bribery or fraudulent misrepresentations.

(c) Having a license to practice engineering or structural engineering revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of another state, territory, or country; for any act that would constitute a violation of this chapter or chapter 455.

(d) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of engineering, structural engineering, or the ability to practice engineering or structural engineering.

(e) Making or filing a report or record that the licensee knows to be false, willfully failing to file a report or record required by state or federal law, willfully impeding or obstructing such filing, or inducing another person to impede or obstruct such filing. Such reports or records include only those which ~~that~~ are signed in the capacity of a licensed engineer or licensed structural engineer.

(g) Engaging in fraud or deceit, negligence, incompetence, or misconduct; in the practice of engineering or structural engineering.

(4) The management corporation shall reissue the license of a disciplined engineer, structural engineer, or business upon certification by the board that the disciplined person has complied with all of the terms and conditions set forth in the final order.

Section 10. Subsection (1) of section 471.037, Florida Statutes, is amended to read:

471.037 *Effect of chapter locally.*—

(1) Nothing contained in this chapter shall be construed to repeal, amend, limit, or otherwise affect any local building code or zoning law or ordinance, now or hereafter enacted, which is more restrictive with respect to the services of licensed engineers or structural engineers than the provisions of this chapter.

Section 11. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s. 471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural engineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting, under certain conditions, a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019

and 471.025, F.S.; revising continuing education requirements for re-activation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 217**, as amended, was placed on the calendar of Bills on Third Reading.

SB 266—A bill to be entitled An act relating to property appraisers; amending s. 195.087, F.S.; specifying that a property appraiser's operating budget is final and shall be funded by the county commission once the Department of Revenue makes its final budget amendments; specifying that the county commission remains obligated to fund the department's final property appraiser's operating budget during the pendency of an appeal to the Administration Commission; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 266**, pursuant to Rule 3.11(3), there being no objection, **HB 213** was withdrawn from the Committees on Community Affairs; Finance and Tax; and Appropriations.

On motion by Senator Ring—

HB 213—A bill to be entitled An act relating to property appraisers; amending s. 195.087, F.S.; specifying that a property appraiser's operating budget is final and shall be funded by the county commission once the Department of Revenue makes its final budget amendments; specifying that the county commission remains obligated to fund the department's final property appraiser's operating budget during the pendency of an appeal to the Administration Commission; providing an effective date.

—a companion measure, was substituted for **SB 266** and read the second time by title.

Pursuant to Rule 4.19, **HB 213** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 674—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms "identification and location information" and "servicemember"; providing an exemption from public records requirements for certain identification and location information of servicemembers and the spouses and dependents of servicemembers; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 674**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 185** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

On motion by Senator Evers—

CS for CS for CS for HB 185—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms "identification and location information" and "servicemember"; providing an exemption from public records requirements for identification and location information of servicemembers and the spouses and dependents of servicemembers; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 674** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 185** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz de la Portilla—

CS for CS for SB 278—A bill to be entitled An act relating to downtown development districts; creating s. 189.056, F.S.; providing legislative intent; authorizing municipalities larger than a certain population and located in certain counties to levy an ad valorem tax on real and personal property in downtown development districts; specifying the purpose of such ad valorem tax; limiting the downtown development district's ad valorem millage rate; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 278** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 7066** and **CS for SB 746** was deferred.

CS for SB 768—A bill to be entitled An act relating to patient observation status notification; amending s. 395.301, F.S.; requiring a licensed facility to document observation services in a patient's discharge papers when the facility places the patient on observation status; requiring a licensed facility to notify a patient or patient's proxy of observation status through discharge papers; authorizing a licensed facility to notify a patient or patient's proxy of observation status through other forms of communication; providing an effective date.

—was read the second time by title.

On motion by Senator Gaetz, further consideration of **CS for SB 768** was deferred.

On motion by Senator Thompson—

CS for SB 746—A bill to be entitled An act relating to diabetes awareness training for law enforcement officers; providing a short title; creating s. 943.1726, F.S.; requiring the Department of Law Enforcement to establish an online continued employment training component relating to diabetic emergencies; specifying topics to be included in the instruction; providing that completion of the training may count towards continued employment instruction requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 746** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

SB 996—A bill to be entitled An act relating to home medical equipment; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment and supplies to their patients in the course of their practice from licensure as home medical equipment providers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 996** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for SB 1098—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding certain substances to the Schedule I list of controlled substances; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(11)(b), 458.3265(1)(e), 459.0137(1)(e), 782.04(1)(a) and (4), 893.0356(2)(a) and (5), 893.05(1),

893.12(2)(b),(c), and (d), 893.13(1)(a), (c), (d), (e), (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), 893.135(1)(k) and (l), and 921.0022(3)(b), (c), and (e), F.S., relating to the definitions used in ch. 39, F.S., driving under the influence, suspension of driver licenses, boating under the influence, drug-free workplace programs, pain-management clinics, murder, controlled substance analogs, practitioners and persons administering controlled substances in their absence, contraband seizure and forfeiture, controlled substance offenses, offenses involving trafficking in controlled substances, and the offense severity ranking chart of the Criminal Punishment Code, respectively, to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1098** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sobel—

CS for CS for SB 382—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; requiring that a community living support plan be completed and provided to the administrator of a facility within a specified period after the resident's admission; restricting the agency from imposing a fine if the facility has requested the community living support plan; requiring that the community living support plan be updated when there is a significant change to the mental health resident's behavioral health; requiring a mental health resident case manager to keep certain records of interactions with the resident and to make the records available for inspection; requiring retention of the records for a specified period; requiring the responsible entity to ensure monitoring and implementation of community living support plans and cooperative agreements; amending s. 400.0074, F.S.; requiring a local ombudsman council to conduct comprehensive onsite administrative assessments; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee; amending s. 400.0078, F.S.; requiring that a long-term care resident or resident representative be informed of resident immunity from retaliatory action for presenting grievances or exercising resident rights; amending s. 409.212, F.S.; increasing the cap on additional supplementation that a person may receive under certain conditions; amending s. 429.02, F.S.; revising the definition of the term "limited nursing services"; amending s. 429.07, F.S.; requiring that an extended congregate care license be issued to certain facilities licensed as assisted living facilities under certain circumstances and authorizing the issuance of such a license if a specified condition is met; providing that the initial extended congregate care license is provisional under certain circumstances; requiring a licensee to notify the agency of acceptance of a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with license requirements; requiring the licensee to suspend extended congregate care services under certain circumstances; revising the frequency of monitoring visits to a facility by a registered nurse representing the agency; authorizing the agency to waive a required yearly monitoring visit under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring an assisted living facility that serves mental health residents to obtain a limited mental health license; requiring a limited mental health facility to provide written evidence that certain documentation was sent to the department within a specified period; amending s. 429.14, F.S.; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a requirement that the agency provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; requiring the agency to double fine amounts under certain cir-

cumstances; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.27, F.S.; revising the amount of cash for which a facility may provide safekeeping for a resident; amending s. 429.28, F.S.; providing notice requirements regarding confidentiality of resident identity in a complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council and immunity from retaliatory action for presenting grievances or exercising resident rights; requiring the agency to adopt rules; providing a fine if a facility terminates an individual's residency after the filing of a complaint if good cause is not shown for the termination; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect a licensed assisted living facility; requiring the agency to conduct periodic inspections; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving certain services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a preservice orientation; requiring the employee and administrator to sign a statement of completion and keep the statement in the employee's personnel record; requiring additional hours of training for assistance with medication; creating s. 429.55, F.S.; directing the agency to create an assisted living facility consumer information website; providing criteria for webpage content; providing content requirements; authorizing the agency to adopt rules; providing an effective date.

—was read the second time by title.

SENATOR RICHTER PRESIDING

Senator Sobel moved the following amendments which were adopted:

Amendment 1 (595190)—Delete lines 185-186 and insert:
health status. Each case manager

Amendment 2 (316148)—Delete lines 644-649 and insert:
may not restrict agency staff in accessing and copying records, at the agency's expense, or in conducting confidential interviews with facility staff or any individual who receives services from the facility provide to the

Amendment 3 (967822) (with directory and title amendments)—Delete lines 693-697 and insert:

(e) Regardless of the class of violation cited, instead of

And the directory clause is amended as follows:

Delete line 684 and insert:

Section 10. Paragraph (e) is added to subsection

And the title is amended as follows:

Delete lines 77-81 and insert: requiring the Agency for Health Care Administration to impose a fine if a facility is not in compliance with certain background screening requirements; amending s. 429.256,

Senator Sobel moved the following amendment:

Amendment 4 (781446) (with directory amendment)—Between lines 773 and 774 insert:

(3)(a) The agency shall conduct a survey to determine general compliance with facility standards and compliance with residents' rights as a prerequisite to initial licensure or licensure renewal. *The agency shall adopt rules for uniform standards and criteria that will be used to determine compliance with facility standards and residents' rights.*

And the directory clause is amended as follows:

Delete line 751 and insert:

Section 13. Subsections (2), (5), and (6) and paragraph (a) of subsection (3) of section

Senator Sobel moved the following amendment to **Amendment 4 (781446)** which was adopted:

Amendment 4A (595356)—Delete line 8 and insert: licensure renewal. *The agency shall adopt rules in consultation with the department for uniform*

Amendment 4 (781446) as amended was adopted.

Senator Sobel moved the following amendment which was adopted:

Amendment 5 (344122)—Delete lines 895-898 and insert: *create a content link that is easily accessible and prominently displayed on the home page of the agency's website to provide consumer information on assisted living facilities. The website must be searchable by facility name,*

Pursuant to Rule 4.19, **CS for CS for SB 382** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for SB 1388—A bill to be entitled An act relating to special districts; amending s. 11.40, F.S.; conforming cross-references; amending s. 189.011, F.S.; revising legislative intent with respect to the Uniform Special District Accountability Act to include independent and dependent special districts; amending s. 189.016, F.S., deleting a provision requiring a special district to transmit certain budgets to the local government instead of posting such information on the special district's website under specific circumstances; specifying the period in which certain budget information must be posted on the special district's website; amending s. 189.02, F.S.; specifying the Legislature's authority to create dependent special district, and authorizing an existing independent special district, to identify the district as independent in its charter; transferring, renumbering, and amending ss. 189.034 and 189.035, F.S., deleting provisions requiring that special districts created by special act provide specified information to the Legislative Auditing Committee or requiring that special districts created by local ordinance provide specified information to the local general-purpose government, to conform; deleting related provisions requiring the Legislative Auditing Committee to provide certain notice to the Legislature or local general-purpose government, as appropriate, when a special district fails to file certain required reports or requested information, to conform; amending s. 189.061, F.S.; conforming provisions; amending s. 189.064, F.S.; revising the required content of the special district handbook; creating s. 189.0653, F.S.; requiring special districts created by special act or local ordinance to provide specified information to the Legislative Auditing Committee or local general-purpose government, as appropriate; amending s. 189.067, F.S.; conforming cross-references; amending s. 189.068, F.S.; specifying that local general-purpose governments may review certain special districts; conforming cross-references; amending s. 189.069, F.S.; deleting a cross-reference, to conform; revising the list of items required to be included on the websites of special districts; reenacting ss. 165.0615(16) and 189.074(2)(e) and (3)(g), F.S., relating to municipal conversion of independent special districts upon elector-initiated and approved referendum and the voluntary merger of independent special districts, respectively, to incorporate the amendment made by the act to s. 189.016, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (345974) (with title amendment)—Delete lines 380-540 and insert:

Section 11. Subsection (1) of section 189.062, Florida Statutes, is amended to read:

189.062 Special procedures for inactive districts.—

(1) The department shall declare inactive any special district in this state by documenting that:

(a) The special district meets one of the following criteria:

1. The registered agent of the district, the chair of the governing body of the district, or the governing body of the appropriate local general-purpose government notifies the department in writing that the district has taken no action for 2 or more years;

2. The registered agent of the district, the chair of the governing body of the district, or the governing body of the appropriate local general-purpose government notifies the department in writing that the district has not had a governing body or a sufficient number of governing body members to constitute a quorum for 2 or more years;

3. The registered agent of the district, the chair of the governing body of the district, or the governing body of the appropriate local general-purpose government fails to respond to an inquiry by the department within 21 days;

4. The department determines, pursuant to s. 189.067, that the district has failed to file any of the reports listed in s. 189.066;

5. The district has not had a registered office and agent on file with the department for 1 or more years; or

6. The governing body of a special district provides documentation to the department that it has unanimously adopted a resolution declaring the special district inactive. The special district ~~is shall be~~ responsible for payment of any expenses associated with its dissolution. A special district declared inactive pursuant to this subparagraph may be dissolved without a referendum; ~~or~~

(b) The department, special district, or local general-purpose government published a notice of proposed declaration of inactive status in a newspaper of general circulation in the county or municipality in which the territory of the special district is located and sent a copy of such notice by certified mail to the registered agent or chair of the governing body, if any. Such notice must include the name of the special district, the law under which it was organized and operating, a general description of the territory included in the special district, and a statement that any objections must be filed pursuant to chapter 120 within 21 days after the publication date; and

(c) Twenty-one days have elapsed from the publication date of the notice of proposed declaration of inactive status and no administrative appeals were filed.

Section 12. Subsections (1), (2), and (3) of section 189.064, Florida Statutes, are amended to read:

189.064 Special District Accountability Program; duties and responsibilities.—The Special District Accountability Program of the department has the following duties:

(1) Electronically publishing special district noncompliance status reports from the Department of *Management Services*, the Department of Financial Services, the Division of Bond Finance of the State Board of Administration, the Auditor General, and the Legislative Auditing Committee, for the reporting required in ss. 112.63, 218.32, 218.38, and 218.39. The noncompliance reports must list those special districts that did not comply with the statutory reporting requirements and be made available to the public electronically.

(2) Maintaining the official list of special districts *as set forth in s. 189.061*.

(3) Publishing and updating of a "Florida Special District Handbook" that contains, at a minimum:

(a) A section that specifies definitions of special districts and status distinctions in the statutes.

(b) A section or sections that specify current statutory provisions for special district creation, implementation, modification, dissolution, and operating procedures.

(c) A section that summarizes the reporting requirements applicable to all types of special districts as provided in ss. 189.015 and 189.016.

(d) A section that summarizes the public facilities reporting requirements and the evaluation and appraisal notification schedule as provided in s. 189.08(2).

Section 13. Section 189.0653, Florida Statutes, is created to read:

189.0653 Public hearing on noncompliance.—Before the public hearing as provided in s. 189.0651(2) or s. 189.0652(2) is held, the special district shall provide the following information at the request of the local general-purpose government or the Legislative Auditing Committee, as appropriate:

- (1) *The district's annual financial report for the previous fiscal year.*
- (2) *The district's audit report for the previous fiscal year.*
- (3) *Minutes of meetings of the special district's governing body for the previous fiscal year and the current fiscal year to date.*
- (4) *A report for the previous fiscal year providing the following information:*
 - (a) *The purpose of the special district.*
 - (b) *The sources of funding for the special district.*
 - (c) *A description of the major activities, programs, and initiatives that the special district undertook in the most recently completed fiscal year and the benchmarks or criteria under which the success or failure of the district was or will be determined by its governing body.*
 - (d) *Any challenges or obstacles faced by the special district in fulfilling its purpose and related responsibilities.*
 - (e) *Ways in which the special district's governing body believes that it could better fulfill the special district's purpose and a description of the actions that it intends to take.*
 - (f) *Proposed changes to the special act, ordinance, or resolution, as appropriate, which established the special district and justification for such changes.*
 - (g) *Any other information reasonably required to provide the reviewing entity with an accurate understanding of the purpose of the special district and how the special district is fulfilling that purpose.*
 - (h) *Any reasons for the district's noncompliance resulting in the public hearing.*
 - (i) *Whether the district is currently in compliance.*
 - (j) *Plans to correct any recurring issues of noncompliance.*
 - (k) *Efforts to promote transparency, including a statement indicating whether the district's website complies with s. 189.069.*

Section 14. Subsection (2) of section 189.067, Florida Statutes, is amended to read:

189.067 Failure of district to disclose financial reports.—

(2) Failure of a special district to comply with the actuarial and financial reporting requirements under s. 112.63, s. 218.32, or s. 218.39 after the procedures of subsection (1) are exhausted shall be deemed final action of the special district. The actuarial and financial reporting requirements are declared to be essential requirements of law. Remedies for noncompliance with ss. 218.32 and 218.39 shall be as provided in ss. 189.0651 and 189.0652 ~~ss. 189.034 and 189.035~~. Remedy for noncompliance with s. 112.63 shall be as set forth in subsection (4).

Section 15. Paragraphs (a), (b), and (c) of subsection (2) of section 189.068, Florida Statutes, are amended to read:

189.068 Special districts; authority for oversight; general oversight review process.—

(2) Special districts may be reviewed for general oversight purposes under this section as follows:

(a) All special districts created by special act may be reviewed by the Legislature using the public hearing process provided in s. 189.0651(2) ~~ss. 189.034~~.

(b) All special districts created by local ordinance or resolution may be reviewed by the local general-purpose government that enacted the ordinance or resolution using the public hearing process provided in s. 189.0652(2) ~~ss. 189.035~~.

(c) All dependent special districts *not created by special act* may be reviewed by the local general-purpose government *upon to* which they are dependent.

Section 16. Section 189.069, Florida Statutes, is amended to read:

189.069 Special districts; required reporting of information; web-based public access.—

(1) Beginning on October 1, 2015, or by the end of the first full fiscal year after its creation, each special district shall maintain an official Internet website containing the information required by this section ~~in accordance with s. 189.016~~. Special districts shall submit their official Internet website addresses to the department.

(a) Independent special districts shall maintain a separate Internet website.

(b) Dependent special districts shall be ~~prominently~~ *prominently* displayed on the home page of the Internet website of the local general-purpose government *upon which they are dependent that created the special district* with a hyperlink to such webpages as are necessary to provide the information required by this section. Dependent special districts may maintain a separate Internet website providing the information required by this section.

(2)(a) A special district shall post the following information, at a minimum, on the district's official website:

1. The full legal name of the special district.
2. The public purpose of the special district.
3. The name, address, e-mail address, and, if applicable, the term and appointing authority for each member of the governing body of the special district.
4. The fiscal year of the special district.
5. The full text of the special district's charter, the date of establishment, the establishing entity, and the statute or statutes under which the special district operates, if different from the statute or statutes under which the special district was established. Community development districts may reference chapter 190 as the uniform charter, but must include information relating to any grant of special powers.
6. The mailing address, e-mail address, telephone number, and Internet website uniform resource locator of the special district.
7. A description of the boundaries or service area of, and the services provided by, the special district.
8. A listing of all taxes, fees, assessments, or charges imposed and collected by the special district, including the rates or amounts for the fiscal year and the statutory authority for the levy of the tax, fee, assessment, or charge. For purposes of this subparagraph, charges do not include patient charges by a hospital or other health care provider.
9. The primary contact information for the special district for purposes of communication from the department.
10. A code of ethics adopted by the special district, if applicable, and a hyperlink to generally applicable ethics provisions.
11. The budget of ~~the each~~ special district, ~~and any in addition to~~ amendments *thereto* in accordance with s. 189.016.
12. The final, complete audit report for the most recent completed fiscal year, and audit reports required by law or authorized by the governing body of the special district.

13. *A listing of its regularly scheduled public meetings for the year. The schedule must include the date, time, and location of each such meeting.*

14. *The public facilities report, if applicable.*

15. *The link to the Department of Financial Services'*

And the title is amended as follows:

Between lines 36 and 37 insert: 189.062, F.S.; making technical changes; amending s.

Pursuant to Rule 4.19, **CS for SB 1388** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala—

CS for SB 636—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising the definition of the term “licensed audit firm”; amending s. 473.309, F.S.; revising practice requirements for partnerships, corporations, and limited liability companies; amending s. 473.3101, F.S.; revising provisions relating to the licensure of firms and public accounting firms; amending s. 473.316, F.S.; revising the definition of the term “quality review” to include a peer review; amending ss. 473.3125 and 473.322, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 636** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for CS for CS for SB 736—A bill to be entitled An act relating to residential properties; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for a certificate based upon the date of issuance and form of delivery; providing that the association waives a specified claim against a person or such person’s successors or assigns who rely on the certificate in good faith; authorizing a summary proceeding to be brought to compel an association to prepare or deliver an estoppel certificate; specifying the maximum amounts an association may charge for an estoppel certificate; providing that the authority to charge a fee for the estoppel certificate must be established by a specified written resolution or provided by a written management, bookkeeping, or maintenance contract; deleting obsolete provisions; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senators Negron and Latvala offered the following amendment which was moved by Senator Latvala:

Amendment 1 (706802)—Delete lines 82-269 and insert:
the estoppel certificate may not exceed \$150 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable unit. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable unit, an additional fee for the estoppel certificate may not exceed \$200. The association may not charge a fee for an estoppel certificate that is issued more than 10 business days after it receives the request for the certificate. The maximum allowable fees charged in accordance with this section shall be adjusted every 3 years in an amount equal to the annual increases for that 3-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, all items. The amount of the fee must be included on the certificate.

2. *If the estoppel certificate is requested in conjunction with the sale or refinancing of a unit, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. If the closing does not occur, the fee for the certificate is the obligation of the unit owner, and the association may collect the fee in the same manner as an assessment against the unit. An association may not require the payment of any other fees as a condition for the preparation or delivery of an estoppel certificate.*

~~(f)(d)~~ The authority to charge a fee for the *estoppel* certificate ~~must~~ *shall* be established by a written resolution adopted by the board or provided by a written management, bookkeeping, or maintenance contract and is payable upon the preparation of the certificate. ~~If the certificate is requested in conjunction with the sale or mortgage of a unit but the closing does not occur and no later than 30 days after the closing date for which the certificate was sought the preparer receives a written request, accompanied by reasonable documentation, that the sale did not occur from a payor that is not the unit owner, the fee shall be refunded to that payor within 30 days after receipt of the request. The refund is the obligation of the unit owner, and the association may collect it from that owner in the same manner as an assessment as provided in this section.~~

Section 2. Subsection (6) of section 719.108, Florida Statutes, is amended to read:

719.108 Rents and assessments; liability; lien and priority; interest; collection; cooperative ownership.—

(6) *An association shall issue an estoppel certificate to a unit owner or the unit owner’s designee or a unit mortgagee or the unit mortgagee’s designee within 10 business 15 days after receiving a written or electronic request for the certificate. The estoppel certificate must be delivered by mail, by hand delivery, or by electronic means to the requester on the date of issuance.*

(a) *The estoppel certificate must contain all of the following:*

1. *The date of issuance.*

2. *The amount of all assessments and other moneys owed to the association by the unit owner for a specific unit on the date of issuance. This amount is limited to the amounts authorized to be recorded in the official records of the association under s. 719.104(2).*

3. *The amount of any additional assessments and other moneys that are scheduled to become due for each day after the date of issuance for the 30-day or 35-day effective period of the estoppel certificate. This amount is limited to the amounts authorized to be recorded in the official records of the association under s. 719.104(2). In calculating the amounts that are scheduled to become due, the association may assume that any delinquent amounts will remain delinquent during the effective period of the estoppel certificate.*

4. *The amount of any fee charged by the association for preparing and delivering the estoppel certificate. This fee is in addition to any other amounts on the estoppel certificate.*

5. *The signature of an officer or agent of the association.*

(b) *An estoppel certificate that is delivered on the date of issuance has a 30-day effective period. An estoppel certificate that is mailed to the requester has a 35-day effective period.*

(c) *An association waives the right to collect any moneys owed in excess of the amounts specified in the estoppel certificate from any person who in good faith relies upon the estoppel certificate and from that person’s successors and assigns.*

(d) *A summary proceeding pursuant to s. 51.011 may be brought to compel compliance with this subsection, and in any such action the prevailing party is entitled to recover reasonable attorney fees by a unit owner or mortgagee, the association shall provide a certificate stating all assessments and other moneys owed to the association by the unit owner with respect to the cooperative parcel. Any person other than the unit owner who relies upon such certificate shall be protected thereby.*

(e)1. Notwithstanding any limitation on transfer fees contained in s. 719.106(1)(i), ~~an~~ the association or its authorized agent may charge a ~~reasonable fee, which may not exceed its reasonable costs to prepare and deliver for the preparation of the estoppel certificate. However, the fee for the estoppel certificate may not exceed \$150 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable unit. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable unit, an additional fee for the estoppel certificate may not exceed \$200. The association may not charge a fee for an estoppel certificate that is issued more than 10 business days after it~~

receives a request for the certificate. The maximum allowable fees charged in accordance with this section shall be adjusted every 3 years in an amount equal to the annual increases for that 3-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, all items.

2. If the estoppel certificate is requested in conjunction with the sale or refinancing of a unit, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. If the closing does not occur, the fee for the certificate is the obligation of the unit owner, and the association may collect the fee in the same manner as an assessment against the unit. An association may not require the payment of any other fees as a condition for the preparation or delivery of an estoppel certificate.

(f) The authority to charge a fee for the estoppel certificate must be established by a written resolution adopted by the board or provided by a written management, bookkeeping, or maintenance contract.

Section 3. Section 720.30851, Florida Statutes, is amended to read:

720.30851 Estoppel certificates.—An association shall issue an estoppel certificate to a parcel owner or the parcel owner's designee or a mortgagee or the mortgagee's designee within 10 business ~~15~~ days after receiving a written or electronic request for the certificate. The estoppel certificate must be delivered by mail, by hand delivery, or by electronic means to the requester on the date of issuance.

(1) The estoppel certificate must contain all of the following:

(a) The date of issuance.

(b) The amount of all assessments and other moneys owed to the association by the parcel owner for a specific parcel as recorded on the date of issuance. This amount is limited to amounts authorized by statute to be recorded in the official records of the association under s. 720.303(4).

(c) The amount of any additional assessments and other moneys that are scheduled to become due for each day after the date of issuance for the 30-day or 35-day effective period of the estoppel certificate. This amount is limited to amounts authorized by statute to be recorded in the official records of the association under s. 720.303(4). In calculating the amounts that are scheduled to become due, the association may assume that any delinquent amounts will remain delinquent during the effective period of the estoppel certificate.

(d) The amount of any fee charged by the association for preparing and delivering the estoppel certificate. This fee is in addition to any other amounts on the certificate.

(e) The signature of an officer or agent of the association.

(2) An estoppel certificate that is delivered on the date of issuance has a 30-day effective period. An estoppel certificate that is mailed to the requester has a 35-day effective period.

(3) An association waives the right to collect any moneys owed in excess of the amounts specified in the estoppel certificate from any person who in good faith relies upon the estoppel certificate and from that person's successors and assigns the date on which a request for an estoppel certificate is received from a parcel owner or mortgagee, or his or her designee, the association shall provide a certificate signed by an officer or authorized agent of the association stating all assessments and other moneys owed to the association by the parcel owner or mortgagee with respect to the parcel. An association may charge a fee for the preparation of such certificate, and the amount of such fee must be stated on the certificate.

~~(1) Any person other than a parcel owner who relies upon a certificate receives the benefits and protection thereof.~~

~~(4)(2)~~ A summary proceeding pursuant to s. 51.011 may be brought to compel compliance with this section, and the prevailing party is entitled to recover reasonable attorney ~~attorney's~~ fees.

(5)(a) An association or its agent may charge a fee, which may not exceed its reasonable costs to prepare and deliver the estoppel certificate. However, the fee for the estoppel certificate may not exceed \$150 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable parcel. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request,

the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable parcel, an additional fee for the certificate may not exceed \$200. The association may not charge a fee for an

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senators Negron and Latvala offered the following substitute amendment which was moved by Senator Latvala and adopted:

Amendment 2 (465792)—Delete lines 82-269 and insert:
the estoppel certificate may not exceed \$200 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable unit. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable unit, an additional fee for the estoppel certificate may not exceed \$200. The association may not charge a fee for an estoppel certificate that is issued more than 10 business days after it receives the request for the certificate. The maximum allowable fees charged in accordance with this section shall be adjusted every 3 years in an amount equal to the annual increases for that 3-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, all items ~~The amount of the fee must be included on the certificate.~~

2. If the estoppel certificate is requested in conjunction with the sale or refinancing of a unit, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. If the closing does not occur, the fee for the certificate is the obligation of the unit owner, and the association may collect the fee in the same manner as an assessment against the unit. An association may not require the payment of any other fees as a condition for the preparation or delivery of an estoppel certificate.

~~(f)(d)~~ The authority to charge a fee for the estoppel certificate must ~~shall~~ be established by a written resolution adopted by the board or provided by a written management, bookkeeping, or maintenance contract ~~and is payable upon the preparation of the certificate. If the certificate is requested in conjunction with the sale or mortgage of a unit but the closing does not occur and no later than 30 days after the closing date for which the certificate was sought the preparer receives a written request, accompanied by reasonable documentation, that the sale did not occur from a payor that is not the unit owner, the fee shall be refunded to that payor within 30 days after receipt of the request. The refund is the obligation of the unit owner, and the association may collect it from that owner in the same manner as an assessment as provided in this section.~~

Section 2. Subsection (6) of section 719.108, Florida Statutes, is amended to read:

719.108 Rents and assessments; liability; lien and priority; interest; collection; cooperative ownership.—

(6) An association shall issue an estoppel certificate to a unit owner or the unit owner's designee or a unit mortgagee or the unit mortgagee's designee within 10 business ~~15~~ days after receiving a written or electronic request for the certificate. The estoppel certificate must be delivered by mail, by hand delivery, or by electronic means to the requester on the date of issuance.

(a) The estoppel certificate must contain all of the following:

1. The date of issuance.

2. The amount of all assessments and other moneys owed to the association by the unit owner for a specific unit on the date of issuance. This amount is limited to the amounts authorized to be recorded in the official records of the association under s. 719.104(2).

3. The amount of any additional assessments and other moneys that are scheduled to become due for each day after the date of issuance for the 30-day or 35-day effective period of the estoppel certificate. This amount is limited to the amounts authorized to be recorded in the official records of the association under s. 719.104(2). In calculating the amounts that are scheduled to become due, the association may assume that any delinquent amounts will remain delinquent during the effective period of the estoppel certificate.

4. The amount of any fee charged by the association for preparing and delivering the estoppel certificate. This fee is in addition to any other amounts on the estoppel certificate.

5. The signature of an officer or agent of the association.

(b) An estoppel certificate that is delivered on the date of issuance has a 30-day effective period. An estoppel certificate that is mailed to the requester has a 35-day effective period.

(c) An association waives the right to collect any moneys owed in excess of the amounts specified in the estoppel certificate from any person who in good faith relies upon the estoppel certificate and from that person's successors and assigns.

(d) A summary proceeding pursuant to s. 51.011 may be brought to compel compliance with this subsection, and in any such action the prevailing party is entitled to recover reasonable attorney fees by a unit owner or mortgagee, the association shall provide a certificate stating all assessments and other moneys owed to the association by the unit owner with respect to the cooperative parcel. Any person other than the unit owner who relies upon such certificate shall be protected thereby.

(e)1. Notwithstanding any limitation on transfer fees contained in s. 719.106(1)(i), ~~an~~ the association or its authorized agent may charge a reasonable fee, which may not exceed its reasonable costs to prepare and deliver for the preparation of the estoppel certificate. However, the fee for the estoppel certificate may not exceed \$200 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable unit. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable unit, an additional fee for the estoppel certificate may not exceed \$200. The association may not charge a fee for an estoppel certificate that is issued more than 10 business days after it receives a request for the certificate. The maximum allowable fees charged in accordance with this section shall be adjusted every 3 years in an amount equal to the annual increases for that 3-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, all items.

2. If the estoppel certificate is requested in conjunction with the sale or refinancing of a unit, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. If the closing does not occur, the fee for the certificate is the obligation of the unit owner, and the association may collect the fee in the same manner as an assessment against the unit. An association may not require the payment of any other fees as a condition for the preparation or delivery of an estoppel certificate.

(f) The authority to charge a fee for the estoppel certificate must be established by a written resolution adopted by the board or provided by a written management, bookkeeping, or maintenance contract.

Section 3. Section 720.30851, Florida Statutes, is amended to read:

720.30851 Estoppel certificates.—An association shall issue an estoppel certificate to a parcel owner or the parcel owner's designee or a mortgagee or the mortgagee's designee within 10 business ~~15~~ days after receiving a written or electronic request for the certificate. The estoppel certificate must be delivered by mail, by hand delivery, or by electronic means to the requester on the date of issuance.

(1) The estoppel certificate must contain all of the following:

(a) The date of issuance.

(b) The amount of all assessments and other moneys owed to the association by the parcel owner for a specific parcel as recorded on the date of issuance. This amount is limited to amounts authorized by statute to be recorded in the official records of the association under s. 720.303(4).

(c) The amount of any additional assessments and other moneys that are scheduled to become due for each day after the date of issuance for the 30-day or 35-day effective period of the estoppel certificate. This amount is limited to amounts authorized by statute to be recorded in the official records of the association under s. 720.303(4). In calculating the amounts that are scheduled to become due, the association may assume that any delinquent amounts will remain delinquent during the effective period of the estoppel certificate.

(d) The amount of any fee charged by the association for preparing and delivering the estoppel certificate. This fee is in addition to any other amounts on the certificate.

(e) The signature of an officer or agent of the association.

(2) An estoppel certificate that is delivered on the date of issuance has a 30-day effective period. An estoppel certificate that is mailed to the requester has a 35-day effective period.

(3) An association waives the right to collect any moneys owed in excess of the amounts specified in the estoppel certificate from any person who in good faith relies upon the estoppel certificate and from that person's successors and assigns ~~the date on which a request for an estoppel certificate is received from a parcel owner or mortgagee, or his or her designee, the association shall provide a certificate signed by an officer or authorized agent of the association stating all assessments and other moneys owed to the association by the parcel owner or mortgagee with respect to the parcel. An association may charge a fee for the preparation of such certificate, and the amount of such fee must be stated on the certificate.~~

~~(1) Any person other than a parcel owner who relies upon a certificate receives the benefits and protection thereof.~~

(4)~~(2)~~ A summary proceeding pursuant to s. 51.011 may be brought to compel compliance with this section, and the prevailing party is entitled to recover reasonable attorney ~~attorney's~~ fees.

(5)(a) An association or its agent may charge a fee, which may not exceed its reasonable costs to prepare and deliver the estoppel certificate. However, the fee for the estoppel certificate may not exceed \$200 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable parcel. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable parcel, an additional fee for the certificate may not exceed \$200. The association may not charge a fee for an

Pursuant to Rule 4.19, **CS for CS for CS for SB 736** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 816** was deferred.

On motion by Senator Bean—

CS for SB 904—A bill to be entitled An act relating to home health services; amending s. 400.462, F.S.; defining a term; amending s. 400.464, F.S.; allowing home health agencies to operate related offices inside of the main office's geographic service area without an additional license; amending s. 400.506, F.S.; providing for the licensure of more than one nurse registry operational site within the same geographic service area; authorizing a licensed nurse registry to operate a satellite office; requiring a nurse registry operational site to keep all original records; requiring a nurse registry to provide notice and certain evidence before it relocates an operational site or opens a satellite office; re-enacting ss. 400.497, 817.505(3)(h), 400.506(3), F.S., to incorporate the amendment made to s. 400.506, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bean moved the following amendment which was adopted:

Amendment 1 (843364) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present subsections (28) and (29) of section 400.462, Florida Statutes, are redesignated as subsections (29) and (30), respectively, and a new subsection (28) is added to that section, to read:

400.462 Definitions.—As used in this part, the term:

(28) “Satellite office” means a secondary office of a nurse registry established pursuant to s. 400.506(1) in the same health service planning district as a licensed nurse registry operational site.

Section 2. Subsection (2) of section 400.464, Florida Statutes, is amended to read:

400.464 Home health agencies to be licensed; expiration of license; exemptions; unlawful acts; penalties.—

(2) If the licensed home health agency operates related offices, each related office outside the *health service planning district* ~~county~~ where the main office is located must be separately licensed. The counties where the related offices are operating *within the health service planning district* must be specified on the license in the main office.

Section 3. Subsection (1) of section 400.506, Florida Statutes, is amended to read:

400.506 Licensure of nurse registries; requirements; penalties.—

(1)(a) A nurse registry is exempt from the licensing requirements of a home health agency but must be licensed as a nurse registry. The requirements of part II of chapter 408 apply to the provision of services that require licensure pursuant to ss. 400.506-400.518 and part II of chapter 408 and to entities licensed by or applying for such license from the Agency for Health Care Administration pursuant to ss. 400.506-400.518. A license issued by the agency is required for the operation of a nurse registry. Each operational site of the nurse registry must be licensed, unless there is more than one site within the *health service planning district for which a license is issued. In such case, a county. If there is more than one site within a county, only one license per county is required.* each operational site *within the health service planning district* must be listed on the license.

(b) A licensed nurse registry may operate a satellite office as defined in s. 400.462. The nurse registry operational site must administer all satellite offices. A satellite office may store supplies and records, register and process contractors, and conduct business by telephone as is done at other operational sites. Nurse registries may use signs and advertisements to notify the public of the location of a satellite office. All original records must be kept at the operational site.

(c) A nurse registry must provide notice, in writing, to the agency at the state and area office levels, as required by agency rule, of a proposed change of address for an operational site or the opening of a satellite office. Before relocating an operational site or opening a satellite office, the nurse registry must submit evidence of its legal right to use the proposed property and evidence that the property is zoned for nurse registry use.

Section 4. Section 400.497, paragraph (h) of subsection (3) of s. 817.505, and subsection (3) of s. 400.506, Florida Statutes, are reenacted for the purpose of incorporating the amendment made by this act to s. 400.506, Florida Statutes, in references thereto.

Section 5. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to home health services; amending s. 400.462, F.S.; defining a term; amending s. 400.464, F.S.; allowing home health agencies to operate related offices inside of the main office's health service planning district without an additional license; amending s. 400.506, F.S.; providing for the licensure of more than one nurse registry operational site within the same health service planning district; authorizing a licensed nurse registry to operate a satellite office; requiring a nurse registry operational site to keep all original records; requiring a nurse registry to provide notice and certain evidence before it relocates an operational site or opens a satellite office; reenacting ss. 400.497, 817.505(3)(h), 400.506(3), F.S., to incorporate the amendment made to s. 400.506, F.S., in references thereto; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 904** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

Senator Richter recognized Chief Financial Officer Jeff Atwater, former Senate President, who was present in the chamber.

On motion by Senator Simmons—

CS for SB 1298—A bill to be entitled An act relating to insurance for short-term rental and transportation network companies; creating s. 627.716, F.S.; defining terms; establishing insurance requirements for short-term rental network companies during certain timeframes; requiring a short-term rental network company to make certain written disclosures to participating lessors; requiring an insurer to defend and indemnify an insured in this state; prohibiting the personal insurance policy of a participating lessor of a short-term rental property from providing specified coverage during certain timeframes except under specified circumstances; requiring a short-term rental network company and its insurer to cooperate with certain claims investigations; providing that the section does not limit the liability of a short-term rental network company under specified circumstances; creating s. 627.748, F.S.; defining terms; requiring a transportation network company driver or such company on the driver's behalf, or a combination thereof, to maintain primary automobile liability insurance issued by specified insurers with certain coverages in specified amounts during certain timeframes; requiring the transportation network company to provide automobile insurance in the event insurance maintained by the transportation network company driver lapses or does not provide the required coverage; requiring a transportation network company driver to carry proof of insurance coverage at certain times and to disclose specified information in the event of an accident; requiring a transportation network company to make certain disclosures to transportation network company drivers; authorizing insurers to exclude certain coverages during specified periods for policies issued to transportation network company drivers for personal vehicles; requiring a transportation network company and certain insurers to cooperate during a claims investigation to facilitate the exchange of specified information; requiring a transportation network company to determine whether an individual's personal vehicle is subject to a lien before allowing the individual to act as a driver and, if the vehicle is subject to a lien, to verify that the insurance required by this section provides coverage to the lienholder during specified periods; authorizing the Office of Insurance Regulation to adopt rules to implement the section; providing an effective date.

—was read the second time by title.

Senator Simmons moved the following amendment:

Amendment 1 (800248) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (1) of section 316.646, Florida Statutes, is amended to read:

316.646 Security required; proof of security and display thereof.—

(1) Any person required by s. 324.022 to maintain property damage liability security, required by s. 324.023 to maintain liability security for bodily injury or death, ~~or~~ required by s. 627.733 to maintain personal injury protection security on a motor vehicle, *or required by s. 627.748(2)(d) to maintain insurance* shall have in his or her immediate possession at all times while operating such motor vehicle proper proof of maintenance of the required security.

(a) Such proof shall be in a uniform paper or electronic format, as prescribed by the department, a valid insurance policy, an insurance policy binder, a certificate of insurance, or such other proof as may be prescribed by the department.

(b)1. The act of presenting to a law enforcement officer an electronic device displaying proof of insurance in an electronic format does not constitute consent for the officer to access any information on the device other than the displayed proof of insurance.

2. The person who presents the device to the officer assumes the liability for any resulting damage to the device.

Section 2. Section 627.716, Florida Statutes, is created to read:

627.716 *Short-term rental network company insurance.—*

(1) *For purposes of this section, the term:*

(a) “Application” means an Internet-enabled application or platform or any similar method that is used to provide rental services to a participating renter and that is owned or used by a short-term rental network company.

(b) “Participating lessor” means a person who makes a short-term rental property available through an application to participating renters.

(c) “Participating renter” means a person who enters into a short-term rental arrangement through an application.

(d) “Short-term rental network company” or “company” means an individual or organization, including, but not limited to, a corporation, limited liability company, partnership, sole proprietorship, or other entity for which participating lessors provide prearranged, short-term rentals for compensation using an application to connect a participating renter with a participating lessor. The term does not include a licensee under chapter 509, an association as defined in s. 719.103, a developer or managing entity as defined in s. 721.05, or other entity that owns, manages, or otherwise controls the short-term rental property of the participating lessor.

(e) “Short-term rental network company insurance” means an insurance policy that provides coverage as required by this section at all times during the short-term rental period.

(f) “Short-term rental period” means the period beginning at the time the participating renter first uses or occupies the short-term rental property and ending at the time the participating renter vacates the short-term rental property.

(g) “Short-term rental property” means the entirety or any portion of a property which is used for residential occupancy purposes. The term includes, but is not limited to, a condominium, an apartment, a multifamily dwelling, a single-family structure, or any other rental unit located in this state which is owned or rented by a participating lessor. The term does not include timeshare property as defined in s. 721.05.

(2)(a) During the short-term rental period, a short-term rental network company shall maintain short-term rental network company insurance as excess coverage, except that such coverage shall be primary to the extent that the participating lessor’s insurance does not provide coverage. The short-term rental network insurance must:

1. Insure the participating lessor against direct physical loss to the short-term rental property and its contents, exclusive of the property of the participating renter, with limits of at least \$1 million per occurrence with a policy period aggregate limit of \$2 million for each short-term rental property.

2. Provide liability coverage for personal injury and property damage with limits of at least \$1 million which covers the acts and omissions of the short-term rental network company, a participating lessor, and all other persons using or occupying the short-term rental property, except for a participating renter, against claims arising out of the use or occupancy of the short-term rental property by a participating renter and which does not contain an exclusion for co-insureds.

(b) Short-term rental network company insurance may not require as a prerequisite of coverage that another insurance policy first deny a claim.

(3) A short-term rental network company shall disclose in writing to a participating lessor the insurance coverages and limits of liability that the short-term rental network company provides during the short-term rental period. The company shall advise the participating lessor in writing that the participating lessor’s personal insurance policy may not provide the insurance coverage required by subsection (2).

(4) An insurer that provides short-term rental network company insurance shall defend and indemnify in this state the insured in accordance with the policy’s provisions.

(5)(a) During the short-term rental period, the participating lessor’s personal insurance policy for the short-term rental property may not:

1. Be required to provide primary or excess coverage.

2. Provide any coverage to the participating lessor, the participating renter, or a third party unless the policy, with or without a separate charge, provides for such coverage or contains an amendment or endorsement to provide such coverage.

3. Have any duty to indemnify or defend for liabilities arising during the short-term rental period unless the policy, with or without a separate charge, provides for such duties or contains an amendment or endorsement to provide for such duties.

(b) Before or after the short-term rental period, the participating lessor’s personal policy for the short-term rental property may not provide coverage for claims arising from any rental arrangement entered into by a participating renter with the short-term rental company or the participating lessor for the short-term rental property or for acts and omissions related to the rental arrangement unless the policy, with or without a separate charge, provides for such coverage or contains an amendment or endorsement to provide such coverage.

(6) In a claims investigation, a short-term rental network company or its insurer shall cooperate with other insurers to facilitate the exchange of information, which must include the number and duration of all short-term rental periods made with respect to the short-term rental property for the 12 months preceding the date of loss.

(7) This section does not limit the liability of a short-term rental network company arising out of the use or occupancy of short-term rental property by a participating renter for an amount that exceeds the limits specified in subsection (2).

Section 3. Section 627.748, Florida Statutes, is created to read:

627.748 *Transportation network company insurance.—*

(1) *For purposes of this section, the term:*

(a) “Digital network” means an online-enabled application, software, website, or system offered or used by a transportation network company which enables the prearrangement of rides with transportation network company drivers.

(b) “Personal vehicle” means a vehicle, however titled, which is used by a transportation network company driver in connection with providing transportation network company service and that:

1. Is owned, leased, or otherwise authorized for use by the transportation network company driver; and

2. Is not a taxi, jitney, limousine, or for-hire vehicle as defined in s. 320.01(15).

(c) “Prearranged ride” means the provision of transportation by a driver to or on behalf of a rider, beginning when a driver accepts a ride requested by a rider through a digital network controlled by a transportation network company, continuing while the driver transports the rider, and ending when the last rider departs from the personal vehicle. A prearranged ride does not include transportation provided using a taxi, jitney, limousine, for-hire vehicle as defined in s. 320.01(15), or street hail services.

(d) “Transportation network company” or “company” means a corporation, partnership, sole proprietorship, or other entity operating in this state which uses a digital network to connect transportation network company riders to transportation network company drivers who provide prearranged rides. A transportation network company may not be deemed to control, direct, or manage the personal vehicles or transportation network company drivers that connect to its digital network, unless agreed to in a written contract. A transportation network company does not include an individual, corporation, partnership, sole proprietorship, or other entity arranging nonemergency medical transportation for individuals qualifying for Medicaid or Medicare pursuant to a contract with the state or a managed care organization.

(e) “Transportation network company driver” or “driver” means an individual who:

1. *Receives connections to potential riders and related services from a transportation network company in exchange for any form of compensation, including payment of a fee to the transportation network company; and*

2. *Uses a personal vehicle to offer or provide a prearranged ride to riders upon connection through a digital network controlled by a transportation network company in return for compensation, including payment of a fee.*

(f) *“Transportation network company rider” or “rider” means an individual who directly or indirectly uses a transportation network company’s digital network to connect with a transportation network company driver who provides transportation services to such individual in the driver’s personal vehicle.*

(2)(a) *A transportation network company driver, or a transportation network company on the driver’s behalf, shall maintain primary automobile insurance that recognizes that the driver is a transportation network company driver or that the driver otherwise uses a personal vehicle to transport riders for compensation. Such primary automobile insurance must cover the driver as required under this section, including while the driver is logged on to the transportation network company’s digital network and engaged in a prearranged ride.*

(b) *The following automobile insurance requirements apply while a participating transportation network company driver is logged on to the transportation network company’s digital network and is available to receive transportation requests, but is not engaged in a prearranged ride:*

1. *Primary automobile liability insurance of at least \$125,000 for death and bodily injury per person, \$250,000 for death and bodily injury per incident, and \$25,000 for property damage; and*

2. *Primary automobile insurance that provides the minimum coverage requirements under ss. 627.730-627.7405.*

(c) *While a transportation network company driver is engaged in a prearranged ride, the automobile insurance requirements that apply are primary automobile liability insurance of at least \$1 million for death and bodily injury and \$50,000 for property damage.*

(d) *The following automobile insurance requirements apply at all times other than the periods specified in paragraph (b) or paragraph (c) if a driver has an agreement with a transportation network company to provide any form of transportation services to riders:*

1. *Primary automobile liability insurance of at least \$100,000 for death and bodily injury per person, \$200,000 for death and bodily injury per incident, and \$25,000 for property damage; and*

2. *Primary automobile insurance that provides the minimum coverage requirements under ss. 627.730-627.7405.*

(e) *The coverage requirements of paragraph (d) shall be satisfied by automobile insurance maintained by the transportation network company driver. The coverage requirements of paragraphs (b) and (c) may be satisfied by any of the following:*

1. *Automobile insurance maintained by the transportation network company driver;*

2. *Automobile insurance maintained by the transportation network company; or*

3. *Any combination of subparagraphs 1. and 2.*

(f) *If automobile insurance maintained by a driver under paragraph (b), paragraph (c), or paragraph (d) has lapsed or does not provide the required coverage, automobile insurance maintained by a transportation network company must provide the coverage required by this section beginning with the first dollar of a claim and must require that the insurer have the duty to defend such claim in this state.*

(g) *Coverage under an automobile insurance policy maintained by the transportation network company may not be dependent on a personal automobile liability insurance policy first denying a claim.*

(h) *Automobile insurance required by this section may be provided by an insurer authorized to do business in this state or an eligible surplus lines insurer.*

(i) *Automobile insurance satisfying the requirements of this section shall be deemed to satisfy the financial responsibility requirements for a motor vehicle under chapter 324 and the security required under s. 627.733.*

(j) *A transportation network company driver shall carry proof of insurance coverage satisfying paragraphs (b), (c), and (d) at all times during his or her use of a personal vehicle. In the event of an accident:*

1. *The driver shall provide the insurance coverage information to the directly involved parties, automobile insurers, and investigating police officers. Proof of financial responsibility may be provided through a digital telephone application under s. 316.646 controlled by a transportation network company.*

2. *The driver, upon request, shall disclose to the directly involved parties, automobile insurers, and investigating police officers whether the driver, at the time of the accident, was logged on to the transportation network company’s digital network or engaged in prearranged ride.*

(k) *Before a driver may accept a request for a prearranged ride on the transportation network company’s digital network, the transportation network company shall disclose in writing to each transportation network company driver each type of:*

1. *Insurance coverage and the limit for each coverage the transportation network company provides; and*

2. *Automobile insurance coverage that the driver must maintain while the driver uses a personal vehicle in connection with the transportation network company.*

(l) *An insurer that provides personal automobile insurance policies under part XI of chapter 627 may exclude from coverage under a policy issued to an owner or operator of a personal vehicle any loss or injury that occurs while a driver is logged on to a transportation network company’s digital network or while a driver is engaged in a prearranged ride. Such right to exclude coverage applies to any coverage under an automobile insurance policy, including, but not limited to:*

1. *Liability coverage for bodily injury and property damage.*

2. *Personal injury protection coverage under s. 627.736.*

3. *Uninsured and underinsured motorist coverage.*

4. *Medical payments coverage.*

5. *Comprehensive physical damage coverage.*

6. *Collision physical damage coverage.*

(m) *The exclusions authorized under paragraph (l) apply notwithstanding any financial responsibility requirements under chapter 324. This section does not require that a personal automobile insurance policy provide coverage while the driver is logged on to the transportation network company’s digital network, while the driver is engaged in a prearranged ride, or while the driver otherwise uses a personal vehicle to transport riders for compensation. However, an insurer may voluntarily elect to provide coverage for such driver’s personal vehicle by contract or endorsement.*

(n) *An insurer that excludes coverage, as authorized under paragraph (l):*

1. *Does not have a duty to defend or indemnify any claim excluded. This section does not invalidate or limit an exclusion contained in a policy, including any policy in use or approved for use in this state before July 1, 2015.*

2. *Has a right of contribution against other insurers that provide automobile insurance to the same driver in satisfaction of the coverage requirements of this section at the time of loss if the insurer defends or indemnifies a claim against a driver which is excluded under the terms of its policy.*

(o) *In a claims investigation, a transportation network company and any insurer potentially providing coverage for such claim under this section shall cooperate to facilitate the exchange of relevant information with directly involved parties and insurers of the transportation network company driver, if applicable. Such information must provide:*

1. *The precise times that a driver logged on and off the transportation network company's digital network during the 12-hour period immediately preceding and immediately after the accident.*

2. *A clear description of the coverage, any exclusions, and limits provided under any automobile insurance maintained under this section.*

(p) *Before allowing an individual to act as a driver on its digital network, a transportation network company shall determine whether the driver's personal vehicle is subject to a lien. If the personal vehicle is subject to a lien, the transportation network company shall verify that the insurance required by this section provides coverage to the lienholder while the driver is logged into the transportation network company's digital network and while the driver is providing a prearranged ride.*

(3) *The office may adopt rules to implement this section.*

Section 4. This act shall take effect October 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to minimum insurance requirements; amending s. 316.646, F.S.; requiring a transportation network company driver to have proof of certain insurance in his or her possession during a specified timeframe; creating s. 627.716, F.S.; defining terms; establishing insurance requirements for short-term rental network companies during certain timeframes; requiring a short-term rental network company to make certain written disclosures to participating lessors; requiring an insurer to defend and indemnify an insured in this state; prohibiting the personal insurance policy of a participating lessor of a short-term rental property from providing specified coverage during certain timeframes except under specified circumstances; requiring a short-term rental network company and its insurer to cooperate with certain claims investigations; providing that the section does not limit the liability of a short-term rental network company under specified circumstances; creating s. 627.748, F.S.; defining terms; requiring a transportation network company driver or such company on the driver's behalf, or a combination thereof, to maintain primary automobile insurance issued by specified insurers with certain coverages in specified amounts during certain timeframes; requiring a transportation network company driver to maintain primary automobile insurance issued by specified insurers with certain coverages in specified amounts during certain timeframes; requiring the transportation network company to provide automobile insurance in the event insurance maintained by the transportation network company driver lapses or does not provide the required coverage; requiring a transportation network company driver to carry proof of certain insurance coverage at all times during his or her use of a personal vehicle and to disclose specified information in the event of an accident; requiring a transportation network company to make certain disclosures to transportation network company drivers; authorizing insurers to exclude certain coverages during specified periods for policies issued to transportation network company drivers for personal vehicles; requiring a transportation network company and certain insurers to cooperate during a claims investigation to facilitate the exchange of specified information; requiring a transportation network company to determine whether an individual's personal vehicle is subject to a lien before allowing the individual to act as a driver and, if the vehicle is subject to a lien, to verify that the insurance required by this section provides coverage to the lienholder during specified periods; authorizing the Office of Insurance Regulation to adopt rules to implement the section; providing an effective date.

THE PRESIDENT PRESIDING

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Simmons moved the following amendments to **Amendment 1 (800248)** which were adopted:

Amendment 1A (805270)—Delete lines 48-88 and insert:

chapter 509, an association as defined in s. 718.103 or s. 719.103, a homeowners' association as defined in s. 720.301, a developer or managing entity as defined in s. 721.05, or other entity that owns, manages, or otherwise controls the short-term rental property of the participating lessor.

(e) *"Short-term rental network company insurance" means an insurance policy that provides coverage as required by this section at all times during the short-term rental period.*

(f) *"Short-term rental period" means the period beginning at the time the participating renter first uses or occupies the short-term rental property and ending at the time the participating renter vacates the short-term rental property.*

(g) *"Short-term rental property" means the entirety or any portion of a property which is used for residential occupancy purposes. The term includes, but is not limited to, a condominium, an apartment, a multifamily dwelling, a single-family structure, or any other rental unit located in this state which is owned or rented by a participating lessor. The term does not include timeshare property as defined in s. 721.05.*

(2) *During the short-term rental period, a short-term rental network company shall maintain short-term rental network company insurance as excess coverage, except that such coverage shall be primary to the extent that the participating lessor's insurance does not provide coverage. The short-term rental network company insurance must:*

(a) *Insure the participating lessor against direct physical loss to the short-term rental property and its contents, exclusive of the property of the participating renter, with limits of at least \$1 million per occurrence with a policy period aggregate limit of \$2 million for each short-term rental property.*

(b) *Provide liability coverage for personal injury and property damage with limits of at least \$1 million which covers the acts and omissions of the short-term rental network company, a participating lessor, and all other persons using or occupying the short-term rental property, except for a participating renter, against claims arising out of the use or occupancy of the short-term rental property by a participating renter and which does not contain an exclusion for co-insureds.*

Amendment 1B (184998)—Delete line 332 and insert:

Section 4. This act shall take effect January 1, 2016.

Amendment 1C (438918)—Delete lines 242-244 and insert:

(h) *Automobile insurance required by this section must be provided by an insurer authorized to do business in this state which is a member of the Florida Insurance Guaranty Association.*

Amendment 1 (800248) as amended was adopted.

Pursuant to Rule 4.19, **CS for SB 1298** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

RECESS

On motion by Senator Simmons, the Senate recessed at 12:10 p.m. to reconvene at 1:15 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 1:15 p.m. A quorum present—32:

Mr. President	Bullard	Gibson
Abruzzo	Clemens	Hays
Altman	Dean	Hukill
Bean	Detert	Joyner
Benacquisto	Diaz de la Portilla	Legg
Bradley	Evers	Margolis
Brandes	Gaetz	Richter
Braynon	Galvano	Ring

Sachs	Smith	Stargel
Simmons	Sobel	Thompson
Simpson	Soto	

BILLS ON THIRD READING

HB 7001—A bill to be entitled An act relating to intercepting and recording oral communications; amending s. 934.03, F.S.; providing that it is lawful to intercept and record certain oral communications; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Benacquisto, **HB 7001** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Detert	Richter
Abruzzo	Diaz de la Portilla	Ring
Altman	Evers	Sachs
Bean	Gaetz	Simmons
Benacquisto	Galvano	Simpson
Bradley	Gibson	Smith
Brandes	Hays	Sobel
Braynon	Hukill	Soto
Bullard	Joyner	Stargel
Clemens	Legg	Thompson
Dean	Margolis	

Nays—None

Vote after roll call:

Yea—Garcia, Hutson, Montford, Negrón

CS for SB 172—A bill to be entitled An act relating to local government pension reform; amending s. 175.021, F.S.; requiring that firefighter pension plans meet the requirements of chapter 175, F.S., in order to receive certain insurance premium tax revenues; amending s. 175.032, F.S.; revising definitions to conform to changes made by the act and providing new definitions; amending s. 175.061, F.S.; requiring the board of trustees of the firefighters' pension trust fund to provide a detailed accounting report of its expenses and to make the report available; requiring the board to operate under an administrative expense budget; providing applicability; amending s. 175.071, F.S.; conforming a cross-reference; amending s. 175.091, F.S.; revising the method of creating and maintaining a firefighters' pension trust fund; amending s. 175.162, F.S.; deleting a provision basing the availability of additional benefits in a firefighter pension plan upon state funding; revising the calculation of monthly retirement income for a full-time firefighter; specifying the minimum benefits that must be maintained by certain firefighter pension plans after a specified date; amending s. 175.351, F.S.; exempting certain firefighter pension plans of a municipality or special fire control district from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues of the premium tax; authorizing a pension plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and standards; providing that the use of premium tax revenues may deviate from the requirements of chapter 175, F.S., under certain circumstances; revising the conditions for proposing the adoption of a pension plan or an amendment to a pension plan; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality or special fire control district to implement certain changes to a local law plan which are contrary to chapter 175, F.S., for a limited time, under certain circumstances; amending s. 185.01, F.S.; requiring that police officer pension plans meet the requirements of chapter 185, F.S., in order to receive certain insurance premium tax revenues; amending s. 185.02, F.S.; revising definitions to conform to changes made by the act and providing new definitions; revising applicability of the limitation on the amount of overtime payments which may be used for pension benefit calculations; amending s. 185.05, F.S.; requiring the board of trustees of the municipal police officers' retirement trust fund to provide a detailed accounting report of its expenses and to make the

report available; requiring the board to operate under an administrative expense budget; providing applicability; amending s. 185.06, F.S.; conforming a cross-reference; amending s. 185.07, F.S.; revising the method of creating and maintaining a police officers' retirement trust fund; amending s. 185.16, F.S.; deleting a provision basing the availability of additional benefits in a police officer pension plan upon state funding; revising the calculation of monthly retirement income for a police officer; specifying the minimum benefits that must be maintained by certain police officer pension plans after a specified date; amending s. 185.35, F.S.; exempting certain municipal police officer pension plans from meeting certain minimum benefits in order to participate in the distribution of a premium tax; redesignating the term "pension plan" as "retirement plan"; revising criteria governing the use of revenues from the premium tax; authorizing a plan to reduce certain excess benefits if the plan continues to meet certain minimum benefits and minimum standards; providing that the use of premium tax revenues may deviate from the requirements of chapter 185, F.S., under specified circumstances; revising the conditions for proposing the adoption of a pension plan or amendment to a pension plan; conforming a cross-reference; requiring plan sponsors to have a defined contribution plan component in place by a certain date; authorizing a municipality to implement certain changes to a local law plan which are contrary to chapter 185, F.S., for a limited time; providing a declaration of important state interest; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Bradley, **CS for SB 172** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Diaz de la Portilla	Margolis
Abruzzo	Evers	Montford
Altman	Flores	Negrón
Bean	Gaetz	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Galvano, Garcia

Vote preference:

April 23, 2015: Yea—Simmons

By direction of the President, by unanimous consent—

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.; defining the terms "body camera," "law enforcement officer," and "personal representative"; providing that a body camera recording is confidential and exempt from public records requirements under certain circumstances; providing exceptions; requiring a law enforcement agency to retain body camera recordings for at least a specified period; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—as amended April 14 was taken up out of order and read the third time by title.

On motion by Senator Smith, **CS for CS for CS for SB 248** as amended was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hutson	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Legg	Stargel
Diaz de la Portilla	Margolis	Thompson

Nays—2

Bullard	Hukill
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Vote after roll call:

Yea—Garcia

CS for CS for SB 778—A bill to be entitled An act relating to local government construction preferences; creating s. 255.0991, F.S.; defining the term “state-appropriated funds”; prohibiting local ordinances and regulations from restricting competition for the award of a contract for construction services based upon certain conditions; requiring a state college, county, municipality, school district, or other political subdivision of the state to make specified disclosures in competitive solicitation documents; providing applicability; providing an effective date.

—as amended April 14 was read the third time by title.

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

Amendment 1 (260200) (with title amendment)—Delete lines 20-21 and insert:

(1) *For purposes of this section, the term:*

(a) *“Competitive solicitation” has the same meaning as in s. 255.248.*

(b) *“State-appropriated funds” means all funds appropriated in the General*

And the title is amended as follows:

Delete lines 3-4 and insert: preferences; creating s. 255.0991, F.S.; defining terms; prohibiting local

On motion by Senator Hays, **CS for CS for SB 778** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Gibson	Simmons
Bradley	Grimsley	Simpson
Brandes	Hays	Sobel
Dean	Hukill	Stargel
Detert	Hutson	Thompson
Diaz de la Portilla	Latvala	
Evers	Legg	

Nays—9

Abruzzo	Joyner	Sachs
Bullard	Margolis	Smith
Clemens	Ring	Soto

Vote after roll call:

Yea—Garcia

Nay—Braynon

Yea to Nay—Montford, Sobel, Thompson

Consideration of **CS for CS for CS for SB 554** was deferred.

CS for SB 378—A bill to be entitled An act relating to juvenile justice; amending s. 985.12, F.S.; authorizing a law enforcement officer to issue a warning to a juvenile who admits having committed a misdemeanor or to inform the child’s parent or guardian of the child’s infraction; allowing a law enforcement officer who does not exercise one of these options to issue a civil citation or require participation in a similar diversion program; requiring a law enforcement officer to provide written documentation in certain circumstances; providing that repeat misdemeanor offenders may participate in the civil citation program or a similar diversion program under certain circumstances; reenacting ss. 943.051(3)(b) and 985.11(1)(b), F.S., relating to the issuance of a civil citation, and the issuance of a civil citation or similar diversion program, respectively, to incorporate the amendments made to s. 985.12, F.S., in references thereto; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Gibson, **CS for SB 378** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Hutson	Stargel
Dean	Joyner	Thompson
Detert	Latvala	
Diaz de la Portilla	Margolis	

Nays—1

Legg

Vote after roll call:

Yea—Simpson

SB 520—A bill to be entitled An act relating to long-term care insurance; amending s. 627.94072, F.S.; providing additional forms for the mandatory offer of nonforfeiture benefits in long-term care insurance policies; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **SB 520** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Braynon	Flores
Abruzzo	Bullard	Gaetz
Altman	Clemens	Galvano
Bean	Dean	Gibson
Benacquisto	Detert	Grimsley
Bradley	Diaz de la Portilla	Hays
Brandes	Evers	Hukill

Hutson	Negron	Sobel
Joyner	Richter	Soto
Latvala	Ring	Stargel
Legg	Sachs	Thompson
Margolis	Simpson	
Montford	Smith	

Nays—None

Vote after roll call:

Yea—Garcia

Vote preference:

April 23, 2015: Yea—Simmons

 Consideration of **CS for CS for SB 1446** was deferred.

CS for CS for SB 7040—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; providing an exemption from public records requirements for e-mail addresses collected by the Department of Highway Safety and Motor Vehicles; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for SB 7040** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Evers	Montford
Abruzzo	Flores	Negron
Altman	Gaetz	Richter
Bean	Galvano	Ring
Benacquisto	Garcia	Sachs
Bradley	Gibson	Simmons
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Hutson	Soto
Dean	Latvala	Stargel
Detert	Legg	Thompson
Diaz de la Portilla	Margolis	

Nays—1

Joyner

CS for SB 604—A bill to be entitled An act relating to consumer protection; creating s. 501.155, F.S.; providing a short title; providing applicability; providing definitions; requiring owners and operators of specified websites and online services to disclose certain information; providing for injunctive relief; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Flores, **CS for SB 604** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Bullard	Gaetz
Abruzzo	Clemens	Galvano
Altman	Dean	Gibson
Bean	Detert	Grimsley
Benacquisto	Diaz de la Portilla	Hays
Bradley	Evers	Hutson
Braynon	Flores	Joyner

Latvala	Negron	Smith
Lee	Richter	Sobel
Legg	Sachs	Soto
Margolis	Simmons	Stargel
Montford	Simpson	Thompson

Nays—3

Brandes

Hukill

Ring

Vote after roll call:

Yea—Garcia

 Consideration of **CS for SB 960** and **CS for SB 1146** was deferred.

SB 728—A bill to be entitled An act relating to health insurance coverage for opioids; creating s. 627.64194, F.S.; defining terms; providing that a health insurance policy that covers opioid analgesic drug products may impose a prior authorization requirement for an abuse-deterrent opioid analgesic drug product only if the insurer imposes the same requirement for each opioid analgesic drug product without an abuse-deterrence labeling claim; prohibiting such health insurance policy from requiring use of an opioid analgesic drug product without an abuse-deterrence labeling claim before providing coverage for an abuse-deterrent opioid analgesic drug product; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Benacquisto, **SB 728** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Flores	Margolis
Abruzzo	Gaetz	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Bullard	Hutson	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

CS for CS for SB 606—A bill to be entitled An act relating to dental care; creating s. 381.4019, F.S.; establishing a joint local and state dental care access account initiative, subject to the availability of funding; authorizing the creation of dental care access accounts; specifying the purpose of the initiative; defining terms; providing criteria for the selection of dentists for participation in the initiative; providing for the establishment of accounts; requiring the Department of Health to implement an electronic benefit transfer system; providing for the use of funds deposited in the accounts; authorizing the department to distribute state funds to accounts subject to legislative appropriations; authorizing the department to accept contributions from local sources for deposit in designated accounts; limiting the number of years that an account may remain open; providing for the immediate closure of accounts under certain circumstances; authorizing the department to transfer state funds remaining in a closed account at a specified time and to return unspent funds from local sources; requiring a dentist to repay funds in certain circumstances; authorizing the department to pursue disciplinary enforcement actions and to use other legal means to recover funds; requiring the department to establish by rule application procedures and a process to verify the use of funds withdrawn from a dental care access account; requiring the department to give priority to applications from dentists practicing in certain areas; requiring the Department of Economic Opportunity to rank shortage areas and

medically underserved areas; requiring the Department of Health to develop a marketing plan in cooperation with certain dental colleges and the Florida Dental Association; requiring the Department of Health to annually submit a report with certain information to the Governor and the Legislature; providing rulemaking authority to require the submission of information for such reporting; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for CS for SB 606** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for SB 760—A bill to be entitled An act relating to child protection; amending s. 39.2015, F.S.; providing requirements for the representation of Children's Medical Services on multiagency teams investigating certain child deaths or other critical incidents; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the medical directors to hold certain qualifications; requiring the Department of Health to approve a third-party credentialing entity to develop and administer a credentialing program for medical directors; specifying minimum standards that the third-party credentialing entity must meet; deleting a provision requiring all medical personnel on a child protection team to complete specified training curriculum; requiring each child protection team medical director employed on a certain date to meet specified requirements; amending s. 458.3175, F.S.; providing that a physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending s. 459.0066, F.S.; providing that an osteopathic physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending ss. 39.301 and 827.03, F.S.; conforming cross-references; conforming provisions to changes made by the act; reenacting ss. 39.3031 and 391.026(2), F.S., relating to child protection teams, to incorporate the amendments made to s. 39.303, F.S., in references thereto; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 760**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1055** was withdrawn from the Committees on Children, Families, and Elder Affairs; Health Policy; and Fiscal Policy.

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

CS for CS for HB 1055—A bill to be entitled An act relating to child protection; amending s. 39.2015, F.S.; providing requirements for the representation of Children's Medical Services on multiagency teams investigating certain child deaths or other serious incidents; amending s. 39.303, F.S.; requiring the Statewide Medical Director for Child Protection and the district medical directors to hold certain qualifications; requiring the Department of Health to approve a third-party credentialing entity to administer a credentialing program for district medical directors, contingent on appropriations; amending s. 458.3175, F.S.; providing that a physician who holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending s. 459.0066, F.S.; providing that an osteopathic physician who

holds an expert witness certificate may provide expert testimony in criminal child abuse and neglect cases; amending ss. 39.301 and 827.03, F.S.; conforming provisions to changes made by the act; reenacting ss. 39.3031 and 391.026(2), F.S., relating to child protection teams, to incorporate the amendments made by the act to s. 39.303, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 760** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote **CS for CS for HB 1055** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Legg
Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson

Nays—None

SB 7028—A bill to be entitled An act relating to educational opportunities for veterans; amending s. 1009.26, F.S.; revising criteria for eligibility for out-of-state fee waivers at state universities, Florida College System institutions, and specified career centers; removing a provision regarding the applicability of waivers to required credit hours for a student's degree or certificate program; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; revising a short title provision; providing an effective date.

—was read the third time by title.

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

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for SB 806—A bill to be entitled An act relating to the regulation of financial institutions; amending s. 655.005, F.S.; redefining the terms "main office" and "principal office"; amending s. 655.047, F.S.; requiring that mailed semiannual assessments be received by the Office of Financial Regulation by a specified date; requiring that electronically transmitted semiannual assessments be transmitted to the office by specified dates; amending s. 655.60, F.S.; deleting the requirement that the office select a licensed or certified appraiser to conduct certain ap-

praisals; deleting the requirement that the office approve the cost of certain appraisals before payment of that cost by a state financial institution, subsidiary, or service corporation; amending s. 658.19, F.S.; revising the individuals for whom certain information must be provided to the office on an application for authority to organize a banking corporation or trust company; amending s. 660.33, F.S.; conforming a cross-reference; amending s. 663.08, F.S.; requiring an international banking corporation to provide its annual certification of capital accounts to the office by a specified date; creating s. 663.021, F.S.; providing that specified entities of an international banking corporation are not required, in response to a subpoena, to produce certain books or records that are maintained outside the United States or its territories and are not in the entities' possession, custody, or control; specifying the applicability of the section to certain types of subpoenas; providing that the section does not limit certain regulatory and supervisory powers of the office; reenacting ss. 655.960(8) and 663.302(1)(a), F.S., to incorporate the amendment made to s. 655.005, F.S., in references thereto; reenacting ss. 658.165(1), 665.013(3), and 667.003(3), F.S., to incorporate the amendment made to s. 658.19, F.S., in references thereto; reenacting s. 658.12(4), F.S., to incorporate the amendment made to s. 660.33, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for CS for SB 806** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Consideration of **CS for CS for SB 1024** was deferred.

CS for SB 7018—A bill to be entitled An act relating to the state ombudsman program; amending s. 400.0060, F.S.; revising and defining terms; amending s. 400.0061, F.S.; revising legislative intent with respect to citizen ombudsmen; deleting references to ombudsman councils and transferring their responsibilities to representatives of the State Long-Term Care Ombudsman Program; amending s. 400.0063, F.S.; deleting references to ombudsman councils and the Office of the State Long-Term Care Ombudsman and replacing them with the State Long-Term Care Ombudsman Program; amending s. 400.0065, F.S.; revising the duties and authority of the state ombudsman; requiring the state ombudsman to submit an annual report to the Governor, the Legislature, and specified agencies and entities; amending s. 400.0067, F.S.; revising duties and membership of the State Long-Term Care Ombudsman Council; amending s. 400.0069, F.S.; requiring the state ombudsman to designate and direct program districts; requiring each district to conduct quarterly public meetings; providing duties of representatives of the program in the districts; revising the appointments of and qualifications for district ombudsmen; prohibiting certain individuals from serving as ombudsmen; amending s. 400.0070, F.S.; providing conditions under which a representative of the program could be found to have a conflict of interest; requiring the Department of Elderly Affairs, in consultation with the state ombudsman, to define by rule what constitutes a conflict of interest; amending s. 400.0071, F.S.; requiring the Department of Elderly Affairs to consult with the state ombudsman to adopt rules pertaining to complaint procedures; amending s. 400.0073, F.S.; providing procedures for investigation of com-

plaints; amending s. 400.0074, F.S.; revising procedures for conducting onsite administrative assessments; authorizing the department to adopt rules; amending s. 400.0075, F.S.; revising complaint notification and resolution procedures; amending s. 400.0078, F.S.; providing for a resident or representative of a resident to receive additional information regarding resident rights; amending s. 400.0079, F.S.; providing immunity from liability for a representative of the office under certain circumstances; amending s. 400.0081, F.S.; requiring long-term care facilities to provide representatives of the office with access to facilities, residents, and records for certain purposes; amending s. 400.0083, F.S.; conforming provisions to changes made by the act; amending s. 400.0087, F.S.; providing for the office to coordinate ombudsman services with Disability Rights Florida; amending s. 400.0089, F.S.; conforming provisions to changes made by the act; amending s. 400.0091, F.S.; revising training requirements for representatives of the office and ombudsmen; amending ss. 20.41, 400.021, 400.022, 400.0255, 400.162, 400.19, 400.191, and 400.23, F.S.; conforming provisions to changes made by the act; amending s. 400.235, F.S.; conforming provisions to changes made by the act; revising the additional criteria for recognition as a Gold Seal Program facility; amending ss. 415.102, 415.1034, 415.104, 415.1055, 415.106, 415.107, 429.02, 429.19, 429.26, 429.28, 429.34, 429.35, 429.67, and 429.85, F.S.; conforming provisions to changes made by the act; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Sobel, **CS for SB 7018** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Consideration of **CS for CS for SB 998** was deferred.

CS for CS for SB 1216—A bill to be entitled An act relating to community development; amending s. 163.08, F.S.; declaring that there is a compelling state interest in enabling property owners to voluntarily finance certain improvements to property damaged by sinkhole activity with local government assistance; expanding the definition of the term “qualifying improvement” to include stabilization or other repairs to property damaged by sinkhole activity; providing that stabilization or other repairs to property damaged by sinkhole activity are qualifying improvements considered affixed to a building or facility; revising the form of a specified written disclosure statement to include an assessment for a qualifying improvement relating to stabilization or repair of property damaged by sinkhole activity; amending s. 163.3175, F.S.; deleting obsolete provisions; amending s. 163.3184, F.S.; requiring plan amendments proposing a development that qualifies as a development of regional impact to be subject to the state coordinated review process; amending s. 163.3245, F.S.; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to a long-term master plan do not apply; providing that other requirements of this chapter inconsistent with or superseded by certain planning standards relating to detailed specific area plans do not apply; providing that conservation easements may be based on digital orthophotography prepared by licensed surveyor and mapper and may include a right of adjustment subject to certain requirements; providing that substitution is accomplished by recording an amendment to a con-

servation easement as accepted by and with the consent of the grantee; requiring the applicant for a detailed specific area plan to transmit copies of the application to specified reviewing agencies for review and comment; requiring such agency comments to be submitted to the local government having jurisdiction and to the state land planning agency, subject to certain requirements; authorizing the Department of Environmental Protection, the Fish and Wildlife Conservation Commission, or the water management district to accept compensatory mitigation under certain circumstances, pursuant to a specified section or chapter; providing that the adoption of a long-term master plan or a detailed specific area plan pursuant to this section does not limit the right to establish new agricultural or silvicultural uses under certain circumstances; allowing an applicant with an approved master development order to request that the applicable water management district issue a specified consumptive use permit for the same period of time as the approved master development order; providing applicability; providing that a local government is not precluded from requiring data and analysis beyond the minimum criteria established in this section; amending s. 163.3246, F.S.; removing restrictions on certain exemptions; providing legislative intent; designating Pasco County as a pilot community; requiring the state land planning agency to provide a written certification to Pasco County within a certain timeframe; providing requirements for certain plan amendments; requiring the Office of Program Policy Analysis and Government Accountability to submit a report and recommendations to the Governor and the Legislature by a certain date; providing requirements for the report; amending s. 163.3248, F.S.; removing the requirement that regional planning councils provide assistance in developing a plan for a rural land stewardship area; amending s. 163.340, F.S.; expanding the definition of the term "blighted area" to include a substantial number or percentage of properties damaged by sinkhole activity which are not adequately repaired or stabilized; conforming a cross-reference; amending s. 163.524, F.S.; conforming a cross-reference; repealing s. 186.0201, F.S., relating to electric substation planning; amending s. 186.505, F.S.; removing the power of regional planning councils to establish and conduct cross-acceptance negotiation processes; creating s. 186.512, F.S.; subdividing the state into specified geographic regions for the purpose of regional comprehensive planning; authorizing the Governor to review and update the district boundaries of the regional planning councils; providing requirements to aid in the transition of regional planning councils; amending s. 186.513, F.S.; deleting the requirement that regional planning councils make joint reports and recommendations; amending s. 190.005, F.S.; requiring community development districts up to a certain size located within a connected-city corridor to be established pursuant to an ordinance; amending s. 253.7828, F.S.; conforming provisions to changes made by the act; repealing s. 260.018, F.S., relating to agency recognition of certain publicly owned lands and waters; amending s. 339.155, F.S.; removing certain duties of regional planning councils; amending s. 373.236, F.S.; authorizing a water management district to issue a permit to an applicant for the same period of time as the applicant's approved master development order, subject to certain requirements and restrictions; amending s. 380.06, F.S.; removing the requirement that certain developers submit biennial reports to regional planning agencies; providing that new proposed developments are subject to the state-coordinated review process and not the development of regional impact review process; amending s. 403.50663, F.S.; removing requirements relating to certain informational public meetings; amending s. 403.507, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed electrical power plants; amending s. 403.508, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending s. 403.5115, F.S.; conforming provisions to changes made by the act; amending s. 403.526, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed transmission lines or corridors; amending s. 403.527, F.S.; removing the requirement that regional planning councils parties participate in certain proceedings; amending s. 403.5272, F.S.; conforming provisions to changes made by the act; amending s. 403.7264, F.S.; removing the requirement that regional planning councils assist with amnesty days for purging small quantities of hazardous wastes; amending s. 403.941, F.S.; removing the requirement that regional planning councils prepare reports addressing the impact of proposed natural gas transmission lines or corridors; amending s. 403.9411, F.S.; removing the requirement that regional planning councils participate in certain proceedings; amending ss. 419.001 and 985.682, F.S.; removing provisions relating to the use of a certain dispute resolution process; providing an effective date.

—as amended April 14 was read the third time by title.

Senator Simpson moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (227810) (with title amendment)—Delete lines 140-218.

And the title is amended as follows:

Delete lines 2-16 and insert: An act relating to community development;

SENATOR FLORES PRESIDING

Amendment 2 (667424) (with title amendment)—Between lines 243 and 244 insert:

Section 3. Paragraph (c) of subsection (6) of section 163.3177, Florida Statutes, is amended to read:

163.3177 Required and optional elements of comprehensive plan; studies and surveys.—

(6) In addition to the requirements of subsections (1)-(5), the comprehensive plan shall include the following elements:

(c) A general sanitary sewer, solid waste, drainage, potable water, and natural groundwater aquifer recharge element correlated to principles and guidelines for future land use, indicating ways to provide for future potable water, drainage, sanitary sewer, solid waste, and aquifer recharge protection requirements for the area. The element may be a detailed engineering plan including a topographic map depicting areas of prime groundwater recharge.

1. Each local government shall address in the data and analyses required by this section those facilities that provide service within the local government's jurisdiction. Local governments that provide facilities to serve areas within other local government jurisdictions shall also address those facilities in the data and analyses required by this section, using data from the comprehensive plan for those areas for the purpose of projecting facility needs as required in this subsection. For shared facilities, each local government shall indicate the proportional capacity of the systems allocated to serve its jurisdiction.

2. The element shall describe the problems and needs and the general facilities that will be required for solution of the problems and needs, including correcting existing facility deficiencies. The element shall address coordinating the extension of, or increase in the capacity of, facilities to meet future needs while maximizing the use of existing facilities and discouraging urban sprawl; conserving potable water resources; and protecting the functions of natural groundwater recharge areas and natural drainage features.

3. Within 18 months after the governing board approves an updated regional water supply plan, the element must incorporate the alternative water supply project or projects selected by the local government from those identified in the regional water supply plan pursuant to s. 373.709(2)(a) or proposed by the local government under s. 373.709(8)(b). If a local government is located within two water management districts, the local government shall adopt its comprehensive plan amendment within 18 months after the later updated regional water supply plan. The element must identify such alternative water supply projects and traditional water supply projects and conservation and reuse necessary to meet the water needs identified in s. 373.709(2)(a) within the local government's jurisdiction and include a work plan, covering at least a 10-year planning period, for building public, private, and regional water supply facilities, including development of alternative water supplies, which are identified in the element as necessary to serve existing and new development. The work plan shall be updated, at a minimum, every 5 years within 18 months after the governing board of a water management district approves an updated regional water supply plan. Local governments, public and private utilities, regional water supply authorities, special districts, and water management districts are encouraged to cooperatively plan for the development of multijurisdictional water supply facilities that are sufficient to meet projected demands for established planning periods, including the development of alternative

water sources to supplement traditional sources of groundwater and surface water supplies.

4. *A local government that does not own, operate, or maintain its own water supply facilities, including but not limited to wells, treatment facilities, and distribution infrastructure, and is served by a public water utility with a permitted allocation of greater than 300 million gallons per day is not required to amend its comprehensive plan in response to an updated regional water supply plan or to maintain a work plan if any such local government's usage of water constitutes less than 1 percent of the public water utility's total permitted allocation. However, any such local government is required to cooperate with, and provide relevant data to, any local government or utility provider that provides service within its jurisdiction, and to keep its general sanitary sewer, solid waste, potable water, and natural groundwater aquifer recharge element updated in accordance with s. 163.3191.*

And the title is amended as follows:

Delete line 18 and insert: provisions; amending s. 163.3177, F.S.; providing that certain local governments are not required to amend their comprehensive plans or maintain a work plan under certain circumstances; amending s. 163.3184, F.S.; requiring plan

Amendment 3 (945250) (with title amendment)—Delete line 252 and insert:

pursuant to s. 163.3245 or an amendment to an adopted sector plan; update a comprehensive plan based on an

And the title is amended as follows:

Delete lines 18-20 and insert: provisions; amending s. 163.3184, F.S.; requiring certain plan amendments to be subject to the

Senators Bullard and Simpson offered the following amendment which was moved by Senator Bullard and adopted by two-thirds vote:

Amendment 4 (190958) (with title amendment)—Between lines 1260 and 1261 insert:

Section 31. Subsection (3) of section 380.0666, Florida Statutes, is amended to read:

380.0666 Powers of land authority.—The land authority shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of this act, including the following powers, which are in addition to all other powers granted by other provisions of this act:

(3) To acquire and dispose of real and personal property or any interest therein when such acquisition is necessary or appropriate to protect the natural environment, provide public access or public recreational facilities, preserve wildlife habitat areas, provide affordable housing to families whose income does not exceed 160 percent of the median family income for the area, or provide access to management of acquired lands; to acquire interests in land by means of land exchanges; to contribute tourist impact tax revenues received pursuant to s. 125.0108 to its most populous municipality or the housing authority of such municipality, at the request of the commission or council of such municipality, for the construction, redevelopment, or preservation of affordable housing in an area of critical state concern within such municipality; and to enter into all alternatives to the acquisition of fee interests in land, including, but not limited to, the acquisition of easements, development rights, life estates, leases, and leaseback arrangements. However, the land authority shall make such acquisition or contribution only if:

(a) Such acquisition or contribution is consistent with land development regulations and local comprehensive plans adopted and approved pursuant to this chapter;

(b) The property acquired is within an area designated as an area of critical state concern at the time of acquisition or is within an area that was designated as an area of critical state concern for at least 20 consecutive years prior to removal of the designation; and

(c) The property to be acquired has not been selected for purchase through another local, regional, state, or federal public land acquisition program. Such restriction shall not apply if the land authority cooperates with the other public land acquisition programs which listed

the lands for acquisition, to coordinate the acquisition and disposition of such lands. In such cases, the land authority may enter into contractual or other agreements to acquire lands jointly or for eventual resale to other public land acquisition programs.

Section 32. Paragraph (a) of subsection (3) of section 125.0108, Florida Statutes, is amended to read:

125.0108 Areas of critical state concern; tourist impact tax.—

(3) All tax revenues received pursuant to this section, less administrative costs, shall be distributed as follows:

(a) Fifty percent shall be transferred to the land authority to be used in accordance with s. 380.0666 to purchase property in the area of critical state concern for which the revenue is generated. An amount not to exceed 5 percent may be used for administration and other costs incident to the exercise of said powers such purchases.

And the title is amended as follows:

Delete line 135 and insert: dispute resolution process; amending s. 380.0666, F.S.; authorizing land authorities to contribute tourist impact tax revenues to certain municipalities for the construction, redevelopment, or preservation of affordable housing in areas of critical state concern within such municipalities; amending s. 125.0108, F.S.; conforming provisions to changes made by the act; providing an effective

On motion by Senator Simpson, **CS for CS for SB 1216** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 716—A bill to be entitled An act relating to public records; creating s. 474.2167, F.S.; providing an exemption from public records requirements for certain animal medical records held by a state college of veterinary medicine that is accredited by the American Veterinary Medical Association Council on Education; authorizing disclosure under certain circumstances; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for CS for SB 716** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores
Bradley	Dean	Gaetz

Galvano	Legg	Simpson
Garcia	Margolis	Smith
Gibson	Montford	Sobel
Grimsley	Negron	Soto
Hays	Richter	Stargel
Hutson	Ring	Thompson
Latvala	Sachs	
Lee	Simmons	

Nays—1

Hukill

Vote after roll call:

Yea—Mr. President

CS for SB 534—A bill to be entitled An act relating to human trafficking; creating s. 787.08, F.S.; requiring the Department of Transportation and certain employers to display human trafficking public awareness signs at specified locations; providing civil penalties for violations; requiring the Attorney General, in consultation with certain others, to develop specifications for the form and content of such signs; providing sign requirements; providing that the Attorney General is responsible for enforcement; requiring rulemaking; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 534**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 369** was withdrawn from the Committees on Transportation; Criminal Justice; and Appropriations.

On motion by Senator Latvala, the rules were waived and by two-thirds vote—

CS for CS for HB 369—A bill to be entitled An act relating to human trafficking; creating s. 787.08, F.S.; providing legislative findings; requiring the Department of Transportation to display human trafficking public awareness signs at specified locations; providing the form and content of such signs; providing a limit on expenditures; providing an effective date.

—a companion measure, was substituted for **CS for SB 534** and read the second time by title.

Senator Latvala moved the following amendment:

Amendment 1 (643094) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 787.29, Florida Statutes, is created to read:

787.29 *Human trafficking public awareness signs.*—

(1) *The Department of Transportation shall display a public awareness sign developed under subsection (4) in every rest area, turnpike service plaza, weigh station, primary airport, passenger rail station, and welcome center in the state which is open to the public.*

(2) *The Department of Health shall display a public awareness sign developed under subsection (4) in the emergency rooms at general acute care hospitals and in health departments and health clinics.*

(3) *The employer at each of the following establishments shall display a public awareness sign developed under subsection (4) in a conspicuous location that is clearly visible to the public and employees of the establishment:*

(a) *A strip club or other adult entertainment establishment.*

(b) *An establishment found to be a nuisance for prostitution under s. 893.138.*

(c) *The premises of a farm labor contractor where farm laborers are regularly present.*

(d) *A business or establishment that offers massage or bodywork services for compensation that is not owned by a health care profession regulated pursuant to chapter 456 and defined in s. 456.001.*

(4) *The required public awareness sign must be at least 8.5 inches by 11 inches in size, must be printed in at least a 16-point type, must be made of metal for locations provided in subsections (1) and (2), and metal, paper, or any other medium for private businesses, and must state substantially the following in English and Spanish: "If you or someone you know is being forced to engage in an activity and cannot leave—whether it is prostitution, housework, farm work, factory work, retail work, restaurant work, or any other activity—call the National Human Trafficking Resource Center at 1-888-373-7888 or text INFO or HELP to 233-733 to access help and services. Victims of slavery and human trafficking are protected under United States and Florida law."*

(5) *The county commission may adopt an ordinance to enforce subsection (3). A violation of subsection (3) shall be a noncriminal violation and punishable by a fine only as provided in s. 775.083.*

Section 2. *The Department of Transportation may not expend more than \$50,000 in the 2015-2016 fiscal year to produce the signs required by s. 787.29(1), Florida Statutes, as created by this act.*

Section 3. This act shall take effect January 1, 2016.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to human trafficking; creating s. 787.29, F.S.; requiring the Department of Transportation, the Department of Health, and certain employers to display human trafficking public awareness signs at specified locations; providing public awareness sign requirements; authorizing a county commission to adopt an enforcement ordinance; providing a penalty; providing a limit on expenditures; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following amendment to **Amendment 1 (643094)** which was adopted:

Amendment 1A (758890)—Delete lines 14-35 and insert: *awareness sign developed under subsection (4) in health departments and health clinics.*

(3) *The employer at each of the following establishments shall display a public awareness sign developed under subsection (4) in a conspicuous location that is clearly visible to the public and employees of the establishment:*

(a) *A strip club or other adult entertainment establishment.*

(b) *An establishment found to be a nuisance for prostitution under s. 893.138.*

(c) *The premises of a farm labor contractor where farm laborers are regularly present.*

(d) *A business or establishment that offers massage or bodywork services for compensation that is not owned by a health care profession regulated pursuant to chapter 456 and defined in s. 456.001.*

(4) *The required public awareness sign must be at least 8.5 inches by 11 inches in size, must be printed in at least a 16-point type, must be made of metal for locations provided in subsection (1), and metal, paper, or any other medium for locations provided in subsection (2) and for private businesses, and must state substantially the*

Amendment 1 (643094) as amended was adopted.

On motion by Senator Latvala, by two-thirds vote **CS for CS for HB 369** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo

Altman

Bean

Benacquisto	Garcia	Negron
Bradley	Gibson	Richter
Brandes	Grimsley	Ring
Braynon	Hukill	Sachs
Bullard	Hutson	Simmons
Clemens	Joyner	Simpson
Dean	Latvala	Smith
Detert	Lee	Sobel
Diaz de la Portilla	Legg	Soto
Evers	Margolis	Stargel
Galvano	Montford	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Gaetz, Hays

CS for CS for SB 656—A bill to be entitled An act relating to unlawful detention by a transient occupant; creating s. 82.045, F.S.; defining the term “transient occupant”; providing factors that establish a transient occupancy; providing for removal of a transient occupant by a law enforcement officer; providing a cause of action for wrongful removal; limiting actions for wrongful removal; providing a civil action for removal of a transient occupant; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 656**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 305** was withdrawn from the Committees on Judiciary; Regulated Industries; and Rules.

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

CS for CS for HB 305—A bill to be entitled An act relating to unlawful detention by a transient occupant; creating s. 82.045, F.S.; defining the term “transient occupant”; providing factors that establish a transient occupancy; providing for removal of a transient occupant by a law enforcement officer; providing a cause of action for wrongful removal; limiting actions for wrongful removal; providing a civil action for removal of a transient occupant; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 656** and read the second time by title.

On motion by Senator Latvala, by two-thirds vote **CS for CS for HB 305** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

SB 672—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; authorizing a criminal witness subpoena

commanding a witness to appear for a deposition to be posted at the witness's residence by an authorized person if one attempt to serve the subpoena has failed; reenacting ss. 48.196(2) and 409.257(5), F.S., to incorporate the amendment made to s. 48.031, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **SB 672** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 1208—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.503, F.S.; defining the term “commission”; redefining terms; amending s. 468.505, F.S.; authorizing certain registered or certified individuals to use specified titles and designations; amending s. 468.509, F.S.; requiring the Board of Medicine to waive the examination requirement for specified applicants; amending s. 468.516, F.S.; providing that a licensed dietitian/nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet if otherwise authorized to order such a diet; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1208**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 951** was withdrawn from the Committees on Health Policy; and Fiscal Policy.

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

CS for HB 951—A bill to be entitled An act relating to dietetics and nutrition; amending s. 468.503, F.S.; defining the term “commission”; revising definitions; amending s. 468.505, F.S.; authorizing certain certified individuals to use specified titles and designations; amending s. 468.509, F.S.; requiring the Board of Medicine to waive the examination requirement for specified applicants; amending s. 468.516, F.S.; providing that a licensed dietitian or nutritionist treating a patient who is under the active care of a licensed physician or licensed chiropractor is not precluded from ordering a therapeutic diet; providing an effective date.

—a companion measure, was substituted for **CS for SB 1208** and read the second time by title.

On motion by Senator Bean, by two-thirds vote **CS for HB 951** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Bradley	Clemens
Altman	Brandes	Dean
Bean	Braynon	Detert
Benacquisto	Bullard	Diaz de la Portilla

Evers	Hutson	Ring
Flores	Joyner	Sachs
Gaetz	Latvala	Simmons
Galvano	Lee	Simpson
Garcia	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Negron	Stargel
Hukill	Richter	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for CS for SB 1094—A bill to be entitled An act relating to the peril of flood; amending s. 163.3178, F.S.; specifying requirements for the coastal management element required for a local government comprehensive plan; creating s. 472.0366, F.S.; defining terms; requiring a surveyor and mapper to complete an elevation certificate in accordance with a checklist developed by the Division of Emergency Management and to submit a copy of the elevation certificate to the division within a certain time after its completion; authorizing the redaction of certain personal information from the copy; amending s. 627.715, F.S.; authorizing flexible flood insurance; specifying coverage requirements; deleting a provision that prohibits supplemental flood insurance from including excess coverage over any other insurance covering the peril of flood; revising the information that must be prominently noted on a certain page of a flood insurance policy; requiring the Office of Insurance Regulation to require an insurer to provide an appropriate credit or refund to affected insureds if the office determines that a rate of the insurer is excessive or unfairly discriminatory; revising the notice that must be provided to and acknowledged by an applicant for flood coverage from an authorized or surplus lines insurer if the applicant's property is receiving flood insurance under the National Flood Insurance Program; allowing an authorized insurer to request a certification from the office which indicates that a policy, contract, or endorsement issued by the insurer provides coverage for the peril of flood which equals or exceeds the flood coverage offered by the National Flood Insurance Program; specifying requirements for such certification; authorizing such insurer or its agent to reference or include the certification in specified advertising, communications, and documentation; providing that misrepresenting that a flood policy, contract, or endorsement is certified is an unfair or deceptive act; providing an effective date.

—as amended April 14 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

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

Amendment 1 (649738) (with title amendment)—Delete lines 93-97 and insert:

(2) *Beginning January 1, 2017, a surveyor and mapper shall, within 30 days after completion, submit to the division a copy of each elevation certificate that he or she completes. The copy must be unaltered,*

And the title is amended as follows:

Delete lines 7-11 and insert: to submit a copy of each elevation certificate that he or she completes to the Division of Emergency Management within a specified period beginning on a specified date; authorizing the redaction

On motion by Senator Brandes, **CS for CS for CS for SB 1094** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yea—39

Abruzzo	Bean	Bradley
Altman	Benacquisto	Brandes

Braynon	Gibson	Negron
Bullard	Grimsley	Richter
Clemens	Hays	Ring
Dean	Hukill	Sachs
Detert	Hutson	Simmons
Diaz de la Portilla	Joyner	Simpson
Evers	Latvala	Smith
Flores	Lee	Sobel
Gaetz	Legg	Soto
Galvano	Margolis	Stargel
Garcia	Montford	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

SB 982—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 509.092, F.S.; prohibiting discrimination on the basis of pregnancy in public lodging and food service establishments; amending s. 760.01, F.S.; revising the general purpose of the Florida Civil Rights Act of 1992; amending s. 760.05, F.S.; revising the function of the Florida Commission on Human Relations; amending s. 760.07, F.S.; providing civil and administrative remedies for discrimination on the basis of pregnancy; amending s. 760.08, F.S.; prohibiting discrimination on the basis of pregnancy in places of public accommodation; amending s. 760.10, F.S.; prohibiting employment discrimination on the basis of pregnancy; prohibiting discrimination on the basis of pregnancy by labor organizations, joint labor-management committees, and employment agencies; prohibiting discrimination on the basis of pregnancy in occupational licensing, certification, and membership organizations; providing an exception to unlawful employment practices based on pregnancy; reenacting s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992, to incorporate the amendments made to s. 760.10(5), F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Thompson, **SB 982** was passed and certified to the House. The vote on passage was:

Yea—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

Consideration of **CS for SB 7068** was deferred.

CS for CS for SB 608—A bill to be entitled An act relating to real estate brokers and appraisers; amending s. 475.15, F.S.; requiring the Florida Real Estate Commission to adopt certain rules pertaining to broker registration on a temporary, emergency basis; amending s. 475.17, F.S.; clarifying education requirements that apply for post-

licensure and initial real estate licensure; amending s. 475.183, F.S.; authorizing the commission to reinstate the license of an individual in certain circumstances; amending s. 475.611, F.S.; revising the supervision requirements for registered trainee appraisers; amending s. 475.612, F.S.; revising the supervision requirements for select graduate students; amending s. 475.621, F.S.; requiring the Department of Business and Professional Regulation to collect annual fees set by and transmitted to the appraisal subcommittee; amending s. 475.629, F.S.; requiring an appraiser to prepare and retain a work file in certain circumstances; requiring an appraisal management company to prepare and retain an order file in certain circumstances; requiring the work file and the order file to be retained for a specified period; requiring the work file and the order file to contain certain data, information, and documentation; requiring appraisal management companies to retain certain items; deleting the prohibition against the inspection or copying of certain records by the department, which had been allowed only in connection with a pending investigation or complaint; amending s. 475.6295, F.S.; providing that duly authorized agents and employees of the department may inspect an appraisal management company at all reasonable hours; amending s. 475.631, F.S.; removing the board's authority to enter into written agreements with similar licensing or certification authorities; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for SB 608** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

SPECIAL ORDER CALENDAR

The Senate resumed consideration of—

CS for SB 768—A bill to be entitled An act relating to patient observation status notification; amending s. 395.301, F.S.; requiring a licensed facility to document observation services in a patient's discharge papers when the facility places the patient on observation status; requiring a licensed facility to notify a patient or patient's proxy of observation status through discharge papers; authorizing a licensed facility to notify a patient or patient's proxy of observation status through other forms of communication; providing an effective date.

—which was previously considered this day.

Pending further consideration of **CS for SB 768**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 309** was withdrawn from the Committees on Health Policy; Children, Families, and Elder Affairs; and Fiscal Policy.

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

CS for HB 309—A bill to be entitled An act relating to patient admission status notification; amending s. 395.301, F.S.; providing requirements for licensed medical facilities for patient notification regarding admission status; providing an effective date.

—a companion measure, was substituted for **CS for SB 768** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 309** was placed on the calendar of Bills on Third Reading.

On motion by Senator Braynon—

SB 1010—A bill to be entitled An act relating to false personation; amending s. 843.08, F.S.; revising the list of officials who are prohibited from being falsely personated; revising terminology; amending s. 843.085, F.S.; prohibiting the sale or transfer of specified badges bearing in any manner or combination the words “fire department” and the ownership or operation of vehicles marked or identified by the words “fire department”; requiring specified intent for certain offenses; providing an exception; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1010** was placed on the calendar of Bills on Third Reading.

CS for SB 950—A bill to be entitled An act relating to public health emergencies; amending s. 381.0012, F.S.; requiring certain state and local officers to assist in enforcing rules and orders issued by the Department of Health under ch. 381, F.S.; amending s. 381.00315, F.S.; authorizing the State Health Officer to issue orders to isolate individuals; defining terms; clarifying the responsibilities of the department for isolation and quarantine; specifying that any order the department issues is immediately enforceable by a law enforcement officer; requiring the department to adopt rules for the imposing and lifting of isolation orders; providing a penalty for violating an isolation order; providing a legislative finding of important state interest; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 950**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 697** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

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

CS for HB 697—A bill to be entitled An act relating to public health emergencies; amending s. 381.0012, F.S.; providing additional enforcement authority relating to public health orders issued by the Department of Health; amending s. 381.00315, F.S.; defining terms; authorizing the department to declare, enforce, modify, and abolish isolation of persons, animals, and premises for controlling communicable diseases or providing protection from unsafe conditions that pose a threat to public health; requiring the department to establish rules for conditions and procedures for imposing and releasing an order for isolation; providing that rules established under this section supersede all rules enacted by other state agencies, boards, or political subdivisions; amending s. 817.50, F.S.; prohibiting a person in certain circumstances from falsely claiming to a health care provider, or falsely reporting to a law enforcement officer, that such person has contracted a communicable disease; providing criminal penalties; specifying that the act fulfills an important state interest; providing an effective date.

—a companion measure, was substituted for **CS for SB 950** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 697** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1134—A bill to be entitled An act relating to blanket health insurance; amending s. 627.659, F.S.; expanding the types of individuals and entities which are eligible for blanket health insurance coverage; limiting the types of insurance coverages that may be provided to specified groups; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1134**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 893** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

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

CS for CS for HB 893—A bill to be entitled An act relating to blanket health insurance eligibility; amending s. 627.659, F.S.; revising the list of special groups of individuals covered by a policy or contract for blanket health insurance; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1134** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 893** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for SB 388—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the second time by title.

Senator Diaz de la Portilla moved the following amendment which was adopted.

Amendment 1 (829722)—Between lines 100 and 101 insert:

(29) That portion of U.S. 90/S.R. 10 between N. Woodward Avenue and Wadsworth Street in Leon County is designated as “Danny A. Pino Way.”

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Braynon moved the following amendment which was adopted:

Amendment 2 (406292)—Between lines 100 and 101 insert:

(29) Bridge number 870054 on S.R. 112/W. 41st Street/Arthur Godfrey Road in Miami Beach is designated as the “Senator Paul B. Steinberg Bridge.”

Pursuant to Rule 4.19, **CS for CS for SB 388** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 258—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.0628, F.S.; requiring an insurer to employ in certain rate filings actuarial methods, principles, standards, models, or output ranges found by the Florida Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels; authorizing an insurer to employ a model in a rate filing until 120 days after the expiration of the commission's acceptance of that model; deleting a provision that required insurers to employ a specified model in a rate filing made more than 60 days after the commission found the model to be accurate or reliable; amending s. 627.0651, F.S.; revising provisions for the making and use of rates for motor vehicle insurance; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing a policyholder of personal lines insurance to affirmatively elect delivery of policy documents by electronic means; amending

s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the applicability of certain Medicare fee schedules or payment limitations; defining the term “service year”; amending s. 627.744, F.S.; revising the preinsurance inspection requirements for private passenger motor vehicles; repealing s. 631.65, F.S., relating to prohibited advertisement or solicitation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 258**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 165** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

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

CS for CS for CS for HB 165—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.062, F.S.; restricting to certain property rate filings a requirement that the chief executive officer or chief financial officer and chief actuary of a property insurer certify the information contained in a rate filing; amending s. 627.0628, F.S.; requiring an insurer to employ in certain rate filings actuarial methods, principles, standards, models, or output ranges found by the Florida Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels; authorizing an insurer to employ a model in a rate filing until 120 days after the expiration of the commission's acceptance of that model; prohibiting insurers from modifying or adjusting the model after the commission finds the model to be accurate or reliable in determining probable maximum loss levels; amending s. 627.0645, F.S.; exempting commercial nonresidential multiperil insurance from annual base rate filing; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the period for applicability of certain Medicare fee schedules or payment limitations; exempting certain federally certified entities from the requirement to be licensed in order to receive reimbursement under the Florida Motor Vehicle No-Fault Law; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; amending s. 631.65, F.S.; authorizing, rather than prohibiting, an advertisement or a solicitation to use the existence of the Florida Insurance Guaranty Association to sell, solicit, or induce the purchase of certain insurance if the advertisement or solicitation explains specified coverage limits; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 258** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 165** was placed on the calendar of Bills on Third Reading.

CS for SB 842—A bill to be entitled An act relating to Citizens Property Insurance Corporation eligibility for coverage; amending s. 627.351, F.S.; deleting a provision prohibiting certain improvements to major structures from being eligible for coverage by the Citizens Property Insurance Corporation; prohibiting coverage for major structures rebuilt, repaired, restored, or remodeled to increase the total square footage of finished area by a specified amount; reenacting s. 627.712(1), F.S., relating to residential windstorm coverage, to incorporate the amendment made by this act to s. 627.351, F.S.; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 842**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 715** was withdrawn from

the Committees on Banking and Insurance; Community Affairs; and Fiscal Policy.

On motion by Senator Benacquisto—

CS for HB 715—A bill to be entitled An act relating to eligibility for coverage by Citizens Property Insurance Corporation; amending s. 627.351, F.S.; deleting a provision prohibiting certain improvements to major structures from being eligible for coverage by Citizens Property Insurance Corporation; revising provisions with respect to prohibitions on coverage for major structures that have undergone specified changes after a specified permit application date; reenacting s. 627.712(1), F.S., relating to residential windstorm coverage, to incorporate the amendment made by this act to s. 627.351, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 842** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 715** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1106**, **CS for SB 1108**, **CS for SB 1110**, **CS for SB 1362**, **SB 662**, and **CS for SB 418** was deferred.

CS for CS for SB 268—A bill to be entitled An act relating to amusement games or machines; creating s. 546.10, F.S.; providing legislative findings; defining terms and phrases; authorizing an amusement game or machine to be operated with specified requirements; providing requirements for classifying such a device as a Type 1 or a Type 2 amusement game or machine; providing that amusement games or machines may only be located at specified locations; specifying the maximum value on the redemption value of a coupon or a point; requiring the Department of Revenue to annually adjust the maximum value; providing a formula for the adjustment of the maximum value; requiring the department to publish the amount of the adjusted maximum value; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing penalties; amending s. 551.102, F.S.; conforming a cross-reference; repealing s. 849.161, F.S., relating to amusement games or machines; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 268**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 641** was withdrawn from the Committees on Regulated Industries; Finance and Tax; and Appropriations.

On motion by Senator Stargel—

CS for HB 641—A bill to be entitled An act relating to amusement games or machines; creating s. 546.10, F.S.; creating the “Family Amusement Games Act”; providing legislative findings; defining terms; authorizing operation of an amusement game or machine pursuant to specified provisions; providing classifications for such a device; providing that specified types of amusement games or machines may only be located at certain locations; specifying the maximum value on the redemption value of a coupon or a point; requiring the Department of Revenue to annually adjust the maximum value; providing a formula for adjustment of the maximum value; requiring the department to publish the amount of the adjusted maximum value; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing penalties; amending s. 551.102, F.S.; conforming a cross-reference; repealing s. 849.161, F.S., relating to amusement games or machines; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 268** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 641** was placed on the calendar of Bills on Third Reading.

SB 662—A bill to be entitled An act relating to mobile homes; amending s. 73.072, F.S.; conforming a cross-reference; amending s.

723.003, F.S.; providing definitions; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to approve training and educational programs for board members of mobile home owners’ associations; providing duties of the division; providing requirements for education curriculum information for board member and mobile home owner training; amending s. 723.023, F.S.; revising mobile home owner’s general obligations; amending s. 723.031, F.S.; conforming a cross-reference; amending s. 723.037, F.S.; providing and revising requirements for lot rental increases; amending s. 723.059, F.S.; revising provisions relating to rights of purchasers of lifetime leases; amending s. 723.0611, F.S.; providing for the removal of a member of the board of directors under certain conditions; amending s. 723.078, F.S.; revising provisions with respect to the bylaws of homeowners’ associations; revising quorum and voting requirements; revising provisions relating to board of directors, committee, and member meetings; providing requirements for meeting minutes; revising requirements for the amendment of articles of incorporation and bylaws; revising requirements for the recall of board members; creating s. 723.1255, F.S.; providing requirements for the alternative resolution of recall disputes; creating s. 723.0781, F.S.; specifying certification or educational requirements for a newly elected or appointed board member; amending s. 723.079, F.S.; revising and providing requirements relating to the official records of the association; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 662**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 307** was withdrawn from the Committees on Regulated Industries; Community Affairs; and Appropriations.

On motion by Senator Latvala—

CS for CS for HB 307—A bill to be entitled An act relating to mobile homes; amending s. 73.072, F.S.; conforming a cross-reference; amending s. 723.003, F.S.; providing definitions; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to approve training and educational programs for board members of mobile home owners’ associations; providing duties of the division; providing requirements for education curriculum information for board member and mobile home owner training; amending s. 723.023, F.S.; revising mobile home owner’s general obligations; amending s. 723.031, F.S.; conforming a cross-reference; amending s. 723.037, F.S.; providing and revising requirements for lot rental increases; amending s. 723.059, F.S.; revising provisions relating to rights of purchasers of lifetime leases; amending s. 723.0611, F.S.; providing for the removal of a member of the board of directors under certain conditions; amending s. 723.078, F.S.; revising provisions with respect to the bylaws of homeowners’ associations; revising quorum and voting requirements; revising provisions relating to board of directors, committee, and member meetings; providing requirements for meeting minutes; revising requirements for the amendment of articles of incorporation and bylaws; revising requirements for the recall of board members; creating s. 723.1255, F.S.; providing requirements for the alternative resolution of recall disputes; creating s. 723.0781, F.S.; specifying certification or educational requirements for a newly elected or appointed board member; amending s. 723.079, F.S.; revising and providing requirements relating to the official records of the association; providing an effective date.

—a companion measure, was substituted for **SB 662** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 307** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 496—A bill to be entitled An act relating to guardians; providing a short title; amending s. 39.6251, F.S.; requiring the court at the permanency review hearing to review the necessity of continuing guardianship and whether restoration of guardianship proceedings are needed when a young adult reaches a certain age under certain circumstances; amending s. 39.701, F.S.; requiring that, for a child meeting certain requirements, the updated case plan be developed in a face-to-face conference with specified persons; requiring the Department of Children and Families to take specified actions at the judicial review hearing if the court makes certain determinations; re-

quiring the department to provide documentation and information to a petitioner under certain circumstances; requiring certain proceedings to be conducted separately; expanding the circumstances under which a court, after making certain findings, may issue an order directing the department to show cause; amending s. 393.12, F.S.; providing that the guardianship court has jurisdiction over proceedings for appointment of a guardian advocate if petitions are filed for certain minors who are subject to a proceeding under ch. 39, F.S., if such minors have attained a specified age; providing that such minors have the same due process rights as certain adults; providing requirements for when an order appointing a guardian advocate must be issued; requiring that proceedings seeking appointment of a guardian advocate for certain minors be conducted in separate proceedings; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under ch. 39, F.S., the parents may act as natural guardians unless the dependency or probate court finds that it is not in the child's best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the guardianship court to initiate proceedings for appointment of guardians for certain minors who are subject to proceedings under ch. 39, F.S., if petitions are filed and if such minors have reached a specified age; providing that certain minors have the same due process rights as certain adults; providing requirements for when an order of adjudication and letters of limited or plenary guardianship may be issued; requiring that proceedings seeking appointment of a guardian advocate for certain minors be conducted in separate proceedings; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 496**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 437** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

On motion by Senator Detert—

CS for CS for HB 437—A bill to be entitled An act relating to guardians for dependent children who are developmentally disabled or incapacitated; amending s. 39.6251, F.S.; requiring the continued review of the necessity of guardianships for young adults; amending s. 39.701, F.S.; requiring an updated case plan developed in a face-to-face conference with the child, if appropriate, and other specified persons; providing requirements for the Department of Children and Families when a court determines that there is a good faith basis to appoint a guardian advocate, limited guardian, or plenary guardian for the child and that no less restrictive decisionmaking assistance will meet the child's needs; requiring the department to provide specified information if another interested party or participant initiates proceedings for the appointment of a guardian advocate, plenary guardian, or limited guardian for the child; requiring that proceedings seeking appointment of a guardian advocate or a determination of incapacity and the appointment of a guardian be conducted in a separate proceeding in guardianship court; amending s. 393.12, F.S.; providing that the guardianship court has jurisdiction over proceedings for appointment of a guardian advocate if petitions are filed for certain minors who are subject to chapter 39, F.S., proceedings if such minors have attained a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order appointing a guardian advocate must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted separately from any other proceeding; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under chapter 39, F.S., the parents may act as natural guardians unless the court finds that it is not in the child's best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the guardianship court to initiate proceedings for appointment of guardians for certain minors who are subject to chapter 39, F.S., proceedings if petitions are filed and if such minors have reached a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order of adjudication and letters of limited or plenary guardianship must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted separately from any other proceeding; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 496** and read the second time by title.

Senator Detert moved the following amendment which was adopted:

Amendment 1 (517794) (with title amendment)—Before line 55 insert:

Section 1. *This act may be cited as “The Regis Little Act to Protect Children with Special Needs.”*

And the title is amended as follows:

Between lines 3 and 4 insert: providing a short title;

Pursuant to Rule 4.19, **CS for CS for HB 437**, as amended, was placed on the calendar of Bills on Third Reading.

SB 622—A bill to be entitled An act relating to higher education facilities financing; amending s. 243.52, F.S.; expanding the definition of the term “project” as it relates to the Higher Educational Facilities Financing Act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 622**, pursuant to Rule 3.11(3), there being no objection, **HB 461** was withdrawn from the Committees on Higher Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Montford—

HB 461—A bill to be entitled An act relating to independent nonprofit higher educational facilities financing; amending s. 243.52, F.S.; revising the definition of the term “project” for purposes of the Higher Educational Facilities Financing Act; providing an effective date.

—a companion measure, was substituted for **SB 622** and read the second time by title.

Pursuant to Rule 4.19, **HB 461** was placed on the calendar of Bills on Third Reading.

CS for SB 922—A bill to be entitled An act relating to the appointment of an ad litem; creating s. 49.31, F.S.; defining the term “ad litem”; authorizing a court to appoint an ad litem for certain parties upon whom service of process by publication is made; prohibiting a court from appointing an ad litem to represent an interest for which a personal representative, guardian of property, or trustee is serving; requiring an ad litem, upon discovery that the party he or she represents is already represented by a personal representative, guardian of property, or trustee, or is deceased, to take certain actions; prohibiting a court from requiring an ad litem to post a bond or designate a resident agent; requiring a court to discharge an ad litem when the final judgment is entered or as otherwise ordered by the court; providing that an ad litem is entitled to an award of a reasonable fee for services and costs; providing for assessment; prohibiting the use of state funds to pay fees for services rendered by the ad litem except in certain circumstances; prohibiting declaring certain proceedings ineffective solely due to a lack of statutory authority to appoint an ad litem; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 922**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 775** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

On motion by Senator Latvala—

CS for CS for CS for HB 775—A bill to be entitled An act relating to the appointment of an ad litem; creating s. 49.31, F.S.; defining the term “ad litem”; authorizing a court to appoint an ad litem for certain parties upon whom service of process by publication is made; prohibiting a court from appointing an ad litem to represent an interest for which a personal representative, guardian of property, or trustee is serving; requiring an ad litem, upon discovery that the party it represents is already represented by a personal representative, guardian of property, or trustee, or is deceased, to take certain actions; prohibiting a court from requiring an ad litem to post a bond or designate a resident agent; requiring a court to discharge an ad litem when the final judgment is entered or as

otherwise ordered by the court; providing that an ad litem is entitled to an award of a reasonable fee for services and costs; providing for assessment; prohibiting the use of state funds except in certain circumstances; prohibiting declaring certain proceedings ineffective solely due to a lack of statutory authority to appoint an ad litem; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for SB 922** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 775** was placed on the calendar of Bills on Third Reading.

CS for SB 1314—A bill to be entitled An act relating to electronic noticing of trust accounts; amending s. 736.0109, F.S.; authorizing a sender to post a document to a secure electronic account or website upon the authorization of a recipient; providing for effective authorization for such posting; requiring a sender to provide a separate notice once a document is electronically posted; specifying when a document sent electronically is deemed received by the recipient; requiring a sender to provide notice of the beginning of a limitations period and authority of a recipient to amend or revoke authorization for electronic posting; providing a form that may be used to effectuate such notice; requiring documents posted to an electronic website to remain accessible to the recipient for a specified period; establishing burdens of proof for purposes of determining whether proper notifications were provided; specifying that electronic messages are deemed received when sent; specifying situations under which electronic messages are not deemed received; specifying that service of documents in a judicial proceeding are governed by the Florida Rules of Civil Procedure; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1314**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 961** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Rules.

On motion by Senator Bradley—

CS for HB 961—A bill to be entitled An act relating to electronic noticing of trust accounts; amending s. 736.0109, F.S.; authorizing a sender to post a document to a secure electronic account or website upon the approval of a recipient; providing for effective authorization for such posting; requiring a sender to provide a separate notice once a document is electronically posted; specifying when a document sent electronically is deemed received by the recipient; requiring a sender to provide notice of the beginning of a limitations period and authority of a recipient to amend or revoke authorization for electronic posting; providing a form that may be used to effectuate such notice; requiring documents posted to an electronic website to remain accessible to the recipient for a specified period; establishing burdens of proof for purposes of determining whether proper notifications were provided; specifying that electronic messages are deemed received when sent; specifying situations under which electronic messages are not deemed received; specifying that service of documents in a judicial proceeding are governed by the Florida Rules of Civil Procedure; providing an effective date.

—a companion measure, was substituted for **CS for SB 1314** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 961** was placed on the calendar of Bills on Third Reading.

CS for SB 1362—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.56, F.S.; revising the list of offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; creating s. 16.62, F.S.; limiting the amount that the Department of Legal Affairs may spend annually to support specified recognition and awards programs, in addition to expenditures separately authorized by law; amending s. 409.9203, F.S.; specifying the distribution of certain funds recovered in Medicaid fraud actions; amending s. 501.203, F.S.; revising the term “violation of this part”; amending s. 501.204, F.S.; revising legislative intent; providing a directive to the Division of Law Revision and Information; creating s. 501.991, F.S.; providing legislative intent; creating s. 501.992, F.S.; defining terms;

creating s. 501.993, F.S.; prohibiting bad faith assertions of patent infringement from being made; providing factors that a court may consider when determining whether an allegation was or was not made in bad faith; creating s. 501.994, F.S.; authorizing a court to require a patent infringement plaintiff to post a bond under certain circumstances; limiting the bond amount; authorizing the court to waive the bond requirement in certain circumstances; creating s. 501.995, F.S.; authorizing private rights of action for violations of this part; authorizing the court to award certain relief to prevailing plaintiffs; creating s. 501.996, F.S.; providing that a violation of part VII of ch. 501 is an unfair or deceptive trade practice; creating s. 501.997, F.S.; providing exemptions; amending s. 960.03, F.S.; revising the definition of the term “crime” for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term “disabled adult”; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to elderly persons or disabled adults who suffer a property loss that causes a substantial diminution in their quality of life in certain circumstances; revising the conditions under which elderly persons or disabled adults who suffer a property loss are eligible for an award; authorizing the department to deny, reduce, or withdraw a specified award upon finding that any claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

Pending further consideration of **CS for SB 1362**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 439** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Simmons, the rules were waived and—

CS for CS for CS for HB 439—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.56, F.S.; revising the list of offenses that may be investigated and prosecuted by the Office of Statewide Prosecution; creating s. 16.62, F.S.; authorizing the Department of Legal Affairs to expend a specified amount annually for certain recognition and awards programs; amending s. 409.9203, F.S.; specifying the distribution of certain funds recovered in Medicaid fraud actions; amending ss. 501.203 and 501.204, F.S.; updating references for purposes of the Florida Deceptive and Unfair Trade Practices Act; amending s. 960.03, F.S.; revising the definition of the term “crime” for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term “disabled adult”; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to an elderly person or disabled adult who suffers a property loss that causes a substantial diminution in his or her quality of life in certain circumstances; revising the conditions under which such persons are eligible for awards; authorizing the department to deny, reduce, or withdraw a specified award upon finding that a claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing an effective date.

—a companion measure, was substituted for **CS for SB 1362** and read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment which was adopted:

Amendment 1 (402804) (with title amendment)—Delete lines 156-343 and insert:

Section 6. *The Division of Law Revision and Information is directed to create part VII of chapter 501, Florida Statutes, consisting of ss. 501.991-501.997, Florida Statutes, to be entitled the “Patent Troll Prevention Act.”*

Section 7. Section 501.991, Florida Statutes, is created to read:

501.991 *Legislative intent.*—

(1) *The Legislature recognizes that it is preempted from passing any law that conflicts with federal patent law. However, the Legislature recognizes that the state is dedicated to building an entrepreneurial and business-friendly economy where businesses and consumers alike are protected from abuse and fraud. This includes protection from abusive and bad faith demands and litigation.*

(2) *Patents encourage research, development, and innovation. Patent holders have a legitimate right to enforce their patents. The Legislature does not wish to interfere with good faith patent litigation or the good faith enforcement of patents. However, the Legislature recognizes a growing issue: the frivolous filing of bad faith patent claims that have led to technical, complex, and especially expensive litigation.*

(3) *The expense of patent litigation, which may cost millions of dollars, can be a significant burden on companies and small businesses. Not only do bad faith patent infringement claims impose undue burdens on individual businesses, they undermine the state’s effort to attract and nurture technological innovations. Funds spent to help avoid the threat of bad faith litigation are no longer available for serving communities through investing in producing new products, helping businesses expand, or hiring new workers. The Legislature wishes to help businesses avoid these costs by encouraging good faith assertions of patent infringement and the expeditious and efficient resolution of patent claims.*

Section 8. Section 501.992, Florida Statutes, is created to read:

501.992 *Definitions.*—As used in this part, the term:

(1) *“Demand letter” means a letter, e-mail, or other written communication asserting or claiming that a person has engaged in patent infringement.*

(2) *“Institution of higher education” means an educational institution as defined in 20 U.S.C. s. 1001(a).*

(3) *“Target” means a person residing in, incorporated in, or organized under the laws of this state who purchases, rents, leases, or otherwise obtains a product or service in the commercial market which is not for resale in the commercial market and who:*

(a) *Has received a demand letter or against whom a written assertion or allegation of patent infringement has been made; or*

(b) *Has been threatened in writing with litigation or against whom a lawsuit has been filed alleging patent infringement.*

Section 9. Section 501.993, Florida Statutes, is created to read:

501.993 *Bad faith assertions of patent infringement.*—A person may not make a bad faith assertion of patent infringement.

(1) *A court may consider the following factors as evidence that a person has made a bad faith assertion of patent infringement:*

(a) *The demand letter does not contain the following information:*

1. *The patent number;*

2. *The name and address of the patent owner and assignee, if any; and*

3. *Factual allegations concerning the specific areas in which the target’s products, services, or technology infringe or are covered by the claims in the patent.*

(b) *Before sending the demand letter, the person failed to conduct an analysis comparing the claims in the patent to the target’s products, services, or technology, or the analysis did not identify specific areas in which the target’s products, services, and technology were covered by the claims of the patent.*

(c) *The demand letter lacked the information listed under paragraph (a), the target requested the information, and the person failed to provide the information within a reasonable period.*

(d) *The demand letter requested payment of a license fee or response within an unreasonable period.*

(e) *The person offered to license the patent for an amount that is not based on a reasonable estimate of the value of the license.*

(f) *The claim or assertion of patent infringement is unenforceable, and the person knew, or should have known, that the claim or assertion was unenforceable.*

(g) *The claim or assertion of patent infringement is deceptive.*

(h) *The person, including its subsidiaries or affiliates, has previously filed or threatened to file one or more lawsuits based on the same or a similar claim of patent infringement and:*

1. *The threats or lawsuits lacked the information listed under paragraph (a); or*

2. *The person sued to enforce the claim of patent infringement and a court found the claim to be meritless.*

(i) *Any other factor the court finds relevant.*

(2) *A court may consider the following factors as evidence that a person has not made a bad faith assertion of patent infringement:*

(a) *The demand letter contained the information listed under paragraph (1)(a).*

(b) *The demand letter did not contain the information listed under paragraph (1)(a), the target requested the information, and the person provided the information within a reasonable period.*

(c) *The person engaged in a good faith effort to establish that the target has infringed the patent and negotiated an appropriate remedy.*

(d) *The person made a substantial investment in the use of the patented invention or discovery or in a product or sale of a product or item covered by the patent.*

(e) *The person is the inventor or joint inventor of the patented invention or discovery, or in the case of a patent filed by and awarded to an assignee of the original inventor or joint inventors, is the original assignee.*

(f) *The person has:*

1. *Demonstrated good faith business practices in previous efforts to enforce the patent, or a substantially similar patent; or*

2. *Successfully enforced the patent, or a substantially similar patent, through litigation.*

(g) *Any other factor the court finds relevant.*

Section 10. Section 501.994, Florida Statutes, is created to read:

501.994 *Bond.*—If a person initiates a proceeding against a target in a court of competent jurisdiction, the target may move that the proceeding involves a bad faith assertion of patent infringement in violation of this part and request that the court issue a protective order. After the motion, and if the court finds that the target has established a reasonable likelihood that the plaintiff has made a bad faith assertion of patent infringement, the court must require the plaintiff to post a bond in an amount equal to the lesser of \$250,000 or a good faith estimate of the

target's expense of litigation, including an estimate of reasonable attorney fees, conditioned on payment of any amount finally determined to be due to the target. The court shall hold a hearing at either party's request. A court may waive the bond requirement for good cause shown or if it finds the plaintiff has available assets equal to the amount of the proposed bond.

Section 11. Section 501.995, Florida Statutes, is created to read:

501.995 Private right of action.—A person aggrieved by a violation of this part may bring an action in a court of competent jurisdiction. A court may award the following remedies to a prevailing plaintiff in an action brought pursuant to this section:

- (1) Equitable relief;*
- (2) Damages;*
- (3) Costs and fees, including reasonable attorney fees; and*
- (4) Punitive damages in an amount equal to \$50,000 or three times the total damages, costs, and fees, whichever is greater.*

Section 12. Section 501.996, Florida Statutes, is created to read:

501.996 Enforcement.—A violation of this part is an unfair or deceptive trade practice under part II of this chapter.

Section 13. Section 501.997, Florida Statutes, is created to read:

501.997 Exemptions.—This part does not apply to an institution of higher education, to a technology transfer organization owned by or affiliated with an institution of higher education, or to a demand letter or an assertion of patent infringement that includes a claim for relief arising under 35 U.S.C. s. 271(e)(2) or 42 U.S.C. s. 262.

Section 14. Subsections (3) and (6) of section 960.03, Florida Statutes, are amended to read:

960.03 Definitions; ss. 960.01-960.28.—As used in ss. 960.01-960.28, unless the context otherwise requires, the term:

(3) “Crime” means:

(a) A felony or misdemeanor offense committed by an adult or a juvenile which results in physical injury or death, *a forcible felony committed by an adult or juvenile which directly results in psychiatric or psychological injury*, or a felony or misdemeanor offense of child abuse committed by an adult or a juvenile which results in a mental injury, as defined in s. 827.03, to a person younger than 18 years of age who was not physically injured by the criminal act. The mental injury to the minor must be verified by a psychologist licensed under chapter 490, by a physician licensed in this state under chapter 458 or chapter 459 who has completed an accredited residency in psychiatry, or by a physician who has obtained certification as an expert witness pursuant to s. 458.3175. The term also includes a criminal act that is committed within this state but that falls exclusively within federal jurisdiction.

(b) A violation of s. 316.027(2), s. 316.193, s. 316.1935 ~~s. 316.027(1)~~, s. 327.35(1), s. 782.071(1)(b), or s. 860.13(1)(a) which results in physical injury or death.

(c) ~~however, An act involving the operation of a motor vehicle, boat, or aircraft which results in another person's injury or death that is intentionally inflicted through the use of the vehicle, boat, or aircraft; however, no other act involving the operation of a motor vehicle, boat, or aircraft constitutes a crime for purposes of this chapter does not constitute a crime for the purpose of this chapter unless the injury or death was intentionally inflicted through the use of the vehicle, boat, or aircraft.~~

(d)~~(e)~~ A criminal act committed outside this state against a resident of this state which would have been compensable if it had occurred in this state and which occurred in a jurisdiction that does not have an eligible crime victim compensation program as the term is defined in the federal Victims of Crime Act of 1984.

(e)~~(d)~~ A violation of s. 827.071, s. 847.0135, s. 847.0137, or s. 847.0138, related to online sexual exploitation and child pornography.

(6) “Disabled adult” means a person 18 years of age or older who suffers from a condition of physical or mental incapacitation due to a developmental disability, ~~or~~ organic brain damage, or mental illness or who has one or more physical or mental limitations that restrict the person's ability to perform the normal activities of daily living.

Section 15. Subsection (6) of section 960.13, Florida Statutes, is amended to read:

960.13 Awards.—

(6) Any award made pursuant to this chapter, except an award for loss of support or catastrophic injury, shall be reduced by the amount of any payments or services received or to be received by the claimant as a result of the injury or death:

(a) From or on behalf of the person who committed the crime; provided, however, that a restitution award ordered by a court to be paid to the claimant by the person who committed the crime shall not reduce any award made pursuant to this chapter unless it appears to the department that the claimant will be unjustly enriched thereby.

(b) From any other public or private source or provider, including, but not limited to, an award of workers' compensation pursuant to chapter 440.

(c) From agencies mandated by other Florida statutes to provide or pay for services, except as provided in s. 960.28.

(d) From an emergency award under s. 960.12.

Section 16. Section 960.195, Florida Statutes, is amended to read:

960.195 Awards to elderly persons or disabled adults for property loss.—

(1) Notwithstanding the criteria in s. 960.13, for crime victim compensation awards, the department may award a maximum of \$500 on any one claim and a lifetime maximum of \$1,000 on all claims to elderly persons or disabled adults who suffer a property loss that causes a substantial diminution in their quality of life when:

(a)~~(1)~~ There is proof that a criminal or delinquent act was committed;

(b)~~(2)~~ The criminal or delinquent act is reported to law enforcement authorities within 72 hours, unless the department, for good cause shown, finds the delay to have been justified;

~~(3) The victim cooperates with law enforcement authorities in the investigation of the criminal or delinquent act;~~

(c)~~(4)~~ There is proof that the tangible personal property in question belonged to the claimant;

(d)~~(5)~~ The claimant did not contribute to the criminal or delinquent act;

(e)~~(6)~~ There is no other source of reimbursement or indemnification available to the claimant; and

(f)~~(7)~~ The claimant would not be able to replace the tangible personal property in question without incurring a serious financial hardship.

(2) The department may deny, reduce, or withdraw any award under subsection (1) upon finding that any claimant or award recipient has not duly cooperated with the state attorney, all law enforcement agencies, and the department.

Section 17. Section 960.196, Florida Statutes, is created to read:

960.196 Relocation assistance for victims of human trafficking.—

(1) Notwithstanding the criteria specified in ss. 960.07(2) and 960.13 for crime victim compensation awards, the department may award a one-time payment of up to \$1,500 for any one claim and a lifetime maximum of \$3,000 to a victim of human trafficking who needs urgent assistance to escape from an unsafe environment directly related to the human trafficking offense.

(2) *In order for an award to be granted to a victim for relocation assistance:*

(a) *There must be proof that a human trafficking offense, as described in s. 787.06(3)(b), (d), (f), or (g), was committed.*

(b) *The crime must be reported to the proper authorities and the claim must be filed within 1 year, or 2 years with good cause, after the date of the last human trafficking offense, as described in s. 787.06(3)(b), (d), (f), or (g). In a case that exceeds the 2-year requirement due to an active and ongoing investigation, a state attorney, statewide prosecutor, or federal prosecutor may certify in writing a human trafficking victim's need to relocate from an unsafe environment due to the threat of future violence which is directly related to the human trafficking offense.*

(c) *The victim's need must be certified by a certified domestic violence or rape crisis center in this state, except as provided in paragraph (b). The center's certification must assert that the victim is cooperating with the proper authorities and must include documentation that the victim has developed a safety plan.*

(3) *Relocation payments for a human trafficking claim shall be denied if the department has previously approved or paid out a domestic violence or sexual battery relocation claim under s. 960.198 or s. 960.199 to the same victim regarding the same incident.*

Section 18. Subsection (3) of section 960.198, Florida Statutes, is amended to read:

960.198 Relocation assistance for victims of domestic violence.—

(3) Relocation payments for a domestic violence claim shall be denied if the department has previously approved or paid out a *human trafficking* or sexual battery relocation claim under s. 960.196 or s. 960.199 to the same victim regarding the same incident.

Section 19. Section 960.199, Florida Statutes, is amended to read:

960.199 Relocation assistance for victims of sexual battery ~~or human trafficking~~.—

(1) The department may award a one-time payment of up to \$1,500 on any one claim and a lifetime maximum of \$3,000 to a victim of sexual battery, as defined in s. 794.011, ~~or a victim of human trafficking, as described in s. 787.06(3)(b), (d), (f), or (g), who needs relocation assistance.~~

(2) In order for an award to be granted to a victim for relocation assistance:

(a) There must be proof that a sexual battery offense ~~or human trafficking offense, as described in s. 787.06(3)(b), (d), (f), or (g), was committed.~~

(b) The sexual battery offense ~~or human trafficking offense, as defined in s. 787.06(3)(b), (d), (f), or (g), must be reported to the proper authorities.~~

(c) The victim's need for assistance must be certified by a certified rape crisis center in this state ~~or by the state attorney or statewide prosecutor having jurisdiction over the offense. A victim of human trafficking's need for assistance may also be certified by a certified domestic violence center in this state.~~

(d) The center's certification must assert that the victim is cooperating with law enforcement officials, if applicable, and must include documentation that the victim has developed a safety plan. ~~If the victim seeking relocation assistance is a victim of a human trafficking offense as described in s. 787.06(3)(b), (d), (f), or (g), the certified rape crisis center's or certified domestic violence center's certification must include, if applicable, approval of the state attorney or statewide prosecutor attesting that the victim is cooperating with law enforcement officials.~~

(e) The act of sexual battery ~~or human trafficking, as described in s. 787.06(3)(b), (d), (f), or (g), must be committed in the victim's place of residence or in a location that would lead the victim to reasonably fear for his or her continued safety in the place of residence.~~

(3) Relocation payments for a sexual battery ~~or human trafficking~~ claim under this section shall be denied if the department has previously approved or paid out a *human trafficking* or domestic violence relocation claim under s. 960.196 or s. 960.198 to the same victim regarding the same incident.

Section 20. *If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.*

And the title is amended as follows:

Delete lines 13-40 and insert: providing a directive to the Division of Law Revision and Information; creating s. 501.991, F.S.; providing legislative intent; creating s. 501.992, F.S.; defining terms; creating s. 501.993, F.S.; prohibiting bad faith assertions of patent infringement from being made; providing factors that a court may consider when determining whether an allegation was or was not made in bad faith; creating s. 501.994, F.S.; authorizing a court to require a patent infringement plaintiff to post a bond under certain circumstances; limiting the bond amount; authorizing the court to waive the bond requirement in certain circumstances; creating s. 501.995, F.S.; authorizing private rights of action for violations of this part; authorizing the court to award certain relief to prevailing plaintiffs; creating s. 501.996, F.S.; providing that a violation of part VII of ch. 501, F.S., is an unfair or deceptive trade practice; creating s. 501.997, F.S.; providing exemptions; amending s. 960.03, F.S.; revising the definition of the term "crime" for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term "disabled adult"; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to elderly persons or disabled adults who suffer a property loss that causes a substantial diminution in their quality of life in certain circumstances; revising the conditions under which elderly persons or disabled adults who suffer a property loss are eligible for an award; authorizing the department to deny, reduce, or withdraw a specified award upon finding that any claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing that the provisions of this act are severable; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for CS for HB 439**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 1106—A bill to be entitled An act relating to human trafficking; amending s. 796.07, F.S.; providing enhanced criminal penalties for soliciting another to commit prostitution and similar offenses; requiring persons convicted of such offenses to perform community service and pay for and attend an education program; requiring the court to impose minimum mandatory terms of incarceration for persons convicted two or more times of soliciting another to commit prostitution and similar offenses; providing for impoundment of a vehicle used in soliciting another to commit prostitution and similar offenses; providing an opportunity for owners to prevent the impoundment or immobilization in certain circumstances; amending s. 943.0583, F.S.; providing that any court in the circuit in which the petitioner was arrested may expunge the criminal history record of a victim of human trafficking; requiring a judge to allow an advocate to be present with a human trafficking victim in an expunction hearing in certain circumstances; amending ss. 456.074, 480.041, and 480.043, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1106**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 465** was withdrawn

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

On motion by Senator Flores—

CS for CS for HB 465—A bill to be entitled An act relating to human trafficking; amending s. 796.07, F.S.; providing enhanced criminal penalties for soliciting another to commit prostitution and similar offenses; requiring persons convicted of such offenses to perform community service and pay for and attend an education program; requiring the court to impose minimum mandatory terms of incarceration for persons convicted two or more times of soliciting another to commit prostitution and similar offenses; providing for impoundment of a vehicle used in soliciting another to commit prostitution and similar offenses; providing an opportunity for owners to prevent the impoundment or immobilization in certain circumstances; amending s. 943.0583, F.S.; providing that any court in the circuit in which the petitioner was arrested may expunge the criminal history record of a victim of human trafficking; requiring a judge to allow an advocate to be present with a human trafficking victim in an expunction hearing in certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 1106** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 465** was placed on the calendar of Bills on Third Reading.

CS for SB 1108—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1108**, pursuant to Rule 3.11(3), there being no objection, **HB 467** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

On motion by Senator Flores—

HB 467—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 1108** and read the second time by title.

Pursuant to Rule 4.19, **HB 467** was placed on the calendar of Bills on Third Reading.

CS for SB 1110—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information held by an agency about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation; providing for future legislative review and repeal of the exemption; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the location of residential facilities serving adult victims of human trafficking involving commercial sexual activity; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1110**, pursuant to Rule 3.11(3), there being no objection, **HB 469** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Appropriations.

On motion by Senator Flores—

HB 469—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation held by an agency; providing exceptions; providing for future legislative review and repeal of the exemption; providing applicability; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the location of residential facilities serving adult victims of human trafficking involving commercial sexual activity; providing exceptions; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 1110** and read the second time by title.

Pursuant to Rule 4.19, **HB 469** was placed on the calendar of Bills on Third Reading.

CS for SB 418—A bill to be entitled An act relating to construction defect claims; amending s. 558.001, F.S.; revising legislative intent; amending s. 558.002, F.S.; revising the definition of the term “completion of a building or improvement”; amending s. 558.004, F.S.; providing additional requirements for a notice of claim; revising requirements for a response; revising provisions relating to production of certain records; amending ss. 718.203 and 719.203, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 418**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 87** was withdrawn from the Committees on Regulated Industries; Banking and Insurance; and Fiscal Policy.

On motion by Senator Richter—

CS for CS for CS for HB 87—A bill to be entitled An act relating to construction defect claims; amending s. 558.001, F.S.; revising legislative intent; amending s. 558.002, F.S.; revising the definition of the term “completion of a building or improvement”; amending s. 558.004, F.S.; providing additional requirements for a notice of claim; revising requirements for a response; revising provisions relating to production of certain records; amending ss. 718.203 and 719.203, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 418** and read the second time by title.

On motion by Senator Richter, further consideration of **CS for CS for CS for HB 87** was deferred.

BILLS ON THIRD READING

CS for CS for CS for SB 554—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company’s articles of organization which limits a person’s authority to transfer real property held in the company’s name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate; clarifying that an operating agreement is prohibited from providing indemnification for a member or manager in certain circumstances; authorizing an operating agreement to alter or eliminate any other fiduciary duty;

amending s. 605.0111, F.S.; providing that the duties of the member, manager, or other person may be restricted, expanded, or eliminated in certain circumstances; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.04091, F.S.; providing that the duty of loyalty includes, but is not limited to, specified actions; revising the duty of care in the conduct or winding up of the company's activities and affairs; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0602, F.S.; revising the events that cause a person to be dissociated as a member; amending s. 605.0715, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after administrative dissolution; amending s. 605.0909, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after revocation of certificate of authority; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; repealing chapter 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.11101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, 605.0717, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

—as amended April 14 was read the third time by title.

Pending further consideration of **CS for CS for CS for SB 554** as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 531** was withdrawn from the Committees on Commerce and Tourism; Judiciary; and Rules.

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

CS for CS for CS for HB 531—A bill to be entitled An act relating to limited liability companies; amending s. 605.0103, F.S.; specifying that persons who are not members of a limited liability company are not deemed to have notice of a provision of the company's articles of organization which limits a person's authority to transfer real property held in the company's name unless such limitation appears in an affidavit, certificate, or other instrument that is recorded in a specified manner; amending s. 605.0105, F.S.; removing the prohibition that an operating agreement may not vary the power of a person to dissociate; clarifying that an operating agreement is prohibited from providing indemnification for a member or manager in certain circumstances; authorizing an operating agreement to alter or eliminate any other fiduciary duty; amending s. 605.0111, F.S.; providing that the duties of the member, manager, or other person may be restricted, expanded, or eliminated in certain circumstances; amending s. 605.04073, F.S.; requiring certain conditions for members of a limited liability company, without a meeting, to take certain actions requiring the vote or consent of the members; amending s. 605.04091, F.S.; providing that the duty of loyalty of members and managers includes, but is not limited to, specified actions; revising the duty of care in the conduct or winding up of the company's activities and affairs; amending s. 605.0410, F.S.; requiring a limited liability company to provide a record of certain information within a specified period to a member who makes a demand; amending s. 605.0602, F.S.; revising the conditions under which a member may be expelled for a material breach of the company's operating agreement or the standards of conduct for members; amending s. 605.0715, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after administrative dissolution; amending s. 605.0909, F.S.; revising which materials and information a specified limited liability company must submit to the Department of State as part of an application for reinstatement after revocation of certificate of

authority; amending s. 605.1072, F.S.; deleting a provision providing an exception to the limitation of remedies for appraisal events under specified circumstances; amending s. 605.1108, F.S.; deleting a provision requiring that, for a limited liability company formed before a specified date, certain language in the company's articles of organization operates as if it were in the operating agreement; repealing chapter 608, F.S., relating to the Florida Limited Liability Company Act; amending ss. 15.16, 48.062, 213.758, 220.02, 220.03, 220.13, 310.181, 440.02, 605.0401, 605.04074, 605.04091, 606.06, 607.1108, 607.1109, 607.11101, 621.12, 636.204, 655.0201, 658.2953, 694.16, and 1002.395, F.S.; conforming provisions to the repeal of the Florida Limited Liability Company Act; providing retroactive applicability; amending ss. 605.0102, 605.0712, 605.0717, and 605.0805, F.S.; revising a definition; conforming cross-references; providing effective dates.

—a companion measure, was substituted for **CS for CS for CS for SB 554** as amended and read the second time by title.

On motion by Senator Simmons, by two-thirds vote **CS for CS for CS for HB 531** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Margolis
Abruzzo	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Evers	Legg	

Nays—None

Vote after roll call:

Yea—Altman

CS for SB 1146—A bill to be entitled An act relating to agency relationships with governmental health care contractors; amending s. 766.1115, F.S.; redefining terms; deleting an obsolete date; extending sovereign immunity to employees or agents of a health care provider that executes a contract with a governmental contractor; clarifying that a receipt of specified notice must be acknowledged by a patient or the patient's representative at the initial visit; requiring the posting of notice that a specified health care provider is an agent of a governmental contractor; amending s. 768.28, F.S.; redefining the term "officer, employee, or agent" to include employees or agents of a health care provider; providing an effective date.

—as amended April 14 was read the third time by title.

On motion by Senator Simmons, **CS for SB 1146** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Detert	Hukill
Abruzzo	Diaz de la Portilla	Hutson
Bean	Evers	Joyner
Benacquisto	Flores	Latvala
Bradley	Gaetz	Lee
Brandes	Galvano	Legg
Braynon	Garcia	Margolis
Bullard	Gibson	Montford
Clemens	Grimsley	Negron
Dean	Hays	Richter

Ring	Simpson	Stargel
Sachs	Sobel	Thompson
Simmons	Soto	

Nays—None

Vote after roll call:

Yea—Altman

CS for CS for SB 1024—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; requiring the chairs of the boards of specified county commissions each to appoint one member from their respective counties who is a commission member or chair or a county mayor to serve on the governing body of the authority; specifying that the terms of members appointed by the Governor end on a specified date; removing the requirement that the authority elect one of its members as secretary; amending s. 348.754, F.S.; specifying that the Central Florida Expressway Authority is a party to a certain lease-purchase agreement between the department and the Orlando-Orange County Expressway Authority; amending s. 348.757, F.S.; removing the requirement that title in fee simple absolute to the former Orlando-Orange County Expressway System be transferred to the state upon the completion of the faithful performance and termination of a specified lease-purchase agreement; revising the title of part III of ch. 348, F.S.; providing an effective date.

—was read the third time by title.

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

Amendment 1 (462832) (with title amendment)—Delete lines 35-37 and insert:

Commission. Subject to confirmation by the Senate during the next regular session of the Legislature, the Governor shall appoint three citizen members, each of whom must be a resident citizen of either Orange County, Seminole County, Lake County, or Osceola County. Refusal or failure of the Senate to confirm an appointment shall create a vacancy. The eighth member must

And the title is amended as follows:

Delete line 8 and insert: authority; requiring Senate confirmation of members appointed by the Governor; providing that the Senate's refusal or failure to confirm a Governor-appointed member creates a vacancy; specifying that the terms of members

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Flores moved the following amendment:

Amendment 2 (621812) (with title amendment)—Before line 26 insert:

Section 1. Paragraph (d) of subsection (2) of section 348.0003, Florida Statutes, is amended, and paragraph (a) of subsection (5) of that section is amended and paragraph (l) is added to that subsection, to read:

348.0003 Expressway authority; formation; membership.—

(2) The governing body of an authority shall consist of not fewer than five nor more than nine voting members. The district secretary of the affected department district shall serve as a nonvoting member of the governing body of each authority located within the district. Each member of the governing body must at all times during his or her term of office be a permanent resident of the county which he or she is appointed to represent.

(d) Notwithstanding any provision to the contrary in this subsection, in any county as defined in s. 125.011(1), the governing body of an authority must ~~shall~~ consist of ~~11 voting up to 13~~ members, and the following provisions of this paragraph ~~shall~~ apply specifically to such authority. ~~Six Except for the district secretary of the department, the members must be residents of the county. Seven voting members of the authority shall be appointed by the governing body of the county. At the~~

~~discretion of the governing body of the county, up to two of the members appointed by the governing body of the county may be elected officials residing in the county. three Five voting members of the authority shall be appointed by the Governor, and one member shall be the district secretary of the department serving in the district that contains the such county, who. This member shall be serve an ex officio voting member of the authority. The county mayor shall serve as chair of the authority. With the exception of the district secretary of the department, the members of the authority must be residents of the county. A member of the authority serving as of October 1, 2015, may serve the remainder of his or her term. However, upon the conclusion of his or her term or upon a vacancy, such expired term or vacancy may not be filled unless such appointment meets the requirements of this paragraph. When the term of a member expires or a vacancy occurs, the member may not be replaced by the authority until the governing body of the authority is composed of six voting members appointed by the governing body of the county and three voting members, other than the district secretary, appointed by the Governor. If the governing board of an authority includes any member originally appointed by the governing body of the county as a nonvoting member, when the term of such member expires, that member shall be replaced by a member appointed by the Governor until the governing body of the authority is composed of seven members appointed by the governing body of the county and five members appointed by the Governor. Except as provided in subsection (5), the qualifications, terms of office, and obligations and rights of members of the authority shall be determined by resolution or ordinance of the governing body of the county in a manner that is consistent with subsections (3) and (4).~~

(5) In a county as defined in s. 125.011(1):

(a)1. A lobbyist, as defined in s. 112.3215, may not be appointed or serve as a member of an authority.

2. A person may not be appointed as a member of the governing body of an authority if that person currently represents, or has in the previous 4 years represented, any client for compensation before the authority.

3. A person may not be appointed as a member of the governing body of an authority if he or she currently represents, is employed by, or acts as an agent for, or has within the previous 4 years represented, been employed by, or acted as an agent for, any person or entity that is performing construction engineering and inspection services or construction and design-build services, or within the previous 4 years has performed construction engineering and inspection services or construction and design-build services for the authority.

(l) A finding of a violation of this subsection or chapter 112, or failure to comply within 90 days after receiving a notice of failure to comply with financial disclosure requirements, results in immediate termination from the governing body of the authority.

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to expressway authorities; amending s. 348.0003, F.S.; revising qualifications for membership on the governing body of a specified expressway authority; revising term requirements for such membership; providing for termination from an authority's governing body upon a finding of a violation of specified ethical conduct provisions or failure to comply with a notice of failure to comply with financial disclosure requirements; amending s. 348.753, F.S.; requiring the

On motion by Senator Simmons, further consideration of **CS for CS for SB 1024** as amended with pending **Amendment 2 (621812)** was deferred.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Grimsley, by two-thirds vote **CS for SB 468** was withdrawn from the committees of reference and further consideration.

On motion by Senator Diaz de la Portilla, by two-thirds vote **SB 696** and **SB 108** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Bullard, by two-thirds vote **SR 1004** was withdrawn from further consideration.

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

On motion by Senator Simmons, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, April 23, 2015.

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 Wednesday, April 22, 2015: CS for SB 746, CS for SB 768, SB 996, CS for SB 1098, CS for CS for SB 382, CS for SB 1388, CS for SB 636, CS for CS for CS for SB 736, CS for SB 816, CS for SB 904, SB 1010, CS for SB 950, CS for CS for SB 1134, CS for CS for SB 388, CS for CS for SB 258, CS for SB 1106, CS for SB 1108, CS for SB 1110, CS for SB 1362, SB 662, CS for SB 418, CS for CS for SB 268, CS for CS for CS for SB 496, SB 622, CS for SB 922, CS for SB 1314.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Appropriations recommends the following pass: CS for SB 60; CS for SB 68; CS for SB 80; CS for SB 84; CS for SB 1248; CS for SB 1302

The bills were placed on the Calendar.

The Committee on Fiscal Policy recommends committee substitutes for the following: SB 530; SB 780; CS for CS for SB 824; SB 888; CS for SB 1052; SB 1226; SB 1262; SB 7072

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 614; CS for CS for SB 1372

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Fiscal Policy; and Senator Ring—

CS for SB 530—A bill to be entitled An act relating to school district policy; amending s. 1001.41, F.S.; requiring district school boards to adopt a strategic plan; amending s. 1001.42, F.S.; revising provisions relating to standards of ethical conduct to apply to administrative personnel and school officers; requiring a school to monitor and evaluate its instructional practices and intervention strategies relating to the early warning system; amending s. 1006.147, F.S.; requiring school districts to review and revise their bullying and harassment policy at specified intervals; specifying that a school district policy requires a school to implement the policy in a certain manner and integrate it with the school's bullying prevention and intervention program; requiring such a policy to include mandatory reporting procedures and a list of authorized programs that provide bullying and harassment identification, prevention, and response instruction; requiring each school district to maintain an online portal accessible by a student's parent to anonymously report incidents of bullying or harassment; requiring a student's school to investigate reported incidents; deleting provisions relating to safe schools funds and data reporting requirements; amending s. 1006.283, F.S.; requiring school districts to notify parents of their ability to access

homework assignments through a local instructional improvement system; providing an effective date.

By the Committees on Rules; Regulated Industries; and Health Policy; and Senator Grimsley—

CS for CS for CS for SB 614—A bill to be entitled An act relating to health care; amending s. 110.12315, F.S.; expanding the categories of persons who may prescribe brand name drugs under the prescription drug program when medically necessary; amending ss. 310.071, 310.073, and 310.081, F.S.; exempting controlled substances prescribed by an advanced registered nurse practitioner or a physician assistant from the disqualifications for certification or licensure, and for continued certification or licensure, as a deputy pilot or state pilot; repealing s. 383.336, F.S., relating to provider hospitals, practice parameters, and peer review boards; amending s. 395.1051, F.S.; requiring a hospital to provide specified advance notice to certain obstetrical physicians before it closes its obstetrical department or ceases to provide obstetrical services; amending s. 409.967, F.S.; requiring a Medicaid managed care plan to allow a prescribing provider to request an override of a restriction on the use of medication imposed through a step-therapy or fail-first protocol; requiring the plan to grant such override within a specified timeframe under certain circumstances; prohibiting the duration of a step-therapy or fail-first protocol from exceeding the time period specified by the prescribing provider; providing that an override is not required under certain circumstances; amending s. 456.072, F.S.; applying existing penalties for violations relating to the prescribing or dispensing of controlled substances by an advanced registered nurse practitioner; amending s. 456.44, F.S.; deleting an obsolete date; requiring advanced registered nurse practitioners and physician assistants who prescribe controlled substances for certain pain to make a certain designation, comply with registration requirements, and follow specified standards of practice; providing applicability; amending s. 458.326, F.S.; defining the term "interventional pain medicine"; restricting the practice of interventional pain medicine to specified circumstances; amending ss. 458.3265 and 459.0137, F.S.; limiting the authority to prescribe a controlled substance in a pain-management clinic only to a physician licensed under ch. 458 or ch. 459, F.S.; amending s. 458.347, F.S.; revising the required continuing education requirements for a physician assistant; requiring that a specified formulary limit the prescription of certain controlled substances by physician assistants as of a specified date; amending s. 464.003, F.S.; redefining the term "advanced or specialized nursing practice"; deleting the joint committee established in the definition; amending s. 464.012, F.S.; requiring the Board of Nursing to establish a committee to recommend a formulary of controlled substances that may not be prescribed, or may be prescribed only on a limited basis, by an advanced registered nurse practitioner; specifying the membership of the committee; providing parameters for the formulary; requiring that any formulary be adopted by board rule; specifying the process for amending the formulary and imposing a burden of proof; limiting the formulary's application in certain instances; requiring the board to adopt the committee's initial recommendations by a specified date; authorizing an advanced registered nurse practitioner to prescribe, dispense, administer, or order drugs, including certain controlled substances under certain circumstances, as of a specified date; amending s. 464.013, F.S.; revising continuing education requirements for renewal of a license or certificate; amending s. 464.018, F.S.; specifying acts that constitute grounds for denial of a license or for disciplinary action against an advanced registered nurse practitioner; creating s. 627.42392, F.S.; defining the term "health insurer"; requiring that certain health insurers, which do not already use a certain form, use only a prior authorization form approved by the Financial Services Commission; requiring the commission to adopt by rule guidelines for such forms; amending s. 627.6131, F.S.; prohibiting a health insurer from retroactively denying a claim under specified circumstances; creating s. 627.6466, F.S.; requiring an insurer to allow a prescribing provider to request an override of a restriction on the use of medication imposed through a step-therapy or fail-first protocol; requiring the insurer to grant such override within a specified timeframe under certain circumstances; prohibiting the duration of a step-therapy or fail-first protocol from exceeding the time period specified by the prescribing provider; providing that an override is not required under certain circumstances; amending s. 641.3155, F.S.; prohibiting a health maintenance organization from retroactively denying a claim under specified circumstances; creating s. 641.393, F.S.; requiring a health maintenance organization to allow a prescribing provider to request an override of a

restriction on the use of medication imposed through a step-therapy or fail-first protocol; requiring the health maintenance organization to grant such override within a specified timeframe under certain circumstances; prohibiting the duration of a step-therapy or fail-first protocol from exceeding the time period specified by the prescribing provider; providing that an override is not required under certain circumstances; amending s. 893.02, F.S.; redefining the term “practitioner” to include advanced registered nurse practitioners and physician assistants under the Florida Comprehensive Drug Abuse Prevention and Control Act for the purpose of prescribing controlled substances if a certain requirement is met; amending s. 948.03, F.S.; providing that possession of drugs or narcotics prescribed by an advanced registered nurse practitioner or physician assistant does not violate a prohibition relating to the possession of drugs or narcotics during probation; amending ss. 458.348 and 459.025, F.S.; conforming provisions to changes made by the act; reenacting ss. 458.331(10), 458.347(7)(g), 459.015(10), 459.022(7)(f), and 465.0158(5)(b), F.S., to incorporate the amendment made to s. 456.072, F.S., in references thereto; reenacting ss. 456.072(1)(mm) and 466.02751, F.S., to incorporate the amendment made to s. 456.44, F.S., in references thereto; reenacting ss. 458.303, 458.347(7)(b), 459.022(4)(e) and (9)(c), and 459.023(7)(b), F.S., to incorporate the amendment made to s. 458.347, F.S., in references thereto; reenacting s. 464.012(3)(c), F.S., to incorporate the amendment made to s. 464.003, F.S., in a reference thereto; reenacting ss. 456.041(1)(a), 458.348(1) and (2), and 459.025(1), F.S., to incorporate the amendment made to s. 464.012, F.S., in references thereto; reenacting s. 464.0205(7), F.S., to incorporate the amendment made to s. 464.013, F.S., in a reference thereto; reenacting ss. 320.0848(11), 464.008(2), 464.009(5), and 464.0205(1)(b), (3), and (4)(b), F.S., to incorporate the amendment made to s. 464.018, F.S., in references thereto; reenacting s. 775.051, F.S., to incorporate the amendment made to s. 893.02, F.S., in a reference thereto; reenacting ss. 944.17(3)(a), 948.001(8), and 948.101(1)(e), F.S., to incorporate the amendment made to s. 948.03, F.S., in references thereto; providing effective dates.

By the Committee on Fiscal Policy; and Senator Smith—

CS for SB 780—A bill to be entitled An act relating to a special assessment for law enforcement services; creating s. 166.212, F.S.; authorizing a municipality to levy a special assessment to fund the costs of providing law enforcement services; requiring a municipality to adopt an ordinance and reduce its ad valorem millage to levy the special assessment; providing a methodology for the apportionment of the special assessment and the reduction of the ad valorem millage; requiring the property appraiser to list the special assessment on the notice of property taxes; specifying exceptions to the reduction of the ad valorem millage by more than a certain percentage; authorizing the Department of Revenue to adopt rules and forms; providing for construction; providing an effective date.

By the Committees on Fiscal Policy; Governmental Oversight and Accountability; and Community Affairs; and Senator Evers—

CS for CS for CS for SB 824—A bill to be entitled An act relating to public procurement practices; transferring, renumbering, and amending s. 287.05712, F.S.; revising definitions; deleting provisions creating the Public-Private Partnership Guidelines Task Force; requiring a private entity that submits an unsolicited proposal to pay an initial application fee and additional amounts if the fee does not cover certain costs; specifying payment methods; authorizing a responsible public entity to alter the statutory timeframe for accepting proposals for a qualifying project under certain circumstances; requiring a responsible public entity to include a design criteria package in a solicitation; specifying requirements for the design criteria package; deleting a provision that requires approval of the local governing body before a school board enters into a comprehensive agreement; revising the conditions necessary for a responsible public entity to approve a comprehensive agreement; deleting provisions relating to notice to affected local jurisdictions; providing that fees imposed by a private entity must be applied as set forth in the comprehensive agreement; restricting provisions in financing agreements that could result in a responsible public entity's losing ownership of real or tangible personal property; deleting a provision that requires a responsible public entity to comply with specific financial obligations; providing duties of the Department of Management Services; revising provisions relating to construction of the act; amending s. 287.0935, F.S.;

increasing the dollar threshold for a contract amount of a project for which a person, the state, or a political subdivision is prohibited from refusing a surety bond issued by a surety company that meets certain criteria; revising requirements for surety companies with respect to bonds issued for certain publicly funded contracts; providing an effective date.

By the Committee on Fiscal Policy; and Senator Detert—

CS for SB 888—A bill to be entitled An act relating to education; amending s. 39.202, F.S.; authorizing certain employees or agents of the Department of Education to have access to certain reports and records; amending s. 1011.62, F.S.; requiring a school district to add additional points to the calculation of a matrix of services for certain students beginning in a specified school year; amending s. 1012.39, F.S.; providing requirements regarding liability insurance for students participating in clinical field experience; amending s. 1012.75, F.S.; requiring the department to establish an educator liability insurance program; specifying program administration and eligibility requirements; amending s. 1012.79, F.S.; revising the membership of the Education Practices Commission; authorizing the Commissioner of Education to appoint emeritus members to the commission; amending s. 1012.796, F.S.; authorizing the commissioner to issue a letter of guidance in response to a complaint against a teacher or administrator in lieu of a probable cause determination; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senator Brandes—

CS for CS for SB 1052—A bill to be entitled An act relating to experimental treatments for terminal conditions; creating s. 499.0295, F.S.; providing a short title; providing definitions; providing conditions for a manufacturer to provide certain drugs, products, or devices to an eligible patient; specifying insurance coverage requirements and exceptions; providing conditions for the provision of certain services by a hospital or health care facility; providing immunity from liability; providing protection from disciplinary or legal action against a physician who makes certain treatment recommendations; providing that a cause of action may not be asserted against the manufacturer of certain drugs, products, or devices or a person or entity caring for a patient using such drugs, products, or devices under certain circumstances; providing applicability; providing an effective date.

By the Committee on Fiscal Policy; and Senator Detert—

CS for SB 1226—A bill to be entitled An act relating to guardianship; providing directives to the Division of Law Revision and Information; amending s. 744.1012, F.S.; revising legislative intent; renumbering s. 744.201, F.S.; renumbering and amending s. 744.202, F.S.; conforming a cross-reference; renumbering s. 744.2025, F.S.; renumbering and amending s. 744.7021, F.S.; revising the responsibilities of the executive director for the Office of Public and Professional Guardians; conforming provisions to changes made by the act; renumbering and amending s. 744.1083, F.S.; removing a provision authorizing the executive director to suspend or revoke the registration of a guardian who commits certain violations; removing the requirement of written notification to the chief judge of the judicial circuit upon the executive director's denial, suspension, or revocation of a registration; conforming provisions to changes made by the act; conforming a cross-reference; renumbering and amending s. 744.1085, F.S.; removing an obsolete provision; conforming provisions to changes made by the act; conforming a cross-reference; creating s. 744.2004, F.S.; requiring the Office of Public and Professional Guardians to adopt rules; requiring the office, under certain circumstances, to make a specified recommendation to a court of competent jurisdiction; renumbering and amending s. 744.344, F.S.; requiring that a professional guardian appointed by a court to represent a ward be selected from a registry of professional guardians; requiring the chief judge of a circuit court to compile a list of professional guardians by county and provide the list to the clerk of court in each county; providing requirements for inclusion in the registry; providing procedures for a court to appoint a professional guardian; providing an exception; requiring the clerk of the court to maintain the registry and provide the court with the name of a professional guardian for appointment; renumbering and amending s. 744.703, F.S.; conforming provisions to changes made by the act; renumbering ss. 744.704 and 744.705, F.S.;

renumbering and amending ss. 744.706 and 744.707, F.S.; conforming provisions to changes made by the act; renumbering s. 744.709, F.S.; renumbering and amending s. 744.708, F.S.; conforming provisions to changes made by the act; renumbering and amending s. 744.7081, F.S.; providing the Office of Public and Professional Guardians with access to all court records relating to guardianship cases for which a professional guardian is appointed; providing that the office may access such records through all available means; conforming provisions to changes made by the act; renumbering and amending s. 744.7082, F.S.; conforming provisions to changes made by the act; renumbering and amending s. 744.712, F.S.; providing legislative intent; conforming provisions; renumbering and amending ss. 744.713, 744.714, and 744.715, F.S.; conforming provisions to changes made by the act; repealing s. 744.701, F.S.; relating to a short title; repealing s. 744.702, F.S.; relating to legislative intent; repealing s. 744.7101, F.S.; relating to a short title; repealing s. 744.711, F.S.; relating to legislative findings and intent; amending ss. 400.148, 744.3135, and 744.331, F.S.; conforming provisions to changes made by the act; amending ss. 20.415, 415.1102, and 744.524, F.S.; conforming cross-references; making technical changes; providing an appropriation; providing an effective date.

By the Committee on Fiscal Policy; and Senator Legg—

CS for SB 1262—A bill to be entitled An act relating to education; amending s. 1003.576, F.S.; requiring the Department of Education to have an operating electronic Individual Education Plan system in place for statewide use; amending s. 1005.22, F.S.; requiring the Commission for Independent Education to report certain data to the department annually by a certain date regarding institutions licensed by the commission; amending s. 1012.796, F.S.; authorizing the Commissioner of Education to issue a letter of guidance in response to a complaint against a teacher or administrator in lieu of a probable cause determination; creating s. 1013.385, F.S.; providing for school district construction flexibility; authorizing exceptions to construction requirements for educational facilities under certain circumstances; amending s. 1013.40, F.S.; increasing the number of beds which may be in a dormitory constructed by certain Florida College System institutions; providing an effective date.

By the Committees on Rules; Community Affairs; and Ethics and Elections; and Senator Gaetz—

CS for CS for CS for SB 1372—A bill to be entitled An act relating to government accountability; amending s. 11.40, F.S.; specifying that the Governor, the Commissioner of Education, or the designee of the Governor or of the Commissioner of Education may notify the Legislative Auditing Committee of an entity's failure to comply with certain auditing and financial reporting requirements; amending s. 11.45, F.S.; defining the terms "abuse," "fraud," and "waste"; revising the definition of the term "local governmental entity"; excluding water management districts from certain audit requirements; removing a cross-reference; authorizing the Auditor General to conduct audits of tourist development councils and county tourism promotion agencies; revising reporting requirements applicable to the Auditor General; amending s. 28.35, F.S.; revising reporting requirements applicable to the Florida Clerks of Court Operations Corporation; amending s. 43.16, F.S.; revising the responsibilities of the Justice Administrative Commission, each state attorney, each public defender, a criminal conflict and civil regional counsel, a capital collateral regional counsel, and the Guardian Ad Litem Program, to include the establishment and maintenance of certain internal controls; amending s. 112.313, F.S.; specifying that prohibitions on conflicting employment or contractual relationships for public officers or employees of an agency apply to contractual relationships held by certain business entities; amending s. 112.31455, F.S.; correcting a cross-reference; revising provisions governing collection methods for unpaid automatic fines for failure to timely file disclosure of financial interests to include school districts; amending s. 112.3261, F.S.; revising terms to conform to changes made by the act; expanding the types of governmental entities that are subject to lobbyist registration requirements; requiring a governmental entity to create a lobbyist registration form; amending ss. 129.03, 129.06, 166.241, and 189.016, F.S.; requiring counties, municipalities, and special districts to maintain certain budget documents on the entities' websites for a specified period; amending s. 215.425, F.S.; defining the term "public funds"; revising nonapplicability

to the prohibition on extra compensation claims; requiring certain contracts to which a unit of government or state university is a party during a specified period to contain certain prohibitions on severance pay; requiring a unit of government to investigate and take necessary action to recover prohibited compensation; specifying methods of recovery and liability for unintentional and willful violations; providing a penalty; specifying applicability of procedures regarding suspension and removal of an officer who commits a willful violation; establishing eligibility criteria and amounts for rewards; specifying circumstances under which an employee has a cause of action under the Whistle-blower's Act; establishing causes of action if a unit of government fails to recover prohibited compensation within a certain timeframe; providing for applicability; amending s. 215.86, F.S.; revising management systems and controls to be employed by each state agency and the judicial branch; amending s. 215.97, F.S.; revising the definition of the term "audit threshold"; amending s. 215.985, F.S.; revising the requirements for a monthly financial statement provided by a water management district; amending s. 218.32, F.S.; revising the requirements of the annual financial audit report of a local governmental entity; authorizing the Department of Financial Services to request additional information from a local governmental entity; requiring a local governmental entity to respond to such requests within a specified timeframe; requiring the department to notify the Legislative Auditing Committee of non-compliance; amending s. 218.33, F.S.; requiring local governmental entities to establish and maintain internal controls; amending s. 218.39, F.S.; requiring an audited entity to respond to audit recommendations under specified circumstances; amending s. 218.391, F.S.; revising the composition of an audit committee; prohibiting an audit committee member from being an employee, chief executive officer, or chief financial officer of the respective governmental entity; requiring the chair of an audit committee to sign and execute an affidavit affirming compliance with auditor selection procedures; prescribing procedures in the event of noncompliance with auditor selection procedures; amending s. 288.92, F.S.; prohibiting specified officers and board members of Enterprise Florida, Inc., from representing a person or entity for compensation before Enterprise Florida, Inc., and associated entities thereof, for a specified timeframe; amending s. 288.9604, F.S.; prohibiting a director of the board of directors of the Florida Development Finance Corporation from representing a person or entity for compensation before the corporation for a specified timeframe; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for a specified period; amending s. 1002.33, F.S.; revising the responsibilities of the governing board of a charter school to include the establishment and maintenance of internal controls; amending s. 1002.37, F.S.; requiring completion of an annual financial audit of the Florida Virtual School; specifying audit requirements; requiring an audit report to be submitted to the board of trustees of the Florida Virtual School and the Auditor General; removing obsolete provisions; amending s. 1010.01, F.S.; requiring each school district, Florida College System institution, and state university to establish and maintain certain internal controls; amending s. 1010.30, F.S.; requiring a district school board, Florida College System institution board of trustees, or university board of trustees to respond to audit recommendations under certain circumstances; amending ss. 68.082, 68.083, 218.503, and 1002.455, F.S.; conforming provisions and cross-references to changes made by the act; declaring that the act fulfills an important state interest; providing an effective date.

By the Committees on Fiscal Policy; and Transportation—

CS for SB 7072—A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S., relating to requirements for requests to establish a specialty license plate; deleting application requirements; revising presale requirements; providing an exception to the presale requirements for certain specialty plates; amending s. 320.08056, F.S.; authorizing a request for a specialty plate to be made annually to an authorized agent serving on behalf of the Department of Highway Safety and Motor Vehicles; deleting certain specialty license plates from the list of license plates for which an annual use fee must be collected; revising the minimum requirements to continue issuance of certain specialty plates; providing an exception to the minimum requirements for certain specialty plates; conforming cross-references; amending s. 320.08058, F.S.; deleting specified specialty license plates;

revising provisions relating to specified specialty license plates; conforming cross-references; amending ss. 320.08056 and 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; establishing an annual use fee for the plates; providing for distribution and use of fees collected from the sale of the plates; providing effective dates.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

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>
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointee: Andrade, Fabio A., Weston	10/31/2016
Florida Commission on Community Service Appointee: Aloupis, Vance A., Aventura	09/14/2017
Board of Trustees of Indian River State College Appointee: Schirard, J. Brantley, Jr., Fort Pierce	05/31/2018
Board of Trustees of Valencia College Appointee: Gonzalez, Linda Landman, Orlando	05/31/2018
Florida Inland Navigation District Appointees: Crowley, T. Spencer, Miami Self, Lynette, Jacksonville	01/09/2019 01/09/2019
Board of Medicine Appointee: Orr, James W., Jr., Bonita Springs	10/31/2018
Board of Nursing Home Administrators Appointees: Lipman, Scott, Boca Raton Phelan, William J., Tallahassee	10/31/2018 10/31/2017
Board of Optometry Appointee: Spear, Carl H., Pensacola	10/31/2018
Southwest Florida Regional Planning Council, Region 9 Appointee: Mulhere, Robert J., Naples	10/01/2017
Board of Trustees, University of West Florida Appointee: Terry, Bentina C., Pensacola	01/06/2020

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 69 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Justice Appropriations Subcommittee, Children, Families & Seniors Subcommittee, Criminal Justice Subcommittee and Representative(s) Porter, Burgess, Campbell, Harrell, Hill, Jones, S., McBurney, Narain, Peters, Rooney, Spano, Van Zant, Watson, C.—

CS for CS for CS for HB 69—A bill to be entitled An act relating to missing persons with special needs; creating s. 937.041, F.S.; creating a pilot project in specified counties to provide personal devices to aid search-and-rescue efforts for persons with special needs; providing for administration of the project; requiring reports; providing for expiration; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 115 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Gaetz—

HB 115—A bill to be entitled An act relating to sentencing; amending s. 775.089, F.S.; revising the definition of the term "victim" to include governmental entities and political subdivisions in certain instances; creating ss. 838.23 and 839.27, F.S.; requiring the sentencing judge to order restitution and a specified number of community service work hours for violations of chapter 838, F.S., relating to bribery and misuse of public office, or chapter 839, F.S., relating to offenses by public officers and employees; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 165, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Government Operations Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Santiago—

CS for CS for CS for HB 165—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.062, F.S.; restricting to certain property rate filings a requirement that the chief executive officer or chief financial officer and chief actuary of a property insurer certify the information contained in a rate filing; amending s. 627.0628, F.S.; requiring an insurer to employ in certain rate filings actuarial methods, principles, standards, models, or output ranges found by the Florida Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels; authorizing an insurer to employ a model in a rate filing until 120 days after the expiration of the commission's acceptance of that model; prohibiting insurers from modifying or adjusting the model after the commission finds the model to be accurate or reliable in determining probable maximum loss levels; amending s. 627.0645, F.S.; exempting commercial nonresidential multiperil insurance from annual base rate filing; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the period for applicability of certain Medicare fee schedules or payment limitations; exempting certain federally certified entities from the requirement to be licensed in order to receive reimbursement under the Florida Motor Vehicle No-Fault Law; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; amending s. 631.65, F.S.; authorizing, rather than prohibiting, an advertisement or a solicitation to use the existence of the Florida Insurance Guaranty Association to sell, solicit, or induce the purchase of certain insurance if the advertisement or solicitation explains specified coverage limits; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 201 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Criminal Justice Subcommittee and Representative(s) Narain, Campbell, DuBose, Harrell, Pafford, Van Zant—

CS for HB 201—A bill to be entitled An act relating to diabetes awareness training for law enforcement officers; providing a short title; creating s. 943.1726, F.S.; requiring the Department of Law Enforcement to establish an online continued employment training component relating to diabetic emergencies; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment instruction requirements; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 235 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Health & Human Services Committee and Representative(s) Eagle, Harrell—

CS for CS for HB 235—A bill to be entitled An act relating to restitution for juvenile offenses; amending s. 985.35, F.S.; conforming provisions to changes made by the act; amending s. 985.437, F.S.; requiring a child's parent or guardian, in addition to the child, to make restitution for damage or loss caused by the child's offense; providing for payment plans in certain circumstances; authorizing the parent or guardian to be absolved of liability for restitution in certain circumstances; authorizing the court to order restitution to be paid only by the parents or guardians who have current custody and parental responsibility; specifying that the Department of Children and Families, foster parents, specified facilities, and specified agencies contracted with the department are not guardians for purposes of restitution; amending s. 985.513, F.S.; removing duplicative provisions authorizing the court to require a parent or guardian to be responsible for any restitution ordered against the child; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 309 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Harrison, Campbell, Costello, Pilon—

CS for HB 309—A bill to be entitled An act relating to patient admission status notification; amending s. 395.301, F.S.; providing requirements for licensed medical facilities for patient notification regarding admission status; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 321, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Avila, Edwards, Pigman, Pritchett, Rogers, Williams, A.—

CS for CS for HB 321—A bill to be entitled An act relating to HIV testing; amending s. 381.004, F.S.; revising and providing definitions; specifying the notification and consent procedures for performing HIV tests in health care and nonhealth care settings; amending s. 456.032, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 335, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Plasencia, Campbell, Pigman—

CS for CS for HB 335—A bill to be entitled An act relating to psychiatric nurses; amending s. 394.455, F.S.; revising the definition of the term "psychiatric nurse" to require specified national certification; amending s. 394.463, F.S.; authorizing a psychiatric nurse to approve the involuntary examination or release of a patient from a receiving facility in accordance with a specified protocol and under certain conditions; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 373 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Government Operations Appropriations Subcommittee and Representative(s) Raulerson, Bileca, Richardson, Stevenson—

CS for CS for HB 373—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising the definition of the term "licensed audit firm"; amending s. 473.309, F.S.; revising practice requirements for partnerships, corporations, and limited liability companies; amending s. 473.3101, F.S.; revising provisions relating to the licensure of firms and public accounting firms; amending s. 473.316, F.S.; revising the definition of the term "quality review" to include a peer review; amending ss. 473.3125 and 473.322, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 401 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Business & Professions Subcommittee and Representative(s) Magar—

CS for HB 401—A bill to be entitled An act relating to public lodging and public food service establishments; amending s. 509.032, F.S.; revising the frequency at which the Division of Hotels and Restaurants of the Department of Business and Professional Regulation must reassess the inspection frequency of public food service establishments; revising the department's duties with respect to distribution of a specified food-

recovery brochure; deleting a restriction on the length of time that a licensed public food service establishment may operate at a temporary food service event; amending s. 509.091, F.S.; authorizing the division to deliver lodging inspection reports and food service inspection reports electronically; amending s. 509.101, F.S.; requiring operators of public food service establishments to maintain copies of food service inspection reports and make them available to the division; amending s. 509.251, F.S.; revising certain delinquent fees for license renewal; providing an effective date.

—was referred to the Committees on Regulated Industries; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 441 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Rodrigues, R., Campbell, Rogers—

HB 441—A bill to be entitled An act relating to home health agencies; amending s. 400.474, F.S.; revising the information that a home health agency is required to submit to the Agency for Health Care Administration for license renewal; removing requirement that a home health agency submit quarterly reports; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 553 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Perry—

HB 553—A bill to be entitled An act relating to public libraries; amending s. 257.015, F.S.; defining the terms "depository library" and "state publication"; amending s. 257.02, F.S.; revising the composition and duties of the State Library Council; amending s. 257.04, F.S.; revising the powers and duties of the Division of Library and Information Services of the Department of State; requiring the division to coordinate with the Division of Blind Services of the Department of Education to provide certain services; authorizing the division to issue electronic information; amending s. 257.05, F.S.; providing legislative findings; revising provisions regarding the delivery and distribution of publications; requiring specified entities in state government to designate a state publications liaison; removing the definition of the term "public document"; revising the duties of the division with respect to the management of the State Publications Program; amending s. 257.36, F.S.; removing a provision requiring the division to provide a centralized microfilming program for state agencies; amending ss. 257.105, 283.31, and 286.001, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 565 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Government Operations Subcommittee and Representative(s) Be-shears—

CS for HB 565—A bill to be entitled An act relating to retirement; amending s. 121.055, F.S.; authorizing local agency employers to re-

assess the designation of positions for inclusion in the Senior Management Service Class; providing for removal of certain positions; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 633, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Sullivan, Ahern, Avila, Baxley, Burgess, Burton, Costello, Cummings, Drake, Eisnaugle, Gaetz, Hill, La Rosa, Mayfield, Moraitis, Plakon, Raburn, Renuart, Rodrigues, R., Rooney, Stone, Van Zant—

HB 633—A bill to be entitled An act relating to informed patient consent; amending s. 390.0111, F.S.; revising conditions for the voluntary and informed consent to a termination of pregnancy; reenacting s. 390.012(3)(d), F.S., relating to Agency for Health Care Administration rules regarding medical screening and evaluation of abortion clinic patients, to incorporate the amendment made by this act to s. 390.0111, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Health Policy; Judiciary; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 697 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Quality Subcommittee and Representative(s) Gonzalez—

CS for HB 697—A bill to be entitled An act relating to public health emergencies; amending s. 381.0012, F.S.; providing additional enforcement authority relating to public health orders issued by the Department of Health; amending s. 381.00315, F.S.; defining terms; authorizing the department to declare, enforce, modify, and abolish isolation of persons, animals, and premises for controlling communicable diseases or providing protection from unsafe conditions that pose a threat to public health; requiring the department to establish rules for conditions and procedures for imposing and releasing an order for isolation; providing that rules established under this section supersede all rules enacted by other state agencies, boards, or political subdivisions; amending s. 817.50, F.S.; prohibiting a person in certain circumstances from falsely claiming to a health care provider, or falsely reporting to a law enforcement officer, that such person has contracted a communicable disease; providing criminal penalties; specifying that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 779, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Jones, M., Rogers—

CS for CS for HB 779—A bill to be entitled An act relating to rental agreements; creating s. 83.561, F.S.; providing that a purchaser taking title to a tenant-occupied residential property following a foreclosure sale takes title to the property, subject to the rights of the tenant; specifying the rights of the tenant; authorizing a tenant to remain in

possession of the property for 30 days following receipt of written notice; prescribing the form for a 30-day notice of termination; establishing requirements for delivery of the notice; authorizing a purchaser to apply for a writ of possession if a tenant refuses to vacate the property; providing exceptions; providing for construction; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 787 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Agriculture & Natural Resources Subcommittee and Representative(s) Peters—

CS for HB 787—A bill to be entitled An act relating to recycled and recovered materials; amending s. 403.727, F.S.; exempting a person who sells, transfers, or arranges for the transfer of recycled and recovered materials from liability for hazardous substances released or threatened to be released from the receiving facility or site, under certain circumstances; defining the term "recycled and recovered materials"; providing retroactive application under certain circumstances; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Judiciary; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 791, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Finance & Tax Committee, Civil Justice Subcommittee and Representative(s) Moraitis, Mayfield—

CS for CS for HB 791—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.111, F.S.; revising liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; authorizing the electronic transmission of notices of certain meetings of a condominium association irrespective of whether authorized by the association's bylaws; revising provisions relating to the voting process for providing reserves; creating s. 718.128, F.S.; authorizing condominium associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 719.106, F.S.; authorizing the electronic transmission of notices of certain meetings of a cooperative association irrespective of whether authorized by the association's bylaws; creating s. 719.129, F.S.; authorizing cooperative associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 720.303, F.S.; authorizing the electronic transmission of notices of certain meetings of a homeowners' association irrespective of whether authorized by the association's bylaws; creating s. 720.317, F.S.; authorizing homeowners' associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 718.116, F.S.; revising applicability; revising effect of a claim of lien; amending s. 718.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 718.707, F.S.; extending the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.;

revising what constitutes the official records of an association; amending s. 719.108, F.S.; revising applicability; revising effect of a claim of lien; amending s. 719.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term "governing documents"; creating s. 720.3015, F.S.; providing a short title; amending s. 720.305, F.S.; revising requirements for levying a fine or suspension; revising application of certain provisions; amending s. 720.306, F.S.; revising requirements for the adoption of amendments to the governing documents; revising requirements for the election of directors; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 801 and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Government Operations Appropriations Subcommittee and Representative(s) Taylor, Metz—

CS for CS for HB 801—A bill to be entitled An act relating to the Beirut Memorial; amending s. 265.111, F.S.; requiring the Capitol Complex memorial garden to include a monument to the members of the United States Armed Forces who lost their lives in Beirut, Lebanon, on a specified date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 887 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Trumbull—

HB 887—A bill to be entitled An act relating to unclaimed property; creating s. 717.1382, F.S.; providing for escheatment to the state of unclaimed United States savings bonds; providing for judicial determination of escheatment; providing procedures for challenging escheatment; providing for deposit of the proceeds of escheatment; creating s. 717.1383, F.S.; providing that a person claiming a United States savings bond may file a claim with the Department of Financial Services; providing limitations on such claim; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 889, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Health Quality Subcommittee, Civil Justice Subcommittee and Representative(s) Wood—

CS for CS for CS for HB 889—A bill to be entitled An act relating to health care representatives; amending s. 743.0645, F.S.; conforming provisions to changes made by the act; amending s. 765.101, F.S.; defining terms for purposes of provisions relating to health care advanced directives; revising definitions to conform to changes made by the act;

amending s. 765.102, F.S.; revising legislative intent to include reference to surrogate authority that is not dependent on a determination of incapacity; amending s. 765.104, F.S.; conforming provisions to changes made by the act; amending s. 765.105, F.S.; conforming provisions to changes made by the act; providing an exception for a patient who has designated a surrogate to make health care decisions and receive health information without a determination of incapacity being required; amending ss. 765.1103 and 765.1105, F.S.; conforming provisions to changes made by the act; amending s. 765.202, F.S.; revising provisions relating to the designation of health care surrogates; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate; creating s. 765.2035, F.S.; providing for the designation of health care surrogates for minors; providing for designation of an alternate surrogate; providing for decisionmaking if neither the designated surrogate nor the designated alternate surrogate is willing, able, or reasonably available to make health care decisions for the minor on behalf of the minor's principal; authorizing designation of a separate surrogate to consent to mental health treatment for a minor; providing that the health care surrogate authorized to make health care decisions for a minor is also the minor's principal's choice to make decisions regarding mental health treatment for the minor unless provided otherwise; providing that a written designation of a health care surrogate establishes a rebuttable presumption of clear and convincing evidence of the minor's principal's designation of the surrogate; creating s. 765.2038, F.S.; providing a suggested form for the designation of a health care surrogate for a minor; amending s. 765.204, F.S.; specifying that a principal's wishes are controlling while he or she has decisionmaking capacity; providing a duty for providers to communicate to such a principal; conforming provisions to changes made by the act; providing for notification of incapacity of a principal; providing that a health care provider may justifiably rely on decisions made by a surrogate; providing for situations when there are conflicting decisions between surrogate and patient; amending s. 765.205, F.S.; conforming provisions to changes made by the act; amending ss. 765.302, 765.303, 765.304, 765.306, 765.404, and 765.516, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 893 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Innovation Subcommittee and Representative(s) Ingoglia—

CS for CS for HB 893—A bill to be entitled An act relating to blanket health insurance eligibility; amending s. 627.659, F.S.; revising the list of special groups of individuals covered by a policy or contract for blanket health insurance; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 897 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Criminal Justice Subcommittee and Representative(s) Ingram—

CS for HB 897—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding certain substances to the Schedule I list of controlled substances; reenacting s. 39.01(30)(a) and (g), F.S., relating to definitions used in chapter 39, F.S., s. 316.193(5), F.S., relating to driving under the influence, s. 322.2616(2)(c), F.S., relating to suspension of driver licenses, s. 327.35(5), F.S., relating to boating under the influence, s. 440.102(11)(b), F.S., relating to drug-free

workplace programs, ss. 458.3265(1)(e) and 459.0137(1)(e), F.S., relating to pain-management clinics, s. 782.04(1)(a) and (4), F.S., relating to murder, s. 893.0356(2)(a) and (5), F.S., relating to controlled substance analogs, s. 893.05(1), F.S., relating to practitioners and persons administering controlled substances in their absence, s. 893.12(2)(b), (c), and (d), F.S., relating to contraband seizure and forfeiture, s. 893.13(1)(a), (c), (d), (e), (f), (h), (2)(a), (4)(b), (5)(b), and (7)(a), F.S., relating to controlled substance offenses, s. 893.135(1)(k) and (l), F.S., relating to offenses involving trafficking in controlled substances, and s. 921.0022(3)(b), (c), and (e), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, F.S., to incorporate the amendment made by the act to s. 893.03, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 915, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Government Operations Appropriations Subcommittee, Business & Professions Subcommittee and Representative(s) Eagle, Edwards, Van Zant, Williams, A.—

CS for CS for CS for HB 915—A bill to be entitled An act relating to building codes; amending s. 468.609, F.S.; revising the certification examination requirements for building code inspectors, plans examiners, and building code administrators; requiring the Florida Building Code Administrators and Inspectors Board to provide for issuance of certain provisional certificates; amending ss. 468.627, 471.0195, 481.215, and 481.313, F.S.; requiring a licensee or certificateholder to undergo code-related training as part of his or her continuing education courses; amending s. 489.103, F.S.; providing an exemption for certain employees who make minor repairs to existing electric water heaters and to existing electric heating, venting, and air-conditioning systems under specified circumstances; amending s. 489.105, F.S.; revising the definition of the term "plumbing contractor"; amending s. 489.115, F.S.; requiring a certificateholder or registrant to undergo code-related training as part of his or her continuing education requirements; amending s. 489.1401, F.S.; revising legislative intent with respect to the purpose of the Florida Homeowners' Construction Recovery Fund; providing legislative intent that Division II contractors set apart funds to participate in the fund; amending s. 489.1402, F.S.; revising definitions; amending s. 489.141, F.S.; authorizing certain claimants to make a claim against the recovery fund for certain contracts entered into before a specified date; amending s. 489.1425, F.S.; revising a notification provided by contractors to certain residential property owners to state that payment from the recovery fund is limited; amending s. 489.143, F.S.; revising provisions concerning payments from the recovery fund; specifying claim amounts for certain contracts entered into before or after specified dates; providing aggregate caps for payments; amending s. 489.503, F.S.; exempting certain low-voltage landscape lighting from licensed electrical contractor installation requirements; amending s. 489.517, F.S.; requiring a certificateholder or registrant to undergo code-related training as part of his or her continuing education requirements; amending s. 514.011, F.S.; revising the definition of the term "private pool"; amending s. 514.0115, F.S.; prohibiting a portable pool from being regulated as a public pool in certain circumstances; amending s. 514.031, F.S.; providing that a portable pool may not be used as a public pool unless it is exempt under s. 514.0115, F.S.; amending s. 553.512, F.S.; revising the membership of the Accessibility Advisory Council; amending s. 553.721, F.S.; directing the Florida Building Code Compliance and Mitigation Program to fund, from existing resources, the recommendations made by the Building Code System Uniform Implementation Evaluation Workgroup; providing a limitation; requiring that a specified amount of funds from the surcharge be used to fund certain Florida Fire Prevention Code informal interpretations; requiring the State Fire Marshal to adopt specified rules; amending s. 553.73, F.S.; authorizing local boards created to address specified issues to combine the appeals boards to create a single, local board; authorizing the local board to grant alternatives or modifications through specified procedures; requiring at least one member of a board to be a fire protection contractor, a fire protection design pro-

professional, a fire department operations professional, or a fire code enforcement professional in order to meet a specified quorum requirement; authorizing the appeal to a local administrative board of specified decisions made by a local fire official; specifying the decisions of the local building official and the local fire official which are subject to review; prohibiting an agency or local government from requiring that existing mechanical equipment located on or above the surface of a roof be installed in compliance with the Florida Building Code under certain circumstances; prohibiting the Florida Building Code from requiring more than one fire access elevator in certain buildings; prohibiting a 1-hour fire-rated fire service access elevator lobby from being required in certain circumstances; requiring a 1-hour fire-related fire service access elevator lobby in certain circumstances; providing that the requirement for a second fire service access elevator is not considered a part of the Florida Building Code; amending s. 553.775, F.S.; revising membership on a panel that hears requests to review decisions of local building officials; amending s. 553.79, F.S.; authorizing a building official to issue a permit for the construction of the foundation or any other part of a building or structure before the construction documents for the whole building or structure have been submitted; providing that the holder of such permit shall begin building at the holder's own risk with the building operation and without assurance that a permit for the entire structure will be granted; amending s. 553.841, F.S.; authorizing the Department of Business and Professional Regulation to maintain, update, develop, or cause to be developed code-related training and education; removing provisions related to the development of advanced courses with respect to the Florida Building Code Compliance and Mitigation Program and the accreditation of courses related to the Florida Building Code; amending s. 553.842, F.S.; providing that Underwriters Laboratories, LLC, is an approved evaluation entity; amending s. 553.883, F.S.; exempting certain devices from certain smoke alarm battery requirements; amending s. 553.908, F.S.; restricting certain provisions of the Florida Building Code or law relating to air sealing and insulation from becoming effective; prohibiting certain governmental entities from requiring certain HVAC type tests in specific buildings; amending s. 633.202, F.S.; requiring all new high-rise and existing high-rise buildings to maintain a minimum radio signal strength for fire department communications; providing a transitory period for compliance; requiring existing buildings and existing apartment buildings that are not in compliance to initiate an application for an appropriate permit by a specified date; requiring areas of refuge to be required as determined by the Florida Building Code-Accessibility; amending s. 633.206, F.S.; providing that certain provisions may be applied to existing assisted living facilities notwithstanding the edition of the codes applied at the time of construction; amending s. 633.208, F.S.; authorizing fire officials to consider certain systems as acceptable systems when identifying low-cost alternatives; amending s. 633.336, F.S.; authorizing a licensed fire protection contractor to subcontract for advanced technical services under certain circumstances; repealing s. 120.541(4)(b) and (c), F.S., relating to statements of estimated regulatory costs; repealing the exemption for legislative ratification of certain updates and amendments to the Florida Building Code and the Florida Fire Prevention Code; amending s. 120.80, F.S.; revising the exemption from legislative ratification for certain provisions of the Florida Building Code and the Florida Fire Prevention Code; requiring a statement of estimated regulatory costs to evaluate each new section of certain codes under certain circumstances; creating the Calder Sloan Swimming Pool Electrical-Safety Task Force within the Florida Building Commission; specifying the purpose of the task force; requiring a report to the Governor and the Legislature by a specified date; providing for membership; requiring the Florida Building Commission to provide staff, information, and other assistance to the task force; providing that members of the task force serve without compensation; authorizing the task force to meet as often as necessary; providing for future repeal of the task force; providing an effective date.

—was referred to the Committees on Health Policy; Community Affairs; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 917, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Combee, Albritton, Cummings, Drake, Goodson, Mayfield, Raburn, Smith—

CS for CS for HB 917—A bill to be entitled An act relating to the Cattle Market Development Act; amending s. 570.83, F.S.; renaming the Beef Market Development Act as the Cattle Market Development Act; renaming the Florida Beef Council, Inc., as the Florida Cattle Enhancement Board, Inc.; conforming intent and definitions; removing legislative intent for the cattle industry to self-finance a development program; removing a provision that deems a cow and nursing calf sold together as one unit; removing provisions authorizing the Cattle Enhancement Board to hold referenda on per-head-of-cattle assessments and to collect and refund such assessments; removing provisions requiring that the Cattle Enhancement Board develop new uses for beef products and improve methods for distribution of such products; revising membership and providing staggered terms for members of the Cattle Enhancement Board's governing board; requiring the initial and subsequent appointment of governing board members by the Commissioner of Agriculture; removing provisions requiring that the Cattle Enhancement Board maintain frequent communication with officers and industry representatives at the state and national levels; removing provisions authorizing the Cattle Enhancement Board to maintain a financial reserve for emergency use, appoint advisory groups, and examine certain records; directing the Cattle Enhancement Board to adopt bylaws within a specified timeframe; revising the date of the scheduled repeal of the act; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 985 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Eisnaugle—

CS for HB 985—A bill to be entitled An act relating to the maintenance of agency final orders; amending s. 119.021, F.S.; conforming a provision to changes made by the act; amending s. 120.53, F.S.; requiring agencies to electronically transmit certain agency final orders to a centralized electronic database maintained by the Division of Administrative Hearings; providing the methods by which such final orders can be searched; requiring each agency to maintain a list of final orders that are not required to be electronically transmitted to the database; providing a timeframe for electronically transmitting or listing the final orders; authorizing agencies to maintain subject matter indexes of final orders issued before a specified date or to electronically transmit such orders to the database; providing that the centralized electronic database is the official compilation of administrative final orders issued on or after a specified date for each agency; deleting obsolete provisions regarding filing, indexing, and publishing final orders; amending s. 120.533, F.S.; requiring the Department of State to provide standards and guidelines for the certification and electronic transmittal and the secure transmittal and maintenance of agency final orders; authorizing the department to adopt rules; authorizing the department to provide for an alternative official compiler of agency final orders under certain circumstances; conforming provisions to changes made by the act; amending s. 213.22, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1001 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee and Representative(s) Ahern, Campbell, Peters, Pilon, Rogers—

CS for CS for HB 1001—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; providing that Medicaid managed care plans are responsible for enrolled mental health residents; providing that managing entities under contract with the Department of Children and Families are responsible for mental health residents who are not enrolled with a Medicaid managed care plan; requiring that a community living support plan be completed and provided to the administrator of a facility within a specified period after the resident's admission; requiring that the community living support plan be updated when there is a significant change to the mental health resident's behavioral health; requiring a mental health resident case manager to keep certain records of interactions with the resident and to make the records available for inspection; requiring retention of the records for a specified period; requiring the responsible entity to ensure monitoring and implementation of community living support plans and cooperative agreements; amending s. 400.0074, F.S.; requiring a local ombudsman council to conduct comprehensive onsite administrative assessments; requiring a local council to conduct an exit consultation with the facility administrator or administrator designee; amending s. 400.0078, F.S.; requiring that a long-term care resident or resident representative be informed of resident immunity from retaliatory action for presenting grievances or exercising resident rights; amending s. 409.212, F.S.; increasing the cap on additional supplementation that a person may receive under certain conditions; amending s. 429.02, F.S.; revising the definition of the term "limited nursing services"; amending s. 429.07, F.S.; requiring that an extended congregate care license be issued to certain facilities licensed as assisted living facilities under certain circumstances and authorizing the issuance of such license if a specified condition is met; providing that the initial extended congregate care license is provisional under certain circumstances; requiring a licensee to notify the agency of acceptance of a resident who qualifies for extended congregate care services; requiring the agency to inspect the facility for compliance with license requirements; requiring the licensee to suspend extended congregate care services under certain circumstances; revising the frequency of monitoring visits to a facility by a registered nurse representing the agency; authorizing the agency to waive a required yearly monitoring visit under certain circumstances; authorizing the agency to deny or revoke a facility's extended congregate care license; authorizing the agency to waive the required yearly monitoring visit for a facility that is licensed to provide limited nursing services under certain circumstances; amending s. 429.075, F.S.; requiring an assisted living facility that serves mental health residents to obtain a limited mental health license; requiring a limited mental health facility to provide written evidence that certain documentation was sent to the department within a specified period; amending s. 429.14, F.S.; requiring the agency to deny or revoke the license of an assisted living facility under certain circumstances; requiring the agency to impose an immediate moratorium on the license of an assisted living facility under certain circumstances; deleting a requirement that the agency provide a list of facilities with denied, suspended, or revoked licenses to the Department of Business and Professional Regulation; exempting a facility from the 45-day notice requirement if it is required to relocate residents; amending s. 429.178, F.S.; conforming cross-references; amending s. 429.19, F.S.; requiring the agency to levy a fine for violations that are corrected before an inspection if noncompliance occurred within a specified period of time; amending s. 429.256, F.S.; revising the term "assistance with self-administration of medication" as it relates to the Assisted Living Facilities Act; amending s. 429.27, F.S.; revising the amount of cash for which a facility may provide safekeeping for a resident; amending s. 429.28, F.S.; providing notice requirements regarding confidentiality of resident identity in a complaint made to the State Long-Term Care Ombudsman Program or a local long-term care ombudsman council and immunity from retaliatory action for presenting grievances or exercising resident rights; providing a fine if a facility terminates an individual's residency after the filing of a complaint if good cause is not shown for the termination; requiring the agency to adopt rules; amending s. 429.34, F.S.; requiring certain persons to report elder abuse in assisted living facilities; requiring the agency to regularly inspect a licensed assisted living facility; requiring the agency to conduct periodic inspections; amending s. 429.41, F.S.; providing that certain staffing requirements apply only to residents in continuing care facilities who are receiving certain services; amending s. 429.52, F.S.; requiring each newly hired employee of an assisted living facility to attend a

preservice orientation; requiring the employee and administrator to sign a statement of completion and keep the statement in the employee's personnel record; requiring additional hours of training for assistance with medication; creating s. 429.55, F.S.; directing the agency to create an assisted living facility consumer information website; providing criteria for webpage content; providing content requirements; authorizing the agency to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1025 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Raburn, Combee, Beshears, Raulerson, Van Zant—

CS for CS for HB 1025—A bill to be entitled An act relating to firesafety; amending s. 633.202, F.S.; defining terms; exempting non-residential farm buildings and agricultural pole barns, rather than specified structures located on agricultural property, from the Florida Fire Prevention Code under specified circumstances; requiring the State Fire Marshal to conduct a study addressing certain secondary uses of nonresidential farm buildings; requiring the State Fire Marshal to convene a workgroup by a specified date to assist with the study; requiring the State Fire Marshal to initiate rulemaking by a specified date if the study determines that certain life safety or fire prevention standards are required; amending s. 633.208, F.S.; authorizing a local fire official to consider a specified publication when identifying an alternative to a firesafety code; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1043 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Economic Development & Tourism Subcommittee and Representative(s) Eagle—

CS for HB 1043—A bill to be entitled An act relating to housing authorities; creating s. 421.281, F.S.; providing for the creation of consolidated housing authorities under certain conditions; providing requirements; providing the area of operation of a consolidated housing authority; providing duties of a governing body of a county or municipality included in the area of operation; providing public hearing requirements; providing for the appointment of commissioners; providing powers and duties of a consolidated housing authority and its commissioners; amending s. 421.32, F.S.; authorizing a consolidated housing authority to borrow money, accept grants, and exercise its other powers for certain purposes; amending s. 421.321, F.S.; authorizing a consolidated housing authority to execute mortgages encumbering real property for certain purposes; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1053, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Fant—

CS for CS for HB 1053—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.311, F.S.; authorizing a joint underwriting plan and the Florida Automobile Joint Underwriting Association to cancel certain insurance policies within a specified period under certain circumstances; prohibiting an insured from canceling certain insurance policies within a specified period; providing exceptions; amending s. 627.736, F.S.; revising the period during which the applicable fee schedule or payment limitation under Medicare applies with respect to certain personal injury protection insurance coverage; defining "service year"; deleting an obsolete date; amending s. 627.744, F.S.; revising the exemption from the preinsurance inspection requirements for private passenger motor vehicles to include certain leased vehicles; revising the list of documents that an insurer may require for purposes of the exemption; prohibiting the physical damage coverage on a motor vehicle from being suspended during the term of a policy due to the insurer's option not to require certain documents; authorizing a payment of a claim to be conditioned if the insurer requires a document under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; Transportation; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1069 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Perry, Harrell, Watson, C.—

CS for CS for HB 1069—A bill to be entitled An act relating to defendants in specialized courts; amending s. 910.035, F.S.; providing a definition; requiring a trial court to transfer certain criminal cases involving participants in specified programs to another jurisdiction having such a program under certain conditions; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1127, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Appropriations Committee, Insurance & Banking Subcommittee and Representative(s) Sullivan—

CS for CS for HB 1127—A bill to be entitled An act relating to insurance fraud; repealing s. 400.993, F.S., relating to criminal penalties applicable to unlicensed health care clinics and the reporting of unlicensed health care clinics; amending s. 400.9935, F.S.; revising provisions related to unlawful, noncompensable, and unenforceable health care clinic charges or reimbursement claims; revising and providing criminal penalties for making unlawful charges, operating or failing to report an unlicensed clinic, filing false or misleading information related to a clinic license application, and other violations; defining the term "convicted"; amending s. 626.9894, F.S.; conforming provisions to changes made by the act; repealing s. 626.9895, F.S., relating to the establishment of a motor vehicle insurance fraud direct-support organization; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1133, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Fant—

CS for CS for HB 1133—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of "general lines agent," to remove certain restrictions regarding health insurance; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency's place of business; amending s. 626.221, F.S.; revising examination requirements for applicants for a license as a general lines agent, personal lines agent, or all-lines adjuster; creating examination requirements and qualifications for exemption from examinations for personal lines agents, life agents, and health agents; revising examination requirements for applicants qualifying for license transfer and applicants that hold a comparable license in another state; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain prelicensure education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming provisions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative's license; amending s. 626.7354, F.S.; deleting a prohibition on a customer representative's compensation including commissions but prohibiting the compensation from being based primarily on commissions; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified time period after policy expiration; amending s. 626.753, F.S.; authorizing certain agents and customer representatives to share commissions; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity or life insurance policy under certain circumstances; defining the term "surrender"; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1141, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee, Business & Professions Subcommittee and Representative(s) Ray, Ariles, Van Zant—

CS for CS for CS for HB 1141—A bill to be entitled An act relating to a natural gas rebate program; amending s. 377.810, F.S.; authorizing the Department of Agriculture and Consumer Services to receive additional applications from certain applicants; authorizing any remaining unencumbered funds to be used by the department to award additional rebates; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1151 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Business & Professions Subcommittee and Representative(s) Ingoglia—

CS for HB 1151—A bill to be entitled An act relating to residential master building permit programs; creating s. 553.794, F.S.; requiring local governments to create master building permit programs in certain circumstances to assist builders who expect to construct specific dwellings and townhomes on a repetitive basis; defining terms; providing requirements for submitting master building permit applications, general construction plans, and site-specific building permit applications; specifying documents that must be provided with the applications and plans; requiring master building permit applications to be approved or denied within a time certain; authorizing builders to submit master building permit numbers an unlimited number of times for specific dwellings and townhomes under certain conditions; providing duration of validity of approved master building permits; limiting revisions to approved master building permits; requiring the governing body of the applicable local government to provide a schedule of reasonable fees; providing for penalties under certain circumstances; authorizing local governments to adopt procedures to effectuate master building permit programs; providing an effective date.

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

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1193 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Health Care Appropriations Subcommittee, Children, Families & Seniors Subcommittee and Representative(s) Ingoglia, Plasencia, Ahern, Broxson, Campbell, Harrison, Hill, Miller, Murphy, Nuñez, Peters, Raschein—

CS for CS for HB 1193—A bill to be entitled An act relating to services for combat veterans and their families; creating s. 394.9087, F.S.; defining the term "combat veteran"; requiring that the Department of Children and Families establish the Florida Combat Veterans' Care Coordination Program to provide combat veterans and their families with behavioral health care referral and care coordination services; requiring that the department contract with managing entities to enter into agreements with Florida 211 Network participants for such services; providing program goals; providing for the delivery of services by program teams; requiring Florida 211 Network participants to collect data on the implementation of the program and submit such data to the department; requiring the department to submit a report on such implementation to the Governor and Legislature; providing an appropriation; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 1305 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Eagle, Berman, Combee, Peters—

HB 1305—A bill to be entitled An act relating to home medical equipment providers; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment from licensure requirements under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 4043 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Geller, Murphy, Stark—

HB 4043—A bill to be entitled An act relating to write-in candidates; repealing s. 99.0615, F.S., relating to a requirement that a write-in candidate reside within the district of the office sought at the time of qualification; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7021, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Sullivan, Trumbull, Artiles—

CS for HB 7021—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring that personal floatation devices be used in accordance with the United States Coast Guard approval label during operation of certain vessels or personal watercraft or while engaged in water skiing, parasailing, aquaplaning, and similar activities; reenacting s. 327.50(1)(a), F.S., relating to vessel safety equipment, to incorporate changes to federal regulations; amending s. 379.223, F.S.; authorizing citizen support organizations to receive funds from the commission if the organization provides services by contract under certain circumstances; amending s. 379.3012, F.S.; conforming provisions relating to implementation of the alligator management and trapping program to changes made by the act; amending s. 379.357, F.S.; revising the time period for which tarpon tags are valid; removing provisions requiring tax collectors to submit unissued tarpon tags and audit reports to the commission; removing provisions requiring individuals to submit information regarding landed tarpon to the commission; amending s. 379.361, F.S.; removing criteria for issuance of restricted species endorsements on saltwater products licenses; amending s. 379.364, F.S.; removing provisions requiring dealers and buyers of certain hides and furs to submit reports to the commission; removing provisions prohibiting the shipment of hides or furs without specified information; amending s. 379.3751, F.S.; removing provisions authorizing the commission to limit the number of participants engaged in the taking of alligators or their eggs; exempting certain persons from alligator trapping license requirements and fees; providing that certain permit holders engaged in the taking of alligators are not required to possess management area permits; amending s. 379.3752, F.S.; removing provisions requiring alligator hide validation tags to be affixed to the hide of any alligator taken from the wild; revising provisions requiring the commission to transfer certain revenues for alligator husbandry research; requiring the commission to transfer funds, contingent upon certain appropriations, from the alligator management program to the General Inspection Trust Fund for the purpose of providing marketing and education services regarding alligator products produced in this state; removing provisions authorizing the commission to limit the number of tags available for alligators taken pursuant to a collection permit;

amending s. 379.401, F.S.; conforming provisions to changes made by the act; creating s. 379.412, F.S.; providing penalties for the feeding of wildlife and freshwater fish; providing applicability; defining the term "violation"; repealing s. 379.3011, F.S., relating to the alligator trapping program; repealing s. 379.3013, F.S., relating to alligator study requirements; repealing s. 379.3016, F.S., relating to the unlawful sale of alligator products; repealing s. 379.3017, F.S., relating to products derived or made from the skins of other crocodilia; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7023, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Rulemaking Oversight & Repeal Subcommittee and Representative(s) Ray—

HB 7023—A bill to be entitled An act relating to administrative procedures; amending s. 120.54, F.S.; revising the deadline to propose rules implementing new laws; amending s. 120.74, F.S.; revising requirements for the annual review of agency rules; providing procedures for preparing and publishing regulatory plans; specifying requirements for such plans; requiring publication by specified dates of notices of rule development and of proposed rules necessary to implement new laws; prescribing procedures in the event of noncompliance by an agency; providing for applicability; repealing s. 120.7455, F.S., relating to the legislative survey of regulatory impacts; rescinding the suspension of rulemaking authority made under s. 120.745, F.S.; providing effective dates.

—was referred to the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7109 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Regulatory Affairs Committee, Energy & Utilities Subcommittee and Representative(s) La Rosa, Peters, Diaz, J., Latvala—

CS for HB 7109—A bill to be entitled An act relating to the Florida Public Service Commission; amending s. 350.01, F.S.; providing term limits for commissioners appointed after a specified date; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission's website; amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; requiring implementation by joint rule; amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; amending s. 350.042, F.S.; revising the prohibition against ex parte communications to include any matter that a commissioner knows or reasonably expects will be filed within a certain timeframe; providing legislative intent; defining terms; applying the prohibition against ex parte communications to specified meetings; specifying conditions under which the Governor must remove from office any commissioner found to have willfully and knowingly violated the ex parte communications law; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring the commission to approve new tariffs and certain changes to existing tariffs; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; creating s. 366.95, F.S.; defining terms; authorizing

electric utilities to petition the commission for certain financing orders that authorize the issuance of nuclear asset-recovery bonds, authorize the imposition, collection, and periodic adjustments of nuclear asset-recovery charges, and authorize the creation of nuclear asset-recovery property; providing requirements; providing exceptions to the commission's jurisdiction for certain aspects of financing orders; specifying duties of electric utilities that have obtained a financing order and issued nuclear asset-recovery bonds; specifying properties, requirements, and limitations relating to nuclear asset-recovery property; providing requirements as to the sufficiency of the description of certain nuclear asset-recovery property; subjecting financing statements to the Uniform Commercial Code; providing an exception; specifying that nuclear asset-recovery bonds are not public debt; specifying certain state pledges relating to bondholders; declaring that certain entities are not electric utilities under certain circumstances; specifying effect of certain provisions in situations of conflict; providing for protecting validity of certain bonds under certain circumstances; providing penalties; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; and Appropriations.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7123 and requests the concurrence of the Senate.

Bob Ward, Clerk

By State Affairs Committee, Highway & Waterway Safety Subcommittee and Representative(s) Raschein—

CS for HB 7123—A bill to be entitled An act relating to at-risk vessels; creating s. 327.4107, F.S.; prohibiting a vessel that is at risk of becoming derelict from anchoring on, mooring on, or occupying the waters of this state; authorizing an officer of the Fish and Wildlife Conservation Commission or of specified law enforcement agencies to determine that a vessel is at risk of becoming derelict if certain conditions exist; providing that a person who anchors or moors or allows such a vessel to occupy waters of this state commits a noncriminal violation; providing penalties; providing applicability; amending s. 327.70, F.S.; providing for enforcement of such violations by citation mailed to the owner of the vessel; amending s. 327.73, F.S.; providing civil penalties for such violations; providing an effective date.

—was referred to the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Fiscal Policy.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed HB 7137, as amended, and requests the concurrence of the Senate.

Bob Ward, Clerk

By Education Committee and Representative(s) Diaz, M.—

HB 7137—A bill to be entitled An act relating to extracurricular activities; amending s. 1006.20, F.S.; providing for periodic review of the Florida High School Athletic Association's performance of its duties; providing requirements regarding fees and admission prices; revising provisions regarding eligibility, transfer, and recruiting; providing procedures for resolving student eligibility disputes; requiring the Florida High School Athletic Association (FHSA) to adopt guidelines, provide resources, and develop training courses relating to sports ethics; providing that member schools must meet certain requirements relating to the sports ethics guidelines, resources, and training courses provided by the FHSA; revising the governing structure of the FHSA; deleting provisions relating to the FHSA's board of directors, representative assembly, public liaison advisory committee, and appeals committees; deleting requirements with respect to amendments to the FHSA's bylaws; amending s. 1006.15, F.S.; establishing guiding principles for extracurricular activities; providing definitions; revising academic eligibility requirements; specifying grounds for student ineligibility for participation in interscholastic athletics; specifying conditions under which students who are enrolled in public schools, certain private schools, or home education programs may participate in the extra-

curricular activities of a public school; deleting obsolete provisions; amending s. 1006.16, F.S.; revising insurance requirements to include students who participate in nonathletic extracurricular activities; requiring that insurance coverage provided by district school boards for participants in extracurricular activities include certain students; amending s. 1006.19, F.S.; providing a period within which an audit of a nonprofit association's records must be provided to the Auditor General; requiring the Auditor General to conduct operational audits of the nonprofit association's accounts and records; amending s. 1002.20, F.S.; conforming cross-references; revising provisions related to participation in extracurricular activities; amending s. 1002.33, conforming cross-references; providing an effective date.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 132.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 144 by the required constitutional two-thirds vote of the members voting.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 158.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 160.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 184.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 222.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 264.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 332.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 408.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 450.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 466.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 522.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 570.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 620.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 676.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 694.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 7008.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 7010.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 7012.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 7016.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed SB 7024.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7034.

Bob Ward, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 14 and April 21 were corrected and approved.

CO-INTRODUCERS

Senators Dean—CS for SB 746; Soto—CS for CS for CS for SB 248, CS for CS for SB 538, CS for CS for SB 674

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 3:33 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:30 a.m., Thursday, April 23 or upon call of the President.



Journal of the Senate

Number 15—Regular Session

Thursday, April 23, 2015

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CALL TO ORDER

The Senate was called to order by President Gardiner at 10:30 a.m. A quorum present—38:

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

PRAYER

The following prayer was offered by Senior Pastor Kyle Peddie, Corinth Baptist Church, Hosford:

Heavenly Father, we come to you this beautiful spring morning to pause and give thanks to the giver of life, the king of kings, the lord of lords, creator, and savior. We pause to give thanks for the day that you have made, and we will rejoice and be glad in it. I ask, Father, that you would bless this day as our Florida Senate convenes and continues to do the work for the people of the great state of Florida.

It has indeed been a great session, and as it ever draws near to the end, I would humbly ask you to continue to impart wisdom and discernment to the Senators in this great chamber. Many have served here in the past and have established a tradition of integrity and statesmanship that continues with the ones serving today. May the attitude of everyone in public service, from the Governor, to the school volunteer in the smallest community, be that of truly loving our neighbor as we love ourselves. I would ask you to bless each and every Senator's family, marriage, children, and extended family while they are away from home serving in this chamber today. May your hedge of protection be upon them. As they work today and for the rest of the session, may your will be done.

We believe in the risen Lord, the finished work of the cross, and *John 14:6* that says, "You are the way, the truth, and the life." Bless all the Senators today, bless Senate President Gardiner as he leads, and bless my Senator, Senator Bill Montford. In Jesus' name I pray. Amen.

PLEDGE

Senate Pages, Marc Geller of Cooper City, son of former Senator Steve Geller; Quinn Huckaba of Tallahassee; Phoebe O'Neill of Lake Wales; and Gracie Darlington of Eustis, 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. Philip P. Mularoni of St. Petersburg, sponsored by Senator Brandes, as the doctor of the day. Dr. Mularoni specializes in pediatric emergency and sports medicine.

ADOPTION OF RESOLUTIONS

On motion by Senator Montford—

By Senator Montford—

SR 882—A resolution honoring Chester Lee Davis, Sr., in memoriam, for his patriotic service to the United States during World War II.

WHEREAS, Chester Lee Davis, Sr., was born on November 25, 1923, in Quincy, and passed away in 1981 at the age of 57, and

WHEREAS, on June 25, 1941, President Franklin D. Roosevelt issued an executive order to establish the Fair Employment Practices Commission, opening the doors for the first African Americans to enlist in the United States Marine Corps, and

WHEREAS, in 1943, Chester Lee Davis, Sr., was accepted into the Marine Corps among its first African-American recruits, completing his basic training at Montford Point in North Carolina, and

WHEREAS, Chester Lee Davis, Sr., bravely fought in World War II to defend his country, despite the fact that it did not yet offer basic civil rights for African Americans, and

WHEREAS, on November 23, 2011, President Barack Obama signed a resolution to posthumously award the Congressional Gold Medal, the highest civilian award from the United States Congress for distinguished contributions, to the members of the Montford Point Marines, and

WHEREAS, a veterans monument was dedicated on November 10, 2013, in Gadsden County, with a replica of the Congressional Gold Medal to honor and recognize Chester Lee Davis, Sr., for his service to the nation, NOW, THEREFORE,

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

That Chester Lee Davis, Sr., is honored, in memoriam, for his selfless and patriotic contributions and service to the United States during World War II.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to his son, Chester Davis, Jr., as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Montford, **SR 882** was read the second time by title and adopted.

At the request of Senator Gardiner—

By Senator Gardiner—

SR 1642—A resolution congratulating the Apopka High School boys bowling team for winning its second Florida High School Athletic Association Championship.

WHEREAS, the 2014 Apopka High School boys bowling team finished the season as the Florida High School Athletic Association Class 8A Champions, and

WHEREAS, the Blue Darters were ranked number one overall in 2014 and were the first team in the history of the Florida High School Athletic Association to have the individual state champion, Pete Vergos, and bowling team champions come from the same school, and

WHEREAS, on November 6, 2014, the Apopka High School Blue Darters defeated the Paul J. Hagerty High School Huskies by a score of 3-2 in the Florida High School Athletic Association Class 8A Championship, ending the season with a 26-0 record, and

WHEREAS, team coaches Todd Hauser and Doug Campbell exhibited exemplary leadership and guidance to the team throughout the season, and

WHEREAS, outstanding skill, sportsmanship, and competitiveness are characteristics that were consistently demonstrated by team members Grant Dubay, Jake Thornton, Justin Thornton, Khalid Sabat, Nick Moyer, Pete Vergos, Gage Stelling, and Keith Horton, and

WHEREAS, the residents of Apopka and the surrounding community admire the hard work and team spirit demonstrated by the 2014 Apopka Blue Darters boys bowling team during the 2014 season and commend the team on its many achievements, NOW, THEREFORE,

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

That the 2014 Apopka High School boys bowling team is congratulated for winning the 2014 Florida High School Athletic Association Class 8A Championship and recognized for its athletic ability, model sportsmanship, and honorable citizenship, as well as the outstanding accomplishments of the team members and coaches.

—was introduced, read and adopted by publication.

At the request of Senator Gardiner—

By Senator Gardiner—

SR 1644—A resolution congratulating the Apopka High School Blue Darters football team for winning the 2014 Florida High School Athletic Association Class 8A Football Championship.

WHEREAS, the 2014-2015 Apopka High School Blue Darters football team finished the season as the Florida High School Athletic Association Class 8A Football Champions, and

WHEREAS, the Blue Darters were ranked number one overall for the season, and

WHEREAS, on December 13, 2014, the Apopka High School Blue Darters defeated the Christopher Columbus High School Explorers of Miami by a score of 30-23 in the Florida High School Athletic Association Class 8A Football Championship, ending the season with a 11-4 record, and

WHEREAS, coaches Rick Darlington, Jeff Rolson, James Delgado, Bill Caughell, Lane Trompeter, Mark Barrett, Matt Anderson, Rodney Hodges, and Hunter Wood exhibited exemplary leadership and guidance to the team throughout the season, and

WHEREAS, outstanding skill, sportsmanship, and competitiveness are characteristics that have been consistently demonstrated by team members David Britzius, Deshawn Massey, Roddre Hardwick, Cayvian Holmes, Taden Blaise, Dakarai Campbell, David Douglas, Demetri Burch, James Crider, Dimetri King, Chandler Cox, Ray Smith, J.J.

Simmons, Noah Johnson, Quintaryis Bournes, Odunayo Seriki, Andrew Stokes, Derrick Fenchel, Daniel Gonzalez, Sterden Pierre-Gilles, Con-drey Dennison, Jarrell Tinsley, Floyd Edwards, Ladarian Paulk, Fred Carson, Jon Williams, Kamron Williams, Ben Bascom, Jordan Underwood, Tequan Lemons, Frantz Lumaine, Laquan Hicks, Johnny Robinson, Correll Lynch, Jaron Jones, Shaderrick Bradford, Paul Fitzgerald, Mychal Austin, Billy Caughell, Tyler L'Heureux, Blake Bailey, Dion Ross, Austin Scott, Jake Rolson, Julian Miller, Richard St. Gerard, Willie Britton, Willis Bevelle, Alex Martin, Jacob Melbourne, Ed Montilus, Will Barnes, Reuben Lewis, Andru Schnurr, Jason Toussaint, Joneas Smalls, Martez Ivey, William Singleton, Austin Nelson, Caleb Hippensteel, Isaiah Irons, Malik Dowe, Sebastian Slagel, and Gavin Johnson, and

WHEREAS, the residents of Apopka and the surrounding community admire the hard work and team spirit demonstrated by the 2014-2015 Apopka Blue Darters football team and commend the team and the coaches on their many accomplishments, NOW, THEREFORE,

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

That the 2014-2015 Apopka High School Blue Darters football team and coaching staff are congratulated for winning the 2014 Florida High School Athletic Association Class 8A Football Championship and team members are recognized for their athletic ability, model sportsmanship, and honorable citizenship.

—was introduced, read and adopted by publication.

At the request of Senator Gardiner—

By Senator Gardiner—

SR 1646—A resolution congratulating the Winter Park High School Wildcats Special Olympics team on winning the 2015 Florida High School Athletic Association Championship.

WHEREAS, the 2015 Winter Park High School Wildcats Special Olympics team finished the season as the Florida High School Athletic Association State Champions, and

WHEREAS, on February 26, 2015, the Winter Park Wildcats defeated other unified basketball teams, which join people with and without intellectual disabilities on the same team, and

WHEREAS, the tournament victory marked the team's first state championship in the first-ever unified basketball tournament, the Wildcats emerging with a 4-0 record, and

WHEREAS, exhibiting exemplary leadership and guidance to the team throughout the season were coaches Amy Connelly-Howard, Carrie Allen, Deb Hammonds, and Brian DiCarlo, and

WHEREAS, outstanding skill, sportsmanship, and competitiveness are characteristics that have been consistently demonstrated by Wildcats Michael Rivera, Hector Machado, Autum Heltemes, Michael Tuggle, Adam Wright, Ethan Smith, Mark Foust, John Hotaling, Travis Jones, and Sean Foley, and

WHEREAS, the residents of Winter Park and the surrounding community admire the hard work and team spirit demonstrated by the 2015 Winter Park Wildcats Special Olympics Unified Basketball team during the 2014-2015 season and commend the team for its many accomplishments, NOW, THEREFORE,

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

That the 2015 Winter Park High School Wildcats Special Olympics Unified Basketball team is congratulated for winning the 2015 Florida High School Athletic Association Championship and recognized for its athletic ability, sportsmanship, and exemplary citizenship and the outstanding accomplishments of both players and coaches.

—was introduced, read and adopted by publication.

At the request of Senator Gardiner—

By Senator Gardiner—

SR 1648—A resolution congratulating the Winter Park High School Wildcats girls cross country team for winning the 2014 Florida High School Athletic Association Class 4A Championship.

WHEREAS, the 2014 Winter Park High School Wildcats girls cross country team finished the season as Florida 4A State Champions, and

WHEREAS, on November 15, 2014, the Winter Park Wildcats placed first in the Florida High School Athletic Association Class 4A Championship, posting the third-fastest team average time in state history and the third-best team score in team history, and

WHEREAS, four individual runners received All State honors for placing in the top 10, including the individual state champion, and

WHEREAS, exhibiting exemplary leadership and guidance to the team throughout the season were coaches Kristin McWilliams, Kathy Anguish, and Tracy Nolen, and

WHEREAS, outstanding skill, sportsmanship, and competitiveness are characteristics that have been consistently demonstrated by Wildcat runners Rafaella Gibbons, Hana Herndon, Elizabeth Jenkins, Katherine Kuhn, Maddison Larabee, Emily Nix, and Melanie White, and

WHEREAS, the residents of Winter Park and the surrounding community admire the hard work and team spirit demonstrated by the 2014 Winter Park Wildcats girls cross country team during the 2014-2015 season and commend the team on its many accomplishments, NOW, THEREFORE,

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

That the 2014 Winter Park High School Wildcats girls cross country team is congratulated for winning the 2014 Florida High School Athletic Association Class 4A Championship and recognized for its athletic ability, model sportsmanship, and honorable citizenship, as well as the outstanding accomplishments of the team members and coaches.

—was introduced, read and adopted by publication.

At the request of Senator Gardiner—

By Senator Gardiner—

SR 1652—A resolution congratulating the Winter Park High School Wildcats cheerleading team for winning the 2015 National Cheerleading Championship.

WHEREAS, the 2015 Winter Park High School Wildcats cheerleading team finished the season as the Orange County Metro Conference champions, Florida High School Association 2A Class winners for Medium Varsity Division I, and National Champions, and

WHEREAS, the Wildcats were ranked number one overall in the United States in 2015, and

WHEREAS, exhibiting exemplary leadership and guidance to the team throughout the season were coaches Angela Austin, Robin McCormick, and Craig Russell, and

WHEREAS, outstanding skill, sportsmanship, and competitiveness are characteristics that have been consistently demonstrated by team members Meghann Vick, Jayssa Cayo, Maegan Feeser, Brittney Strait, Hailey Adams, Lizzie Hunpatin, Walker Legler, Monique Dyer, Paige Stafne, Rebecca Klafter, Alexa Ben-Zeev, Bailey Cain, Kyra Ashcraft, Morgan Vick, Cristina Cristy, Ally Rose, and Serena LeMand, and

WHEREAS, the residents of Winter Park and the surrounding community admire the hard work and team spirit demonstrated by the 2015 Winter Park Wildcats cheerleading team during the 2014-2015 season and commend the team on its many accomplishments, NOW, THEREFORE,

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

That the 2015 Winter Park High School Wildcats cheerleading team is congratulated for winning the 2015 National Championship and recognized for its athletic ability, sportsmanship, and honorable citizenship, as well as the outstanding accomplishments of the team members and their coaches.

—was introduced, read and adopted by publication.

At the request of Senator Margolis—

By Senators Margolis, Gibson, Sobel, Joyner, and Sachs—

SR 1658—A resolution recognizing April 23, 2015, as “National Association of Women Business Owners Day” in Florida.

WHEREAS, in 1975, a dozen like-minded businesswomen in the Washington, D.C., area gathered to share information and create an atmosphere of professional community and to further and strengthen their entrepreneurial interests, and

WHEREAS, this group quickly grew to become what is now known as the National Association of Women Business Owners (NAWBO), and

WHEREAS, in 1988, NAWBO played a key role in the passage of the Women’s Business Ownership Act, also known as H.R. 5050, which allowed women to receive business loans without the cosignature of a male relative, and

WHEREAS, the federal legislation also created the National Women’s Business Council, a body of women entrepreneurs and women’s organizations which provides counsel to the President and Congress, and

WHEREAS, over the past 40 years, NAWBO, through its affiliation with the World Association of Women Entrepreneurs, has extended its global reach to 60 countries on five continents and has expanded across the United States, boasting a chapter in nearly every major metropolitan area, including five chapters in Florida: Miami, Ft. Lauderdale/Broward County, Southwest Florida/Estero, Orlando, and Lakeland Metro, and

WHEREAS, NAWBO strongly supports the achievement of state and federal procurement goals for women-owned small businesses and other steps designed to ensure that women business owners win their fair share of state and federal contracts, realizing that failure to achieve such goals has cost women business owners an average of \$5 billion in lost revenues per year, and

WHEREAS, NAWBO propels women entrepreneurs into economic, social, and political spheres of power by strengthening the wealth-creating capacity of its members and promoting economic development within the entrepreneurial community; creating innovative and effective change in the business culture; building strategic alliances, coalitions, and affiliations; and transforming public policy and influencing opinion makers, and

WHEREAS, on April 23, 2015, the Florida chapters of NAWBO will converge upon the Capitol to focus the political spotlight on issues affecting women business owners and to celebrate the 40th anniversary of NAWBO’s founding, NOW, THEREFORE,

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

That April 23, 2015, is recognized as “National Association of Women Business Owners Day” in Florida.

—was introduced, read and adopted by publication.

At the request of Senator Soto—

By Senator Soto—

SR 1660—A resolution recognizing the Puerto Rico Federal Affairs Administration and its Southern Regional Office in Kissimmee.

WHEREAS, the Puerto Rico Federal Affairs Administration (PRFAA) represents the Commonwealth of Puerto Rico before federal, state, and

local governments on the mainland, promoting economic and public policy initiatives to achieve a better quality of life for the nearly 4 million United States citizens who live in Puerto Rico and advising local governmental agencies and municipalities on the island on issues of interest to Puerto Rico which are pending before the federal government, and

WHEREAS, the PRFAA's main office in Washington, D.C., serves as the Commonwealth of Puerto Rico's primary liaison in the nation's capital, and the PRFAA also has a Southern Regional Office, located in Kissimmee, which serves nearly 900,000 Florida residents, and

WHEREAS, the PRFAA's regional offices have evolved from providing guidance to Puerto Rican migrants to promoting cultural awareness and helping the Puerto Rican community get involved in the political process, and

WHEREAS, the PRFAA's regional offices focus on economic development through the promotion of business ventures between Puerto Rico and the Puerto Rican communities in the United States, and on educational development, empowerment, and leadership through partnerships with community organizations, and

WHEREAS, the PRFAA Southern Regional Office serves as a facilitator between Puerto Ricans and Florida's state and local governments, and

WHEREAS, the PRFAA Southern Regional Office assists the Puerto Rican diaspora with gaining access to Puerto Rican government services, processing documents, and obtaining birth and death certificates from Puerto Rico, and

WHEREAS, the PRFAA Southern Regional Office provides educational seminars and guidance to Puerto Ricans who want to do business in Florida and coordinates meetings between governmental agencies and Florida business owners who wish to expand their operations to Puerto Rico, and

WHEREAS, the PRFAA Southern Regional Office helps Puerto Ricans apply for federal assistance programs and for health insurance through the Affordable Care Act's Health Insurance Marketplace, and

WHEREAS, the PRFAA Southern Regional Office has been a champion of Puerto Rican culture in this state and has participated in the coordination of Puerto Rico Day at the Capitol since 2008, NOW, THEREFORE,

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

That the Puerto Rico Federal Affairs Administration and its Southern Regional Office in Kissimmee are recognized.

—was introduced, read and adopted by publication.

At the request of Senator Soto—

By Senator Soto—

SR 1666—A resolution remembering Major League Baseball star and Baseball Hall of Fame member Roberto Clemente.

WHEREAS, Roberto Clemente was born on August 18, 1934, in Carolina, Puerto Rico, and

WHEREAS, for 18 seasons, from 1955 to 1972, Roberto Clemente played Major League Baseball for the Pittsburgh Pirates, and

WHEREAS, as a Spanish-speaking black man, Roberto Clemente battled against discrimination in America and was outspoken about the inequities he faced, eventually convincing the Pittsburgh Pirates management to allow black players to travel in their own station wagon, and

WHEREAS, Roberto Clemente said that enduring the unjust racial divide during spring training was like being in prison, and

WHEREAS, Roberto Clemente's accomplishments as a Major League Baseball player include 3,000 hits, 4 National League batting titles, a

.317 lifetime batting average, and 12 Gold Glove awards, making him perhaps the best defensive right fielder of all time, and

WHEREAS, Roberto Clemente confronted and overcame racism and language barriers to become the first dark-skinned Latino to achieve unquestioned superstar status as a Major League Baseball player, and

WHEREAS, Roberto Clemente's admiration for Dr. Martin Luther King, Jr., and his participation in the civil rights movement were spurred by the racism he experienced in the United States, and

WHEREAS, Roberto Clemente was an intelligent and passionate political activist who marched in the protests of the 1960s and spent time with Dr. King when the civil rights leader visited Clemente in Puerto Rico, and

WHEREAS, when Dr. King was assassinated in Memphis on April 4, 1968, Pittsburgh Pirates All-Star Roberto Clemente was devastated by the news and, with his teammates, persuaded the Pittsburgh Pirates and Houston Astros to postpone their April 8 opening day game until April 10 because of Dr. King's funeral, and

WHEREAS, during Roberto Clemente's professional career, he saw significant change in both Major League Baseball and American society, and

WHEREAS, Roberto Clemente once said, "Anytime you have an opportunity to make a difference in this world and you don't, then you are wasting your time on this earth," and

WHEREAS, Roberto Clemente exhibited a passion for young fans, becoming a role model for all players, but particularly for Latinos who played with him and against him, and for generations of players since then who owe him a debt of gratitude that can never be repaid, and

WHEREAS, Roberto Clemente was voted the Most Valuable Player of the 1971 World Series and made history by addressing a national television audience in Spanish during the clubhouse celebration, and

WHEREAS, on December 31, 1972, the plane carrying Roberto Clemente on a relief mission to provide emergency assistance to the victims of a Nicaraguan earthquake crashed into the sea, and all on board perished, and

WHEREAS, Roberto Clemente was posthumously inducted into the Baseball Hall of Fame in 1973, becoming only the second player for whom the 5-year mandatory waiting period was waived, and

WHEREAS, Roberto Clemente was posthumously presented three civilian awards of the United States government from the President of the United States, including the first Presidential Citizens Medal, the Roberto Walker Clemente Congressional Gold Medal, and the Presidential Medal of Freedom, and

WHEREAS, in 2009, the Florida Puerto Rican/Hispanic Chamber of Commerce, Inc., the United Third Bridge, Inc., the Brevard County School Board, and other partners named the largest sports complex in Palm Bay, at Heritage High School, after Roberto Clemente, and

WHEREAS, the legacy of Roberto Clemente as a hero of the game and a positive role model extends beyond the island of Puerto Rico and the Latino community, with his most significant contributions to a better world recorded in the history books, not the baseball record book, NOW, THEREFORE,

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

That Roberto Clemente is remembered as a remarkable athlete and human being whose life was a testament of the best that America's "national pastime" has to offer.

—was introduced, read and adopted by publication.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Andy Gardiner, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 8009 and requests the concurrence of the Senate.

Bob Ward, Clerk

By Representative(s) Raulerson, Artiles, Murphy—

HCR 8009—A concurrent resolution confirming the appointment of Sherrill Foltz Norman to the position of Auditor General.

—was read the first time by title. On motion by Senator Abruzzo, by two-thirds vote **HCR 8009** was read the second time by title, unanimously adopted and certified to the House. The vote was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

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

SPECIAL ORDER CALENDAR

SENATOR RICHTER PRESIDING

SM 1422—A memorial to the Congress of the United States and the President of the United States, urging them to pass and enact new economic sanctions against Iran should that nation be found to be in violation of the Joint Plan of Action or fail to reach an acceptable agreement by the dates set forth in the November 2014 extension of the Joint Plan of Action.

—was read the second time by title. On motion by Senator Abruzzo, **SM 1422** was adopted and certified to the House.

Consideration of **SB 462**, **CS for CS for CS for SB 220**, and **CS for CS for SB 7066** was deferred.

CS for SB 816—A bill to be entitled An act relating to the regulation of health care facilities and services; amending s. 400.474, F.S.; revising the information that a home health agency is required to submit to the Agency for Health Care Administration for license renewal; removing the requirement that a home health agency submit quarterly reports; amending s. 408.036, F.S.; providing an exemption from a certificate-of-need review for applicants that were previously licensed within a specified period as a health care facility or provider and that meet certain criteria; providing an exception for an applicant whose license expired during a specified time period to apply for an exemption from the review; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 816**, pursuant to Rule 3.11(3), there being no objection, **HB 441** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

On motion by Senator Grimsley—

HB 441—A bill to be entitled An act relating to home health agencies; amending s. 400.474, F.S.; revising the information that a home health agency is required to submit to the Agency for Health Care Administration for license renewal; removing requirement that a home health agency submit quarterly reports; providing an effective date.

—a companion measure, was substituted for **CS for SB 816** and read the second time by title.

Senator Grimsley moved the following amendment which was adopted:

Amendment 1 (960070) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (7) of section 400.474, Florida Statutes, is amended to read:

400.474 Administrative penalties.—

(7) A home health agency shall submit to the agency, *with each license renewal application, the number of patients who receive home health services from the home health agency on the day that the license renewal application is filed, within 15 days after the end of each calendar quarter, a written report that includes the following data as they existed on the last day of the quarter:*

(a) ~~The number of insulin dependent diabetic patients who receive insulin injection services from the home health agency.~~

(b) ~~The number of patients who receive both home health services from the home health agency and hospice services.~~

(c) ~~The number of patients who receive home health services from the home health agency.~~

(d) ~~The name and license number of each nurse whose primary job responsibility is to provide home health services to patients and who received remuneration from the home health agency in excess of \$25,000 during the calendar quarter.~~

~~If the home health agency fails to submit the written quarterly report within 15 days after the end of each calendar quarter, the Agency for Health Care Administration shall impose a fine against the home health agency in the amount of \$200 per day until the Agency for Health Care Administration receives the report, except that the total fine imposed pursuant to this subsection may not exceed \$5,000 per quarter. A home health agency is exempt from submission of the report and the imposition of the fine if it is not a Medicaid or Medicare provider or if it does not share a controlling interest with a licensee, as defined in s. 408.803, which bills the Florida Medicaid program or the Medicare program.~~

Section 2. Paragraph (t) is added to subsection (3) of section 408.036, Florida Statutes, to read:

408.036 Projects subject to review; exemptions.—

(3) EXEMPTIONS.—Upon request, the following projects are subject to exemption from the provisions of subsection (1):

(t) *For the establishment of a health care facility or project that meets all of the following criteria:*

1. *The applicant was previously licensed within the past 21 days as a health care facility or provider that is subject to subsection (1).*

2. *The applicant failed to submit a renewal application and the license expired on or after January 1, 2015.*

3. *The applicant does not have a license denial or revocation action pending with the agency at the time of the request.*

4. *The applicant's request is for the same service type, district, service area, and site for which the applicant was previously licensed.*

5. *The applicant's request, if applicable, includes the same number and type of beds as were previously licensed.*

6. *The applicant agrees to the same conditions that were previously imposed on the certificate of need or on an exemption related to the applicant's previously licensed health care facility or project.*

7. *The applicant applies for initial licensure as required under s. 408.806 within 21 days after the agency approves the exemption request. If the applicant fails to apply in a timely manner, the exemption expires on the 22nd day following the agency's approval of the exemption.*

Notwithstanding subparagraph 1., an applicant whose license expired between January 1, 2015 and the effective date of this act may apply for an exemption within 30 days of this act becoming law.

Section 3. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the regulation of health care facilities and services; amending s. 400.474, F.S.; revising the information that a home health agency is required to submit to the Agency for Health Care Administration for license renewal; removing the requirement that a home health agency submit quarterly reports; amending s. 408.036, F.S.; providing an exemption from a certificate-of-need review for applicants that were previously licensed within a specified period as a health care facility or provider and that meet certain criteria; providing an exception for an applicant whose license expired during a specified time period to apply for an exemption from the review; providing an effective date.

Pursuant to Rule 4.19, **HB 441**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for CS for HB 87** was deferred.

On motion by Senator Bean—

CS for CS for SB 1296—A bill to be entitled An act relating to military and veterans affairs; creating the Military and Overseas Voting Assistance Task Force within the Department of State; specifying membership of the task force; authorizing reimbursement for per diem and travel expenses; prescribing duties of the task force; requiring submission of a report to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing for staffing; providing legislative findings regarding continuing education for veterans of the United States Armed Forces; providing legislative intent for the State Board of Education and the Board of Governors of the State University System to work collaboratively to align existing degree programs at state universities and Florida College System institutions, train faculty, incorporate outreach services into existing disability services, facilitate statewide meetings for personnel, and provide sufficient courses and priority registration to veterans; amending s. 322.08, F.S.; requiring the application form for an original, renewal, or replacement driver license or identification card to include a voluntary checkoff authorizing veterans to request written or electronic information on federal, state, and local benefits and services for veterans; requiring the requested information to be delivered by a third-party provider; requiring the Department of Highway Safety and Motor Vehicles to report monthly to the Department of Veterans' Affairs the names and mailing or e-mail addresses of veterans who request information; requiring the Department of Veterans' Affairs to disseminate veteran contact information to the third-party provider; requiring that the third-party provider be a nonprofit organization; defining the term "nonprofit organization"; requiring that the Department of Veterans' Affairs provide veteran contact information to the appropriate county or city veteran service officer; specifying that a third-party provider may use veteran contact information only as authorized; prohibiting a third-party provider from selling veteran contact information; requiring a third-party provider to maintain confidentiality of veteran contact information under specified provisions; providing a penalty; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1296** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sobel—

CS for SB 7078—A bill to be entitled An act relating to child welfare; amending s. 39.2015, F.S.; authorizing critical incident rapid response teams to review cases of child deaths occurring during an open investigation; requiring the advisory committee to meet quarterly and submit quarterly reports; amending s. 39.3068, F.S.; requiring case staffing when medical neglect is substantiated; amending s. 383.402, F.S.; requiring an epidemiological child abuse death assessment and prevention system; providing intent for the operation of and interaction between the state and local death review committees; limiting members of the state committee to terms of 2 years, not to exceed three consecutive terms; requiring the committee to elect a chairperson and authorizing specified duties of the chairperson; providing for per diem and reimbursement of expenses; specifying duties of the state committee; deleting obsolete provisions; providing for the convening of county or multicounty local review committees and support by the county health department directors; specifying membership and duties of local review committees; requiring the state review committee to submit an annual statistical report to the Governor and the Legislature; identifying the required content for the report; specifying that certain responsibilities of the Department of Children and Families are to be administered at the regional level, rather than at the district level; amending s. 409.977, F.S.; authorizing Medicaid managed care specialty plans to serve specified children; amending s. 409.986, F.S.; revising legislative intent to require community-based care lead agencies to give priority to the use of evidence-based and trauma-informed services; amending s. 409.988; requiring lead agencies to give priority to the use of evidence-based and trauma-informed services; amending s. 435.02, F.S.; redefining a term; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment which was adopted:

Amendment 1 (725524) (with title amendment)—Between lines 89 and 90 insert:

Section 3. Subsection (4) of section 125.901, Florida Statutes, is amended to read:

125.901 Children's services; independent special district; council; powers, duties, and functions; public records exemption.—

(4)(a) Any district created pursuant to this section may be dissolved by a special act of the Legislature, or the county governing body may by ordinance dissolve the district subject to the approval of the electorate.

(b)1.a. Notwithstanding paragraph (a), the governing body of the county shall submit the question of retention or dissolution of a district with voter-approved taxing authority to the electorate in the general election according to the following schedule:

(I) For a district in existence on July 1, 2010, and serving a county with a population of 400,000 or fewer persons as of that date . . . 2014.

~~(II) For a district in existence on July 1, 2010, and serving a county with a population of more than 400,000 but fewer than 2 million persons as of that date . . . 2016.~~

~~(II)(III)~~ For a district in existence on July 1, 2010, and serving a county with a population of 2 million or more persons as of that date . . . 2020.

b. A referendum by the electorate on or after July 1, 2010, creating a new district with taxing authority may specify that the district is not subject to reauthorization or may specify the number of years for which the initial authorization shall remain effective. If the referendum does not prescribe terms of reauthorization, the governing body of the county shall submit the question of retention or dissolution of the district to the electorate in the general election 12 years after the initial authorization.

2. The governing body of the district may specify, and submit to the governing body of the county no later than 9 months before the scheduled election, that the district is not subsequently subject to reauthorization or may specify the number of years for which a reauthorization under this paragraph shall remain effective. If the governing body of the district makes such specification and submission, the governing body of the county shall include that information in the question submitted to the electorate. If the governing body of the district does not specify and submit such information, the governing body of the county shall re-submit the question of reauthorization to the electorate every 12 years after the year prescribed in subparagraph 1. The governing body of the district may recommend to the governing body of the county language for the question submitted to the electorate.

3. Nothing in this paragraph limits the authority to dissolve a district as provided under paragraph (a).

4. Nothing in this paragraph precludes the governing body of a district from requesting that the governing body of the county submit the question of retention or dissolution of a district with voter-approved taxing authority to the electorate at a date earlier than the year prescribed in subparagraph 1. If the governing body of the county accepts the request and submits the question to the electorate, the governing body satisfies the requirement of that subparagraph.

If any district is dissolved pursuant to this subsection, each county must first obligate itself to assume the debts, liabilities, contracts, and outstanding obligations of the district within the total millage available to the county governing body for all county and municipal purposes as provided for under s. 9, Art. VII of the State Constitution. Any district may also be dissolved pursuant to s. part VII of chapter 189.

And the title is amended as follows:

Between lines 8 and 9 insert: amending s. 125.901, F.S.; revising the schedule for a county's governing body to submit a general election ballot question on whether to retain a children's services district with voter-approved taxing authority;

Senator Sobel moved the following amendment which was adopted:

Amendment 2 (315116) (with title amendment)—Between lines 452 and 453 insert:

Section 4. Subsection (6) of section 402.301, Florida Statutes, is amended to read:

402.301 Child care facilities; legislative intent and declaration of purpose and policy.—It is the legislative intent to protect the health, safety, and well-being of the children of the state and to promote their emotional and intellectual development and care. Toward that end:

(6) It is further the intent that membership organizations affiliated with national organizations which do not provide child care, whose primary purpose is providing activities that contribute to the development of good character or good sportsmanship or to the education or cultural development of minors in this state, which charge only a nominal annual membership fee, which are not for profit, and which are certified by their national associations as being in compliance with the association's minimum standards and procedures shall not be considered child care facilities ~~and therefore, their personnel shall not be required to be screened. However, all personnel as defined in s. 402.302 of such membership organizations shall meet background screening requirements through the department pursuant to ss. 402.305 and 402.3055.~~

Section 5. Subsection (3) of section 402.302, Florida Statutes, is amended to read:

402.302 Definitions.—As used in this chapter, the term:

(3) "Child care personnel" means all owners, operators, employees, and volunteers working in a child care facility. The term does not include persons who work in a child care facility after hours when children are not present or parents of children in a child care facility. For purposes of screening, the term includes any member, over the age of 12 years, of a child care facility operator's family, or person, over the age of 12 years, residing with a child care facility operator if the child care facility is located in or adjacent to the home of the operator or if the family member of, or person residing with, the child care facility operator has any direct

contact with the children in the facility during its hours of operation. Members of the operator's family or persons residing with the operator who are between the ages of 12 years and 18 years are not required to be fingerprinted but must be screened for delinquency records. For purposes of screening, the term also includes persons who work in child care programs that provide care for children 15 hours or more each week in public or nonpublic schools, family day care homes, *membership organizations under s. 402.301*, or programs otherwise exempted under s. 402.316. The term does not include public or nonpublic school personnel who are providing care during regular school hours, or after hours for activities related to a school's program for grades kindergarten through 12. A volunteer who assists on an intermittent basis for less than 10 hours per month is not included in the term "personnel" for the purposes of screening and training if a person who meets the screening requirement of s. 402.305(2) is always present and has the volunteer in his or her line of sight. Students who observe and participate in a child care facility as a part of their required coursework are not considered child care personnel, provided such observation and participation are on an intermittent basis and a person who meets the screening requirement of s. 402.305(2) is always present and has the student in his or her line of sight.

And the title is amended as follows:

Delete line 29 and insert: level, rather than at the district level; amending s. 402.301, F.S.; requiring personnel of specified membership organizations to meet background screening requirements; amending s. 402.302, F.S.; adding personnel of specified membership organizations to the definition of the term child care personnel; amending s.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment which was adopted:

Amendment 3 (165228) (with title amendment)—Between lines 505 and 506 insert:

Section 2. Section 1006.061, Florida Statutes, is amended to read:

1006.061 Child abuse, abandonment, and neglect policy.—Each district school board, charter school, and private school that accepts scholarship students under s. 1002.39 or s. 1002.395 shall:

(1) Post in a prominent place in each school a notice that, pursuant to chapter 39, all employees and agents of the district school board, charter school, or private school have an affirmative duty to report all actual or suspected cases of child abuse, abandonment, or neglect; have immunity from liability if they report such cases in good faith; and have a duty to comply with child protective investigations and all other provisions of law relating to child abuse, abandonment, and neglect. The notice shall also include the statewide toll-free telephone number of the central abuse hotline.

(2) Post in a prominent place at each school site and on each school's Internet website, if available, the policies and procedures for reporting alleged misconduct by instructional personnel or school administrators which affects the health, safety, or welfare of a student; the contact person to whom the report is made; and the penalties imposed on instructional personnel or school administrators who fail to report suspected or actual child abuse or alleged misconduct by other instructional personnel or school administrators.

(3) Require the principal of the charter school or private school, or the district school superintendent, or the superintendent's designee, at the request of the Department of Children and Families, to act as a liaison to the Department of Children and Families and the child protection team, as defined in s. 39.01, when in a case of suspected child abuse, abandonment, or neglect or an unlawful sexual offense involving a child the case is referred to such a team; except that this does not relieve or restrict the Department of Children and Families from discharging its duty and responsibility under the law to investigate and report every suspected or actual case of child abuse, abandonment, or neglect or unlawful sexual offense involving a child.

(4)(a) *Post in a prominent place in a clearly visible location and public area of the school which is readily accessible to and widely used by students a sign in English and Spanish that contains:*

1. *The statewide toll-free telephone number of the central abuse hotline as provided in chapter 39;*
2. *Instructions to call 911 for emergencies; and*
3. *Directions for accessing the Department of Children and Families Internet website for more information on reporting abuse, neglect, and exploitation.*

(b) *The information in paragraph (a) must be put on at least one poster in each school, on a sheet that measures at least 11 inches by 17 inches, produced in large print, and placed at student eye level for easy viewing.*

The Department of Education shall develop, and publish on the department's Internet website, sample notices suitable for posting in accordance with subsections (1), ~~and~~ (2), and (4).

And the title is amended as follows:

Delete line 38 and insert: F.S.; redefining a term; amending s. 1006.061, F.S.; requiring each district school board, charter school, and certain private schools to post in each school a poster with specified information; providing criteria for the poster; requiring the Department of Education to develop and publish a sample notice on its Internet website; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 7078** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Evers recognized the late Senator James A. "Jim" King's goddaughter, Kate Bascom, who was present in the gallery.

Senator Thompson recognized her son, Emerson R. Thompson III, and her granddaughters, Symone and Kiara Thompson, who were present in the gallery.

CS for CS for SB 7070—A bill to be entitled An act relating to mental health and substance abuse; amending ss. 29.004, 39.001, 39.507, and 39.521, F.S.; conforming provisions to changes made by the act; amending s. 381.0056, F.S.; revising the definition of the term "emergency health needs"; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.453, F.S.; providing legislative intent regarding the development of programs related to substance abuse impairment by the Department of Children and Families; expanding legislative intent related to a guarantee of dignity and human rights to all individuals who are admitted to substance abuse treatment facilities; amending s. 394.455, F.S.; defining and redefining terms; deleting terms; amending s. 394.457, F.S.; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; deleting a requirement that the department establish minimum standards for personnel employed in mental health programs and provide orientation and training materials; amending s. 394.4573, F.S.; deleting a term; adding substance abuse care as an element of the continuity of care management system that the department must establish; deleting duties and measures of performance of the department regarding the continuity of care management system; amending s. 394.459, F.S.; extending a right to dignity to all individuals held for examination or admitted for mental health or substance abuse treatment; providing procedural requirements that must be followed to detain without consent an individual who has a substance abuse impairment but who has not been charged with a criminal offense; providing that individuals held for examination or admitted for treatment at a facility have a right to certain evaluation and treatment procedures; removing provisions regarding express and informed consent for medical procedures requiring the use of a general anesthetic or electroconvulsive treatment; requiring facilities to have written procedures for reporting events that place individuals receiving services at risk of harm; requiring service providers to provide information concerning advance directives to individuals receiving services; amending s. 394.4597, F.S.; specifying certain persons who are prohibited from being selected as an individual's representative; providing certain rights to representatives; amending s. 394.4598, F.S.;

specifying certain persons who are prohibited from being appointed as an individual's guardian advocate; providing guidelines for decisions of guardian advocates; amending s. 394.4599, F.S.; including health care surrogates and proxies as individuals who may act on behalf of an individual involuntarily admitted to a facility; requiring a receiving facility to give notice immediately of the whereabouts of a minor who is being held involuntarily to the minor's parent, guardian, caregiver, or guardian advocate; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous attempts to notify; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor's clinical record; amending s. 394.4615, F.S.; adding a condition under which the clinical record of an individual must be released to the state attorney; providing for the release of information from the clinical record to law enforcement agencies under certain circumstances; amending s. 394.462, F.S.; providing that a person in custody for a felony other than a forcible felony must be transported to the nearest receiving facility for examination; providing that a law enforcement officer may transport an individual meeting the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility at the individual's request; amending s. 394.4625, F.S.; providing criteria for the examination and treatment of an individual who is voluntarily admitted to a facility; providing criteria for the release or discharge of the individual; providing that a voluntarily admitted individual who is released or discharged and who is currently charged with a crime shall be returned to the custody of a law enforcement officer; providing procedures for transferring an individual to voluntary status and involuntary status; amending s. 394.463, F.S.; providing for the involuntary examination of a person for a substance abuse impairment; providing for the transportation of an individual for an involuntary examination; providing that a certificate for an involuntary examination must contain certain information; providing criteria and procedures for the release of an individual held for involuntary examination from receiving or treatment facilities; amending s. 394.4655, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary outpatient placement apply; providing guidelines for an attorney representing an individual subject to proceedings for involuntary outpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; requiring the court to consider certain information when determining whether to appoint a guardian advocate for the individual; requiring the court to inform the individual and his or her representatives of the individual's right to an independent expert examination with regard to proceedings for involuntary outpatient placement; amending s. 394.467, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary inpatient placement apply; adding addictions receiving facilities and detoxification facilities as identified receiving facilities; providing for first and second medical opinions in proceedings for placement for treatment of substance abuse impairment; providing guidelines for attorney representation of an individual subject to proceedings for involuntary inpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; setting standards for the court to accept a waiver of the individual's rights; requiring the court to consider certain testimony regarding the individual's prior history in proceedings; requiring the Division of Administrative Hearings to inform the individual and his or her representatives of the right to an independent expert examination; amending s. 394.4672, F.S.; providing authority of facilities of the United States Department of Veterans Affairs to conduct certain examinations and provide certain treatments; amending s. 394.47891, F.S.; expanding eligibility criteria for military veterans' and service-members' court programs; creating s. 394.47892, F.S.; authorizing counties to fund treatment-based mental health court programs; providing legislative intent; providing that pretrial program participation is voluntary; specifying criteria that a court must consider before sentencing a person to a postadjudicatory treatment-based mental health court program; requiring a judge presiding over a postadjudicatory treatment-based mental health court program to hear a violation of probation or community control under certain circumstances; providing that treatment-based mental health court programs may include specified programs; requiring a judicial circuit with a treatment-based mental health court program to establish a coordinator position, subject to annual appropriation by the Legislature; providing county funding requirements for treatment-based mental health court programs; authorizing the chief judge of a judicial circuit to appoint an advisory committee for the treatment-based mental health court program; specifying membership of the committee; amending s. 394.656, F.S.; revising the composi-

tion and duties of the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee within the Department of Children and Families; requiring the department to create a grant review and selection committee; prescribing duties of the committee; authorizing a designated not-for-profit community provider to apply for certain grants; amending s. 394.875, F.S.; removing a limitation on the number of beds in crisis stabilization units; amending s. 394.9082, F.S.; defining the term "public receiving facility"; requiring the department to establish specified standards and protocols with respect to the administration of the crisis stabilization services utilization database; directing managing entities to require public receiving facilities to submit utilization data on a periodic basis; providing requirements for the data; requiring managing entities to periodically submit aggregate data to the department; requiring the department to adopt rules; requiring the department to annually submit a report to the Governor and the Legislature; prescribing report requirements; providing an appropriation to implement the database; providing a directive to the Division of Law Revision and Information; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; specifying provisions that an advance directive may include; creating s. 765.406, F.S.; providing for execution of the mental health or substance abuse treatment advance directive; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment advance directive is valid upon execution even if a part of the advance directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the advance directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive executed in another state if it complies with the laws of this state; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in five specified judicial circuits; providing eligibility criteria for participation in the pilot program; providing legislative intent concerning the training of judges; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature; creating s. 944.805, F.S.; defining the terms "department" and "nonviolent offender"; requiring the Department of Corrections to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration; requiring that the program include intensive substance abuse treatment and rehabilitation programs; providing for the minimum length of service in the program; providing that any portion of a sentence before placement in the program does not count as progress toward program completion; identifying permissible locations for the operation of a reentry program; specifying eligibility criteria for a nonviolent offender's participation in the reentry program; requiring the department to screen and select eligible offenders for the program based on specified considerations; requiring the department to notify a nonviolent offender's sentencing court to obtain approval before the nonviolent offender is placed in the reentry program; requiring the department to notify the state attorney that an offender is being considered for placement in the program; authorizing the state attorney to file objections to placing the offender in the reentry program within a specified period; authorizing the sentencing court to consider certain factors when deciding whether to approve an offender for placement in a reentry program; requiring the sentencing court to notify the department of the court's decision to approve or disapprove the requested placement within a specified period; requiring a nonviolent offender to undergo an educational assessment and a complete substance abuse assessment if admitted into the reentry program; requiring an offender to be enrolled in an adult education program in specified circumstances; requiring that assessments of vocational skills and future career education be provided

to an offender; requiring that certain reevaluation be made periodically; providing that a participating nonviolent offender is subject to the disciplinary rules of the department; specifying the reasons for which an offender may be terminated from the reentry program; requiring that the department submit a report to the sentencing court at least 30 days before a nonviolent offender is scheduled to complete the reentry program; specifying the issues to be addressed in the report; authorizing a court to schedule a hearing to consider any modification to an imposed sentence; requiring the sentencing court to issue an order modifying the sentence imposed and placing a nonviolent offender on drug offender probation if the nonviolent offender's performance is satisfactory; authorizing the court to revoke probation and impose the original sentence in specified circumstances; authorizing the court to require an offender to complete a postadjudicatory drug court program in specified circumstances; directing the department to implement the reentry program using available resources; authorizing the department to enter into contracts with qualified individuals, agencies, or corporations for services for the reentry program; requiring offenders to abide by department conduct rules; authorizing the department to impose administrative or protective confinement as necessary; providing that the section does not create a right to placement in the reentry program or any right to placement or early release under supervision of any type; providing that the section does not create a cause of action related to the program; authorizing the department to establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; requiring the department to develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and to report on recidivism in an annual report; requiring the department to submit an annual report to the Governor and Legislature detailing the extent of implementation of the reentry program, specifying requirements for the report; requiring the department to adopt rules; providing that specified provisions are not severable; amending s. 948.08, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a pretrial intervention program; amending s. 948.16, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a misdemeanor pretrial veterans' treatment intervention program; amending s. 948.21, F.S.; authorizing a court to impose certain conditions on certain probationers or community controllees; amending ss. 1002.20 and 1002.33, F.S.; requiring public school and charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing circumstances under which notification may be delayed; requiring district school boards and charter school governing boards to develop notification policies and procedures; amending ss. 39.407, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 397.311, 397.702, 397.94, 402.3057, 409.1757, 409.972, 744.704, and 790.065, F.S.; conforming cross-references; repealing ss. 397.601, 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977, F.S.; reenacting ss. 394.4685(1), and 394.469(2), F.S., to incorporate the amendment made to s. 394.4599, F.S., in references thereto; providing effective dates.

—was read the second time by title.

On motion by Senator Lee, further consideration of **CS for CS for SB 7070** was deferred.

On motion by Senator Altman—

CS for SB 7052—A bill to be entitled An act relating to an ad valorem tax exemption for deployed servicemembers; amending s. 196.173, F.S.; expanding the military operations that qualify a servicemember deployed in support of such an operation in the previous calendar year for an additional ad valorem tax exemption; providing an extended deadline and specifying procedures for filing an application for such tax exemption for a qualifying deployment during the 2014 calendar year; providing procedures to appeal a denial by a property appraiser of an application for such tax exemption; providing for retroactive applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7052** was placed on the calendar of Bills on Third Reading.

CS for SB 1170—A bill to be entitled An act relating to defendants in specialized courts; amending s. 910.035, F.S.; providing a definition; requiring a trial court to transfer certain criminal cases involving participants in specified programs to another jurisdiction having such a program under certain conditions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1170**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1069** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

On motion by Senator Bradley—

CS for CS for HB 1069—A bill to be entitled An act relating to defendants in specialized courts; amending s. 910.035, F.S.; providing a definition; requiring a trial court to transfer certain criminal cases involving participants in specified programs to another jurisdiction having such a program under certain conditions; providing an effective date.

—a companion measure, was substituted for **CS for SB 1170** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1069** was placed on the calendar of Bills on Third Reading.

On motion by Senator Altman—

CS for CS for SB 908—A bill to be entitled An act relating to traffic safety; amending s. 316.003, F.S.; providing definitions; amending s. 316.027, F.S.; redefining the term “vulnerable user”; deleting obsolete provisions; amending s. 316.083, F.S.; revising provisions relating to the passing of a vehicle; creating s. 316.0833, F.S.; prohibiting passing and turning in front of a vulnerable user in an unsafe manner; providing penalties; amending s. 316.0875, F.S.; revising exceptions to provisions for designated no-passing zones; amending s. 316.1925, F.S.; revising provisions relating to careless driving; creating s. 318.142, F.S.; providing fines and penalties for specified infractions contributing to bodily injury of a vulnerable user; amending s. 318.19, F.S.; requiring a hearing for specified offenses; amending s. 322.0261, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 908** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 916—A bill to be entitled An act relating to commercial insurer rate filing procedures; amending s. 627.062, F.S.; restricting to certain property rate filings a requirement that the chief executive officer or chief financial officer and chief actuary of a property insurer certify the information contained in a rate filing; amending s. 627.0645, F.S.; exempting commercial nonresidential multiperil insurance from annual base rate filing; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 916** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bullard—

CS for SB 946—A bill to be entitled An act relating to legal holidays and special observances; creating s. 683.095, F.S.; designating the second Monday in October of each year as “Sir Lancelot Jones Day” in Miami-Dade and Monroe Counties; encouraging public officials, schools,

private organizations, and citizens in Miami-Dade and Monroe Counties to commemorate the occasion; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 946** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 574—A bill to be entitled An act relating to electronic auction services; amending s. 1001.42, F.S.; revising the powers and duties of the district school board to authorize the adoption of rules regarding procurement practices; defining the term “electronic auction services”; amending s. 1006.27, F.S.; authorizing a district school board’s use of electronic auction services in conjunction with bid pooling for school buses and related purchases; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 574** was placed on the calendar of Bills on Third Reading.

CS for SB 724—A bill to be entitled An act relating to termination of pregnancies; amending s. 390.0111, F.S.; revising conditions for the voluntary and informed consent to a termination of pregnancy; providing an exception; reenacting s. 390.012(3)(d), F.S., relating to Agency for Health Care Administration rules regarding medical screening and evaluation of abortion clinic patients, to incorporate the amendment made by this act to s. 390.0111, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 724**, pursuant to Rule 3.11(3), there being no objection, **HB 633** was withdrawn from the Committees on Health Policy; Judiciary; and Fiscal Policy.

On motion by Senator Flores—

HB 633—A bill to be entitled An act relating to informed patient consent; amending s. 390.0111, F.S.; revising conditions for the voluntary and informed consent to a termination of pregnancy; reenacting s. 390.012(3)(d), F.S., relating to Agency for Health Care Administration rules regarding medical screening and evaluation of abortion clinic patients, to incorporate the amendment made by this act to s. 390.0111, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 724** and read the second time by title.

THE PRESIDENT PRESIDING

Senators Sobel and Margolis offered the following amendment which was moved by Senator Margolis and failed:

Amendment 1 (829796) (with title amendment)—Before line 14 insert:

Section 1. Subsection (2) of section 381.0051, Florida Statutes, is amended to read:

381.0051 Family planning.—

(2) ACCESS TO SERVICES; PROHIBITIONS; *INFORMED CONSENT.*—

(a) Except as otherwise provided in this section, no medical agency or institution of this state or unit of local government shall interfere with the right of any patient or physician to use medically acceptable contraceptive procedures, supplies, or information or to restrict the physician-patient relationship.

(b) *Except in the case of a medical emergency, consent to a vasectomy is voluntary and informed only if the physician who is to perform the procedure, or the referring physician, has, at a minimum, orally, while physically present in the same room, and at least 24 hours before the*

procedure informed the man of the nature and risks of undergoing or not undergoing the proposed procedure which a reasonable patient would consider material to making a knowing and willful decision of whether to undergo a vasectomy.

And the title is amended as follows:

Delete line 3 and insert: s. 381.0051, F.S.; providing conditions for the voluntary and informed consent to a vasectomy; amending s. 390.0111, F.S.; revising conditions for the

Senator Sobel moved the following amendment which failed:

Amendment 2 (853480)—Delete lines 22-34 and insert:

(a) Except in the case of a medical emergency, consent to a termination of pregnancy is voluntary and informed only if:

1. The physician who is to perform the procedure, or the referring physician, has, at a minimum, orally or electronically, ~~in person~~, informed the woman of:

a. The nature and risks of undergoing or not undergoing the proposed procedure that a reasonable patient would consider material to making a knowing and willful decision of whether to terminate a pregnancy, *at least 24 hours before the procedure.*

b. The probable gestational age of the fetus, verified by an ultrasound, at the time the termination of pregnancy is to be performed.

Senator Gibson moved the following amendment which failed:

Amendment 3 (449942) (with title amendment)—Delete line 85 and insert:

incest, domestic violence, or human trafficking. A woman may waive the 24-hour waiting period if she lives 100 miles or more from the nearest abortion provider. If a woman has exercised her right to waive the state-mandated delay, the woman's health care provider is not subject to any criminal, civil, or administrative penalty for failure to secure consent 24 hours in advance of the procedure. The patient's signature noting that she has exercised her right to waive the 24-hour waiting period requirement is sufficient proof of the provider's compliance with the requirements of this subparagraph. This subparagraph does not alter the health care provider's duty to obtain voluntary and informed consent as otherwise required by this section.

And the title is amended as follows:

Delete line 5 and insert: pregnancy; providing an exception; authorizing a woman to waive the 24-hour waiting period requirement under certain circumstances; providing that a health care provider is not subject to penalties under certain circumstances; providing for construction; reenacting s. 390.012(3)(d), F.S., relating

Senator Bullard moved the following amendment which failed:

Amendment 4 (528914) (with title amendment)—Between lines 95 and 96 insert:

d. *An explanation of the medically accurate benefits of the 24-hour waiting period.*

And the title is amended as follows:

Delete line 5 and insert: pregnancy; providing an exception; revising the content of printed materials prepared and provided by the Department of Health to a pregnant woman; reenacting s. 390.012(3)(d), F.S., relating

Senator Sachs moved the following amendment which failed:

Amendment 5 (930638) (with directory and title amendments)—Between lines 103 and 104 insert:

(b) *The physician who is to perform a termination of pregnancy may delegate the acts in sub-subparagraph (a)1.a. to a registered nurse, licensed practical nurse, advanced registered nurse practitioner, or physician assistant.*

And the directory clause is amended as follows:

Delete line 15 and insert: 390.0111, Florida Statutes, is amended, a new paragraph (b) is added to that subsection, and present paragraphs (b) and (c) are redesignated as paragraphs (c) and (d), respectively, to read:

And the title is amended as follows:

Delete line 5 and insert: pregnancy; providing an exception; authorizing a physician to delegate certain informed consent responsibilities to specified health care professionals; reenacting s. 390.012(3)(d), F.S., relating

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Thompson moved the following amendment which failed:

Amendment 6 (591932)—Delete line 85 and insert:
incest, domestic violence, or human trafficking or when, on the basis of a physician's good faith clinical judgment, there is a risk to the woman's health or the presence of a severe fetal anomaly incompatible with sustainable life.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendments was allowed:

Senator Clemens moved the following amendments which failed:

Amendment 7 (874120) (with title amendment)—Delete line 85 and insert:

incest, domestic violence, or human trafficking. A woman who states that she is a victim of rape, incest, domestic violence, or human trafficking and is not able to present to the physician a copy of a restraining order, police report, medical record, or other court order or documentation evidencing her statement has a right to waive the 24-hour mandatory waiting period. In the event a woman exercises her right to waive the state-mandated delay, the woman's health care provider is not subject to any criminal, civil, or administrative penalties for failure to secure consent 24 hours in advance of the procedure. A signed acknowledgement from the woman stating that she has exercised her right to waive certain requirements is sufficient proof of provider compliance. This section does not alter the health care provider's duty to obtain voluntary and informed consent as otherwise required by this section.

And the title is amended as follows:

Delete line 5 and insert: pregnancy; providing exceptions; providing that a health care provider is not subject to penalties under certain circumstances; providing that the act does not alter a certain duty of a health care provider; reenacting s. 390.012(3)(d), F.S., relating

Amendment 8 (974400)—Delete line 85 and insert:
incest, domestic violence, or human trafficking. The woman may waive the requirements of this subparagraph if she attests that she is aware of the risk and has had 24 hours to consider her decision to terminate the pregnancy.

The vote was:

Yeas—15

Abruzzo	Gibson	Sachs
Braynon	Joyner	Smith
Bullard	Margolis	Sobel
Clemens	Montford	Soto
Detert	Ring	Thompson

Nays—23

Mr. President	Evers	Hutson
Altman	Flores	Legg
Bean	Gaetz	Negron
Benacquisto	Galvano	Richter
Bradley	Garcia	Simmons
Brandes	Grimsley	Simpson
Dean	Hays	Stargel
Diaz de la Portilla	Hukill	

Pursuant to Rule 4.19, **HB 633** was placed on the calendar of Bills on Third Reading.

Sachs	Smith	Soto
Simmons	Sobel	Thompson

Consideration of **CS for CS for SB 600** was deferred.

RECESS

The President declared the Senate in recess at 12:03 p.m. to reconvene at 1:15 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 1:15 p.m. A quorum present—37:

Mr. President	Flores	Margolis
Abruzzo	Gaetz	Montford
Altman	Galvano	Negron
Bean	Garcia	Richter
Benacquisto	Gibson	Ring
Bradley	Grimsley	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Thompson
Detert	Lee	
Diaz de la Portilla	Legg	

BILLS ON THIRD READING

Consideration of **CS for CS for SB 1446** and **CS for SB 960** was deferred.

The Senate resumed consideration of—

CS for CS for SB 1024—A bill to be entitled An act relating to the Central Florida Expressway Authority; amending s. 348.753, F.S.; requiring the chairs of the boards of specified county commissions each to appoint one member from their respective counties who is a commission member or chair or a county mayor to serve on the governing body of the authority; specifying that the terms of members appointed by the Governor end on a specified date; removing the requirement that the authority elect one of its members as secretary; amending s. 348.754, F.S.; specifying that the Central Florida Expressway Authority is a party to a certain lease-purchase agreement between the department and the Orlando-Orange County Expressway Authority; amending s. 348.757, F.S.; removing the requirement that title in fee simple absolute to the former Orlando-Orange County Expressway System be transferred to the state upon the completion of the faithful performance and termination of a specified lease-purchase agreement; revising the title of part III of ch. 348, F.S.; providing an effective date.

—which was previously considered and amended April 22. Pending **Amendment 2 (621812)** by Senator Simmons was withdrawn.

On motion by Senator Simmons, **CS for CS for SB 1024** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Dean	Hukill
Abruzzo	Detert	Hutson
Altman	Diaz de la Portilla	Joyner
Bean	Flores	Latvala
Benacquisto	Gaetz	Legg
Bradley	Galvano	Margolis
Brandes	Garcia	Montford
Braynon	Gibson	Negron
Bullard	Grimsley	Richter
Clemens	Hays	Ring

Nays—None

Vote after roll call:

Yea—Evers, Simpson, Stargel

CS for CS for SB 998—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.63, F.S.; defining the term “powdered alcohol”; prohibiting the sale, offer for sale, purchase, use, offer for use, or possession of powdered alcohol; providing penalties; providing an exemption for the use of powdered alcohol by specified entities for research purposes; providing an exemption for the possession of powdered alcohol solely for the purpose of transportation through this state by specified entities; providing an expiration date; amending s. 564.05, F.S.; exempting sparkling wine and champagne from a specified volume restriction; amending s. 565.02, F.S.; requiring the calculation of a specified excise tax to be based on the advertised volume per drink; providing applicability; providing an effective date.

—as amended April 14 was read the third time by title.

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

Amendment 1 (207280) (with title amendment)—Delete lines 106-116 and insert:

to this subsection section, if such excise tax has not previously been paid, in an amount equal to the tax which would be required to be paid on such sales by a licensed manufacturer or distributor. A vendor holding such permit shall pay the tax monthly to the division at the same time he or she furnishes the required report. Such report shall be filed on or before the 15th day of each month for the sales occurring during the previous calendar month. *The provisions of s. 213.21(7) are applicable for all taxes administered under this subsection.*

And the title is amended as follows:

Delete lines 14-16 and insert: 565.02, F.S.; providing applicability; providing an effective

On motion by Senator Margolis, **CS for CS for SB 998** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gaetz	Margolis
Abruzzo	Galvano	Montford
Altman	Garcia	Richter
Bean	Gibson	Ring
Benacquisto	Grimsley	Sachs
Bradley	Hays	Simmons
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Flores	Legg	

Nays—2

Brandes Clemens

Vote after roll call:

Yea—Evers, Simpson

Nay—Negron

CS for SB 7068—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.455, F.S.; revising the definition of “mental illness” to exclude dementia and traumatic brain

injuries; amending s. 394.492, F.S.; redefining terms; creating s. 394.761, F.S.; requiring the Agency for Health Care Administration and the Department of Children and Families to develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care; establishing improved integration of behavioral health and primary care services through the development and effective implementation of coordinated care organizations as the primary goal of obtaining the additional funds; requiring the agency and the department to submit the written plan, which must include certain information, to the Legislature by a specified date; requiring the agency to submit an Excellence in Mental Health Act grant application to the United States Department of Health and Human Services; amending s. 394.875, F.S.; requiring that, by a specified date, the department, in consultation with the Agency for Health Care Administration, modify certain licensure rules and procedures; amending s. 394.9082, F.S.; revising legislative findings and intent; redefining terms; requiring the managing entities, rather than the department, to develop and implement a plan with a certain purpose; requiring the regional network to offer access to certain services; requiring the plan to be developed in a certain manner; requiring the department to designate the regional network as a coordinated care organization after certain conditions are met; removing a provision providing legislative intent; requiring the department to contract with community-based managing entities for the development of specified objectives; removing duties of the department, the secretary of the department, and managing entities; removing a provision regarding the requirement of funding the managing entity's contract through departmental funds; removing legislative intent; requiring that the department's contract with each managing entity be performance based; providing for scaled penalties and liquidated damages if a managing entity fails to perform after a reasonable opportunity for corrective action; requiring the plan for the coordination and integration of certain services to be developed in a certain manner and to incorporate certain models; providing requirements for the department when entering into contracts with a managing entity; requiring the department to consider specified factors when considering a new contractor; revising the goals of the coordinated care organization; requiring a coordinated care organization to consist of a comprehensive provider network that includes specified elements; requiring that specified treatment providers be initially included in the provider network; providing for continued participation in the provider network; revising the network management and administrative functions of the managing entities; requiring that the managing entity support network providers in certain ways; authorizing the managing entity to prioritize certain populations when necessary; requiring managing entities to use unique identifiers for individuals receiving behavioral health care services; requiring all providers under contract with a managing entity to use such unique identifiers by a specified date; requiring that, by a certain date, a managing entity's governing board consist of a certain number of members selected by the managing entity in a specified manner; providing requirements for the governing board; removing departmental responsibilities; removing a reporting requirement; authorizing, rather than requiring, the department to adopt rules; creating s. 397.402, F.S.; requiring that the department modify certain licensure rules and procedures by a certain date; requiring the department and the Agency for Health Care Administration to make certain recommendations to the Governor and the Legislature by a specified date; providing requirements for a provider; amending s. 409.967, F.S.; requiring that certain plans or contracts include specified requirements; amending s. 409.973, F.S.; requiring each plan operating in the managed medical assistance program to work with the managing entity to establish specific organizational supports and service protocols; amending s. 409.975, F.S.; revising the categories from which the agency must determine which providers are essential Medicaid providers; repealing s. 394.4674, F.S., relating to a plan and report; repealing s. 394.4985, F.S., relating to districtwide information and referral network and implementation; repealing s. 394.657, F.S., relating to county planning councils or committees; repealing s. 394.745, F.S., relating to an annual report and compliance of providers under contract with the department; repealing s. 397.331, F.S., relating to definitions; repealing s. 397.333, F.S., relating to the Statewide Drug Policy Advisory Council; repealing s. 397.801, F.S., relating to substance abuse impairment coordination; repealing s. 397.811, F.S., relating to juvenile substance abuse impairment coordination; repealing s. 397.821, F.S., relating to juvenile substance abuse impairment prevention and early intervention councils; repealing s. 397.901, F.S., relating to prototype juvenile addictions receiving facilities; repealing s. 397.93, F.S., relating to children's substance abuse services and target populations; repealing s. 397.94, F.S., relating to children's substance abuse services and the

information and referral network; repealing s. 397.951, F.S., relating to treatment and sanctions; repealing s. 397.97, F.S., relating to children's substance abuse services and demonstration models; amending ss. 397.321, 397.98, 409.966, 943.031, and 943.042, F.S.; conforming provisions and cross-references to changes made by the act; reenacting ss. 39.407(6)(a), 394.67(21), 394.674(1)(b), 394.676(1), 409.1676(2)(c), and 409.1677(1)(b), F.S., relating to the term "suitable for residential treatment" or "suitability," the term "residential treatment center for children and adolescents," children's mental health services, the indigent psychiatric medication program, and the term "serious behavioral problems," respectively, to incorporate the amendment made to s. 394.492, F.S., in references thereto; providing effective dates.

—as amended April 14 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment:

Amendment 1 (902964) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *The Division of Law Revision and Information is directed to rename part IV of chapter 765, Florida Statutes, as "Mental Health and Substance Abuse Advance Directives."*

Section 2. Paragraph (e) is added to subsection (10) of section 29.004, Florida Statutes, to read:

29.004 State courts system.—For purposes of implementing s. 14, Art. V of the State Constitution, the elements of the state courts system to be provided from state revenues appropriated by general law are as follows:

(10) Case management. Case management includes:

(e) *Service referral, coordination, monitoring, and tracking for treatment-based mental health court programs under s. 394.47892.*

Case management may not include costs associated with the application of therapeutic jurisprudence principles by the courts. Case management also may not include case intake and records management conducted by the clerk of court.

Section 3. Subsection (6) of section 39.001, Florida Statutes, is amended to read:

39.001 Purposes and intent; personnel standards and screening.—

(6) **MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES.**—

(a) The Legislature recognizes that early referral and comprehensive treatment can help combat *mental illnesses and substance abuse disorders* in families and that treatment is cost-effective.

(b) The Legislature establishes the following goals for the state related to *mental illness and substance abuse treatment services* in the dependency process:

1. To ensure the safety of children.

2. To prevent and remediate the consequences of *mental illnesses and substance abuse disorders* on families involved in protective supervision or foster care and reduce the occurrences of *mental illnesses and substance abuse disorders*, including alcohol abuse or related disorders, for families who are at risk of being involved in protective supervision or foster care.

3. To expedite permanency for children and reunify healthy, intact families, when appropriate.

4. To support families in recovery.

(c) The Legislature finds that children in the care of the state's dependency system need appropriate health care services, that the impact of *mental illnesses and substance abuse disorders* on health indicates the need for health care services to include *treatment for mental health and substance abuse disorders for services to children and parents where*

appropriate, and that it is in the state's best interest that such children be provided the services they need to enable them to become and remain independent of state care. In order to provide these services, the state's dependency system must have the ability to identify and provide appropriate intervention and treatment for children with personal or family-related *mental illness* and substance abuse problems.

(d) It is the intent of the Legislature to encourage the use of the *treatment-based mental health court program model established under s. 394.47892* and the drug court program model established under ~~by~~ s. 397.334 and authorize courts to assess children and persons who have custody or are requesting custody of children where good cause is shown to identify and address *mental illnesses* and substance abuse ~~problems~~ as the court deems appropriate at every stage of the dependency process. Participation in treatment, including a *treatment-based mental health court program* or a treatment-based drug court program, may be required by the court following adjudication. Participation in assessment and treatment ~~before~~ ~~prior to~~ adjudication is ~~shall~~ be voluntary, except as provided in s. 39.407(16).

(e) It is therefore the purpose of the Legislature to provide authority for the state to contract with *mental health service providers* and community substance abuse treatment providers for the development and operation of specialized support and overlay services for the dependency system, which will be fully implemented and used as resources permit.

(f) Participation in a *treatment-based mental health court program* or a ~~the~~ treatment-based drug court program does not divest any public or private agency of its responsibility for a child or adult, but is intended to enable these agencies to better meet their needs through shared responsibility and resources.

Section 4. Subsection (10) of section 39.507, Florida Statutes, is amended to read:

39.507 Adjudicatory hearings; orders of adjudication.—

(10) After an adjudication of dependency, or a finding of dependency where adjudication is withheld, the court may order a person who has custody or is requesting custody of the child to submit to a *mental health* or substance abuse *disorder* assessment or evaluation. The assessment or evaluation must be administered by a qualified professional, as defined in s. 397.311. The court may also require such person to participate in and comply with treatment and services identified as necessary, including, when appropriate and available, participation in and compliance with a *treatment-based mental health court program established under s. 394.47892* or a treatment-based drug court program established under s. 397.334. In addition to supervision by the department, the court, including the *treatment-based mental health court program* or treatment-based drug court program, may oversee the progress and compliance with treatment by a person who has custody or is requesting custody of the child. The court may impose appropriate available sanctions for noncompliance upon a person who has custody or is requesting custody of the child or make a finding of noncompliance for consideration in determining whether an alternative placement of the child is in the child's best interests. Any order entered under this subsection may be made only upon good cause shown. This subsection does not authorize placement of a child with a person seeking custody, other than the parent or legal custodian, who requires *mental health* or substance abuse *disorder* treatment.

Section 5. Paragraph (b) of subsection (1) of section 39.521, Florida Statutes, is amended to read:

39.521 Disposition hearings; powers of disposition.—

(1) A disposition hearing shall be conducted by the court, if the court finds that the facts alleged in the petition for dependency were proven in the adjudicatory hearing, or if the parents or legal custodians have consented to the finding of dependency or admitted the allegations in the petition, have failed to appear for the arraignment hearing after proper notice, or have not been located despite a diligent search having been conducted.

(b) When any child is adjudicated by a court to be dependent, the court having jurisdiction of the child has the power by order to:

1. Require the parent and, when appropriate, the legal custodian and the child to participate in treatment and services identified as necessary. The court may require the person who has custody or who is requesting custody of the child to submit to a *mental health* or substance abuse *disorder* assessment or evaluation. The assessment or evaluation must be administered by a qualified professional, as defined in s. 397.311. The court may also require such person to participate in and comply with treatment and services identified as necessary, including, when appropriate and available, participation in and compliance with a *treatment-based mental health court program established under s. 394.47892* or treatment-based drug court program established under s. 397.334. In addition to supervision by the department, the court, including the *treatment-based mental health court program* or treatment-based drug court program, may oversee the progress and compliance with treatment by a person who has custody or is requesting custody of the child. The court may impose appropriate available sanctions for noncompliance upon a person who has custody or is requesting custody of the child or make a finding of noncompliance for consideration in determining whether an alternative placement of the child is in the child's best interests. Any order entered under this subparagraph may be made only upon good cause shown. This subparagraph does not authorize placement of a child with a person seeking custody of the child, other than the child's parent or legal custodian, who requires *mental health* or substance abuse *disorder* treatment.

2. Require, if the court deems necessary, the parties to participate in dependency mediation.

3. Require placement of the child either under the protective supervision of an authorized agent of the department in the home of one or both of the child's parents or in the home of a relative of the child or another adult approved by the court, or in the custody of the department. Protective supervision continues until the court terminates it or until the child reaches the age of 18, whichever date is first. Protective supervision shall be terminated by the court whenever the court determines that permanency has been achieved for the child, whether with a parent, another relative, or a legal custodian, and that protective supervision is no longer needed. The termination of supervision may be with or without retaining jurisdiction, at the court's discretion, and shall in either case be considered a permanency option for the child. The order terminating supervision by the department shall set forth the powers of the custodian of the child and shall include the powers ordinarily granted to a guardian of the person of a minor unless otherwise specified. Upon the court's termination of supervision by the department, no further judicial reviews are required, so long as permanency has been established for the child.

Section 6. Subsection (2) and paragraph (a) of subsection (4) of section 381.0056, Florida Statutes, are amended to read:

381.0056 School health services program.—

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

(a) "Emergency health needs" means onsite *evaluation*, management, and aid for illness or injury pending the student's return to the classroom or release to a parent, guardian, designated friend, *law enforcement officer*, or designated health care provider.

(b) "Entity" or "health care entity" means a unit of local government or a political subdivision of the state; a hospital licensed under chapter 395; a health maintenance organization certified under chapter 641; a health insurer authorized under the Florida Insurance Code; a community health center; a migrant health center; a federally qualified health center; an organization that meets the requirements for nonprofit status under s. 501(c)(3) of the Internal Revenue Code; a private industry or business; or a philanthropic foundation that agrees to participate in a public-private partnership with a county health department, local school district, or school in the delivery of school health services, and agrees to the terms and conditions for the delivery of such services as required by this section and as documented in the local school health services plan.

(c) "Invasive screening" means any screening procedure in which the skin or any body orifice is penetrated.

(d) "Physical examination" means a thorough evaluation of the health status of an individual.

(e) “School health services plan” means the document that describes the services to be provided, the responsibility for provision of the services, the anticipated expenditures to provide the services, and evidence of cooperative planning by local school districts and county health departments.

(f) “Screening” means presumptive identification of unknown or unrecognized diseases or defects by the application of tests that can be given with ease and rapidity to apparently healthy persons.

(4)(a) Each county health department shall develop, jointly with the district school board and the local school health advisory committee, a school health services plan; ~~and~~ The plan must include, at a minimum, provisions for *all of the following*:

1. Health appraisal;
2. Records review;
3. Nurse assessment;
4. Nutrition assessment;
5. A preventive dental program;
6. Vision screening;
7. Hearing screening;
8. Scoliosis screening;
9. Growth and development screening;
10. Health counseling;
11. Referral and followup of suspected or confirmed health problems by the local county health department;
12. Meeting emergency health needs in each school;
13. County health department personnel to assist school personnel in health education curriculum development;
14. Referral of students to appropriate health treatment, in cooperation with the private health community whenever possible;
15. Consultation with a student’s parent or guardian regarding the need for health attention by the family physician, dentist, or other specialist when definitive diagnosis or treatment is indicated;
16. Maintenance of records on incidents of health problems, corrective measures taken, and such other information as may be needed to plan and evaluate health programs; except, however, that provisions in the plan for maintenance of health records of individual students must be in accordance with s. 1002.22;
17. Health information which will be provided by the school health nurses, when necessary, regarding the placement of students in exceptional student programs and the reevaluation at periodic intervals of students placed in such programs; ~~and~~
18. Notification to the local nonpublic schools of the school health services program and the opportunity for representatives of the local nonpublic schools to participate in the development of the cooperative health services plan; *and*:

19. *Immediate notification to a student’s parent, guardian, or caregiver if the student is removed from school, school transportation, or a school-sponsored activity and taken to a receiving facility for an involuntary examination pursuant to s. 394.463, including any requirements established under ss. 1002.20(3) and 1002.33(9), as applicable.*

Section 7. Section 394.453, Florida Statutes, is amended to read:

394.453 Legislative intent.—It is the intent of the Legislature to authorize and direct the Department of Children and Families to evaluate, research, plan, and recommend to the Governor and the Legislature programs designed to reduce the occurrence, severity, duration, and disabling aspects of mental, emotional, and behavioral disorders *and substance abuse impairment*. It is the intent of the Legislature that

treatment programs for such disorders shall include, but not be limited to, comprehensive health, social, educational, and rehabilitative services ~~for individuals to persons~~ requiring intensive short-term and continued treatment in order to encourage them to assume responsibility for their treatment and recovery. It is intended that such ~~individuals persons~~ be provided with emergency service and temporary detention for evaluation ~~if when~~ required; that they be admitted to treatment facilities ~~if on a voluntary basis when~~ extended or continuing care is needed and unavailable in the community; that involuntary placement be provided only ~~if when~~ expert evaluation determines that it is necessary; that any involuntary treatment or examination be accomplished in a setting that ~~which~~ is clinically appropriate and most likely to facilitate the ~~individual’s person’s~~ return to the community as soon as possible; and that ~~individual~~ dignity and human rights be guaranteed to all ~~individuals persons~~ who are admitted to mental health *and substance abuse treatment* facilities or who are being held under s. 394.463. It is the further intent of the Legislature that the least restrictive means of intervention be employed based on the ~~individual’s individual~~ needs of ~~each person~~, within the scope of available services. It is the policy of this state that the use of restraint and seclusion ~~on clients~~ is justified only as an emergency safety measure to be used in response to imminent danger to the ~~individual client~~ or others. It is, therefore, the intent of the Legislature to achieve an ongoing reduction in the use of restraint and seclusion in programs and facilities serving ~~individuals persons~~ with mental illness *or with a substance abuse impairment*.

Section 8. Effective July 1, 2016, section 394.455, Florida Statutes, is reordered and amended to read:

394.455 Definitions.—As used in this part, unless the context clearly requires otherwise, the term:

(1) “Addictions receiving facility” means a secure, acute care facility that, at a minimum, provides detoxification and stabilization services; is operated 24 hours per day, 7 days a week; and is designated by the department to serve individuals found to have substance abuse impairment as defined in subsection (44) who qualify for services under this section.

(2)(1) “Administrator” means the chief administrative officer of a receiving or treatment facility or his or her designee.

(3) “Adult” means an individual who is 18 years of age or older, or who has had the disability of nonage removed pursuant to s. 743.01 or s. 743.015.

(4) “Advanced registered nurse practitioner” means any person licensed in this state to practice professional nursing who is certified in advanced or specialized nursing practice under s. 464.012.

(36)(2) “Clinical Psychologist” means a psychologist as defined in s. 490.003(7) ~~with 2 years of postdoctoral experience in the practice of clinical psychology, inclusive of the experience required for licensure, or a psychologist employed by a facility operated by the United States Department of Veterans Affairs that qualifies as a receiving or treatment facility under this part.~~

(5)(2) “Clinical record” means all parts of the record required to be maintained and includes all medical records, progress notes, charts, and admission and discharge data, and all other information recorded by a facility staff which pertains to an individual’s ~~the patient’s~~ hospitalization or treatment.

(6)(4) “Clinical social worker” means a person licensed as a clinical social worker under s. 491.005 or s. 491.006 or a person employed as a clinical social worker by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense ~~under chapter 491.~~

(7)(5) “Community facility” means a ~~any~~ community service provider contracting with the department to furnish substance abuse or mental health services under part IV of this chapter.

(8)(6) “Community mental health center or clinic” means a publicly funded, not-for-profit center that ~~which~~ contracts with the department for the provision of inpatient, outpatient, day treatment, or emergency services.

(9)(7) “Court,” unless otherwise specified, means the circuit court.

(10)(8) “Department” means the Department of Children and Families.

(11) “Detoxification facility” means a facility licensed to provide detoxification services under chapter 397.

(12) “Electronic means” means a form of telecommunication that requires all parties to maintain visual as well as audio communication.

(13)(9) “Express and informed consent” means consent voluntarily given in writing, by a competent individual person, after sufficient explanation and disclosure of the subject matter involved to enable the individual person to make a knowing and willful decision without any element of force, fraud, deceit, duress, or other form of constraint or coercion.

(14)(10) “Facility” means any hospital, community facility, public or private facility, or receiving or treatment facility providing for the evaluation, diagnosis, care, treatment, training, or hospitalization of individuals persons who appear to have a mental illness or who have been diagnosed as having a mental illness or substance abuse impairment. The term “Facility” does not include a any program or entity licensed under pursuant to chapter 400 or chapter 429.

(15) “Governmental facility” means a facility owned, operated, or administered by the Department of Corrections or the United States Department of Veterans Affairs.

(16)(11) “Guardian” means the natural guardian of a minor, or a person appointed by a court to act on behalf of a ward’s person if the ward is a minor or has been adjudicated incapacitated.

(17)(12) “Guardian advocate” means a person appointed by a court to make decisions regarding mental health or substance abuse treatment on behalf of an individual a patient who has been found incompetent to consent to treatment pursuant to this part. The guardian advocate may be granted specific additional powers by written order of the court, as provided in this part.

(18)(13) “Hospital” means a hospital facility as defined in s. 395.002 and licensed under chapter 395 and part II of chapter 408.

(19)(14) “Incapacitated” means that an individual a person has been adjudicated incapacitated pursuant to part V of chapter 744 and a guardian of the person has been appointed.

(20)(15) “Incompetent to consent to treatment” means that an individual’s a person’s judgment is so affected by a his or her mental illness, a substance abuse impairment, or other medical or organic cause that he or she the person lacks the capacity to make a well-reasoned, willful, and knowing decision concerning his or her medical, or mental health, or substance abuse treatment.

(21) “Involuntary examination” means an examination performed under s. 394.463 to determine whether an individual qualifies for involuntary outpatient placement under s. 394.4655 or involuntary inpatient placement under s. 394.467.

(22) “Involuntary placement” means involuntary outpatient placement under s. 394.4655 or involuntary inpatient placement in a receiving or treatment facility under s. 394.467.

(23)(16) “Law enforcement officer” means a law enforcement officer as defined in s. 943.10.

(24) “Marriage and family therapist” means a person licensed to practice marriage and family therapy under s. 491.005 or s. 491.006 or a person employed as a marriage and family therapist by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense.

(25) “Mental health counselor” means a person licensed to practice mental health counseling under s. 491.005 or s. 491.006 or a person employed as a mental health counselor by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense.

(26)(17) “Mental health overlay program” means a mobile service that which provides an independent examination for voluntary admis-

sion admissions and a range of supplemental onsite services to an individual who has persons with a mental illness in a residential setting such as a nursing home, assisted living facility, adult family-care home, or nonresidential setting such as an adult day care center. Independent examinations provided pursuant to this part through a mental health overlay program must only be provided only under contract with the department for this service or must be attached to a public receiving facility that is also a community mental health center.

(28)(18) “Mental illness” means an impairment of the mental or emotional processes that exercise conscious control of one’s actions or of the ability to perceive or understand reality, which impairment substantially interferes with the individual’s person’s ability to meet the ordinary demands of living. For the purposes of this part, the term does not include a developmental disability as defined in chapter 393, intoxication, or conditions manifested only by antisocial behavior or substance abuse impairment.

(29) “Minor” means an individual who is 17 years of age or younger and who has not had the disabilities of nonage removed pursuant to s. 743.01 or s. 743.015.

(30)(19) “Mobile crisis response service” means a nonresidential crisis service attached to a public receiving facility and available 24 hours a day, 7 days a week, through which provides immediate intensive assessments and interventions, including screening for admission into a mental health receiving facility, an addictions receiving facility, or a detoxification facility, take place for the purpose of identifying appropriate treatment services.

(20) “Patient” means any person who is held or accepted for mental health treatment.

(31)(21) “Physician” means a medical practitioner licensed under chapter 458 or chapter 459 who has experience in the diagnosis and treatment of mental and nervous disorders or a physician employed by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense which qualifies as a receiving or treatment facility under this part.

(32) “Physician assistant” means a person licensed under chapter 458 or chapter 459 who has experience in the diagnosis and treatment of mental disorders or a person employed as a physician assistant by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense.

(33)(22) “Private facility” means any hospital or facility operated by a for-profit or not-for-profit corporation or association that provides mental health or substance abuse services and is not a public facility.

(34)(23) “Psychiatric nurse” means an advanced a registered nurse practitioner certified under s. 464.012 licensed under part I of chapter 464 who has a master’s or doctoral degree or a doctorate in psychiatric nursing, holds a national advanced practice certification as a psychiatric-mental health advanced practice nurse, and has 2 years of post-master’s clinical experience under the supervision of a physician; or a person employed as a psychiatric nurse by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense.

(35)(24) “Psychiatrist” means a medical practitioner licensed under chapter 458 or chapter 459 who has primarily diagnosed and treated mental and nervous disorders for at least a period of not less than 3 years, inclusive of psychiatric residency, or a person employed as a psychiatrist by a facility operated by the United States Department of Veterans Affairs or the United States Department of Defense.

(37)(25) “Public facility” means any facility that has contracted with the department to provide mental health or substance abuse services to all individuals persons, regardless of their ability to pay, and is receiving state funds for such purpose.

(27)(26) “Mental health receiving facility” means any public or private facility designated by the department to receive and hold individuals in involuntary status involuntary patients under emergency conditions or for psychiatric evaluation and to provide short-term treatment. The term does not include a county jail.

(38)(27) “Representative” means a person selected pursuant to s. 394.4597(2) to receive notice of proceedings during the time a patient is held in or admitted to a receiving or treatment facility.

(39)(28)(a) “Restraint” means a physical device, method, or drug used to control behavior.

(a) A physical restraint is any manual method or physical or mechanical device, material, or equipment attached or adjacent to an individual's body so that he or she cannot easily remove the restraint and which restricts freedom of movement or normal access to one's body.

(b) A drug used as a restraint is a medication used to control an individual's behavior or to restrict his or her freedom of movement and is not part of the standard treatment regimen for an individual having a diagnosed mental illness who is a client of the department. Physically holding an individual a person during a procedure to forcibly administer psychotropic medication is a physical restraint.

(c) Restraint does not include physical devices, such as orthopedically prescribed appliances, surgical dressings and bandages, supportive body bands, or other physical holding when necessary for routine physical examinations and tests; or for purposes of orthopedic, surgical, or other similar medical treatment; when used to provide support for the achievement of functional body position or proper balance; or when used to protect an individual a person from falling out of bed.

(40) “School psychologist” has the same meaning as defined in s. 490.003.

(41)(29) “Seclusion” means the physical segregation of a person in any fashion or involuntary isolation of an individual a person in a room or area from which the individual person is prevented from leaving. The prevention may be by physical barrier or by a staff member who is acting in a manner, or who is physically situated, so as to prevent the individual person from leaving the room or area. For purposes of this chapter, the term does not mean isolation due to an individual's a person's medical condition or symptoms.

(42)(30) “Secretary” means the Secretary of Children and Families.

(43) “Service provider” means a mental health receiving facility, any facility licensed under chapter 397, a treatment facility, an entity under contract with the department to provide mental health or substance abuse services, a community mental health center or clinic, a psychologist, a clinical social worker, a marriage and family therapist, a mental health counselor, a physician, a psychiatrist, an advanced registered nurse practitioner, or a psychiatric nurse.

(44) “Substance abuse impairment” means a condition involving the use of alcoholic beverages or any psychoactive or mood-altering substance in such a manner as to induce mental, emotional, or physical problems and cause socially dysfunctional behavior.

(45) “Substance abuse qualified professional” has the same meaning as the term “qualified professional” as defined in s. 397.311.

(46)(31) “Transfer evaluation” means the process, as approved by the appropriate district office of the department, in which an individual whereby a person who is being considered for placement in a state treatment facility is first evaluated for appropriateness of admission to a treatment the facility. The transfer evaluation shall be conducted by the department, by a community-based public receiving facility, or by another service provider as authorized by the department, or by a community mental health center or clinic if the public receiving facility is not a community mental health center or clinic.

(47)(32) “Treatment facility” means a any state-owned, state-operated, or state-supported hospital, center, or clinic designated by the department for extended treatment and hospitalization of individuals who have a mental illness, beyond that provided for by a receiving facility or a, of persons who have a mental illness, including facilities of the United States Government, and any private facility designated by the department when rendering such services to a person pursuant to the provisions of this part. Patients treated in facilities of the United States Government shall be solely those whose care is the responsibility of the United States Department of Veterans Affairs.

(33) “Service provider” means any public or private receiving facility, an entity under contract with the Department of Children and Families to provide mental health services, a clinical psychologist, a clinical social worker, a marriage and family therapist, a mental health counselor, a physician, a psychiatric nurse as defined in subsection (23), or a community mental health center or clinic as defined in this part.

(34) “Involuntary examination” means an examination performed under s. 394.463 to determine if an individual qualifies for involuntary inpatient treatment under s. 394.467(1) or involuntary outpatient treatment under s. 394.4655(1).

(35) “Involuntary placement” means either involuntary outpatient treatment pursuant to s. 394.4655 or involuntary inpatient treatment pursuant to s. 394.467.

(36) “Marriage and family therapist” means a person licensed as a marriage and family therapist under chapter 491.

(37) “Mental health counselor” means a person licensed as a mental health counselor under chapter 491.

(38) “Electronic means” means a form of telecommunication that requires all parties to maintain visual as well as audio communication.

Section 9. Effective July 1, 2016, section 394.457, Florida Statutes, is amended to read:

394.457 Operation and administration.—

(1) ADMINISTRATION.—The Department of Children and Families is designated the “Mental Health Authority” of Florida. The department and the Agency for Health Care Administration shall exercise executive and administrative supervision over all mental health facilities, programs, and services.

(2) RESPONSIBILITIES OF THE DEPARTMENT.—The department is responsible for:

(a) The planning, evaluation, and implementation of a complete and comprehensive statewide program of mental health and substance abuse program, including community services, receiving and treatment facilities, child services, research, and training as authorized and approved by the Legislature, based on the annual program budget of the department. The department is also responsible for the coordination of efforts with other departments and divisions of the state government, county and municipal governments, and private agencies concerned with and providing mental health and substance abuse services. It is responsible for establishing standards, providing technical assistance, and supervising exercising supervision of mental health and substance abuse programs of, and the treatment of individuals patients at, community facilities, other facilities serving individuals for persons who have a mental illness or substance abuse impairment, and any agency or facility providing services under to patients pursuant to this part.

(b) The publication and distribution of an information handbook to facilitate understanding of this part, the policies and procedures involved in the implementation of this part, and the responsibilities of the various providers of services under this part. It shall stimulate research by public and private agencies, institutions of higher learning, and hospitals in the interest of the elimination and amelioration of mental illness.

(3) POWER TO CONTRACT.—The department may contract to provide, and be provided with, services and facilities in order to carry out its responsibilities under this part with the following agencies: public and private hospitals; receiving and treatment facilities; clinics; laboratories; departments, divisions, and other units of state government; the state colleges and universities; the community colleges; private colleges and universities; counties, municipalities, and any other governmental unit, including facilities of the United States Government; and any other public or private entity which provides or needs facilities or services. Baker Act funds for community inpatient, crisis stabilization, short-term residential treatment, and screening services must be allocated to each county pursuant to the department's funding allocation methodology. Notwithstanding s. 287.057(3)(e), contracts for community-based Baker Act services for inpatient, crisis stabilization, short-term residential treatment, and screening provided under this part, other than those with other units of government, to be provided for the

department must be awarded using competitive sealed bids if the county commission of the county receiving the services makes a request to the department's district office by January 15 of the contracting year. The district may not enter into a competitively bid contract under this provision if such action will result in increases of state or local expenditures for Baker Act services within the district. Contracts for these Baker Act services using competitive sealed bids are effective for 3 years. The department shall adopt rules establishing minimum standards for such contracted services and facilities and shall make periodic audits and inspections to assure that the contracted services are provided and meet the standards of the department.

(4) APPLICATION FOR AND ACCEPTANCE OF GIFTS AND GRANTS.—The department may apply for and accept any funds, grants, gifts, or services made available to it by any agency or department of the Federal Government or any other public or private agency or ~~person~~ *individual* in aid of mental health and substance abuse programs. All such moneys ~~must~~ *shall* be deposited in the State Treasury and ~~shall~~ be disbursed as provided by law.

(5) RULES.—*The department shall adopt rules:*

(a) ~~Establishing~~ *The department shall adopt rules establishing forms and procedures relating to the rights and privileges of individuals being examined or treated at patients seeking mental health treatment from facilities under this part.*

(b) ~~The department shall adopt rules~~ Necessary for the implementation and administration of the provisions of this part, ~~and A program subject to the provisions of this part may~~ *shall not be permitted to operate unless rules designed to ensure the protection of the health, safety, and welfare of the individuals examined and patients treated under through such program have been adopted. Such rules adopted under this subsection must include provisions governing the use of restraint and seclusion which are consistent with recognized best practices and professional judgment; prohibit inherently dangerous restraint or seclusion procedures; establish limitations on the use and duration of restraint and seclusion; establish measures to ensure the safety of program participants and staff during an incident of restraint or seclusion; establish procedures for staff to follow before, during, and after incidents of restraint or seclusion; establish professional qualifications of and training for staff who may order or be engaged in the use of restraint or seclusion; and establish mandatory reporting, data collection, and data dissemination procedures and requirements. Such rules adopted under this subsection must require that each instance of the use of restraint or seclusion be documented in the clinical record of the individual who has been restrained or secluded patient.*

(c) ~~Establishing~~ *The department shall adopt rules establishing minimum standards for services provided by a mental health overlay program or a mobile crisis response service.*

(6) PERSONNEL.—

(a) ~~The department shall, by rule, establish minimum standards of education and experience for professional and technical personnel employed in mental health programs, including members of a mobile crisis response service.~~

(b) ~~The department shall design and distribute appropriate materials for the orientation and training of persons actively engaged in implementing the provisions of this part relating to the involuntary examination and placement of persons who are believed to have a mental illness.~~

(6)(7) PAYMENT FOR CARE OF PATIENTS.—Fees and fee collections for patients in state-owned, state-operated, or state-supported treatment facilities shall be according to s. 402.33.

Section 10. Section 394.4573, Florida Statutes, is amended to read:

394.4573 Continuity of care management system; measures of performance; reports.—

(1) For the purposes of this section, *the term:*

(a) “Case management” means those activities aimed at assessing ~~client~~ needs, planning services, linking the service system ~~to a client,~~

coordinating the various system components, monitoring service delivery, and evaluating the effect of service delivery.

(b) “Case manager” means ~~a person~~ *an individual* who works with clients; and their families and significant others; to provide case management.

(c) “Client manager” means an employee of the department who is assigned to specific provider agencies and geographic areas to ensure that the full range of needed services is available to clients.

(d) ~~“Continuity of care management system” means a system that assures, within available resources, that clients have access to the full array of services within the mental health services delivery system.~~

(2) The department ~~shall ensure the establishment of~~ *is directed to implement* a continuity of care management system for the provision of mental health and substance abuse care in compliance with s. 394.9082, ~~through the provision of client and case management, including clients referred from state treatment facilities to community mental health facilities. Such system shall include a network of client managers and case managers throughout the state designed to:~~

(a) ~~Reduce the possibility of a client's admission or readmission to a state treatment facility.~~

(b) ~~Provide for the creation or designation of an agency in each county to provide single intake services for each person seeking mental health services. Such agency shall provide information and referral services necessary to ensure that clients receive the most appropriate and least restrictive form of care, based on the individual needs of the person seeking treatment. Such agency shall have a single telephone number, operating 24 hours per day, 7 days per week, where practicable, at a central location, where each client will have a central record.~~

(c) ~~Advocate on behalf of the client to ensure that all appropriate services are afforded to the client in a timely and dignified manner.~~

(d) ~~Require that any public receiving facility initiating a patient transfer to a licensed hospital for acute care mental health services not accessible through the public receiving facility shall notify the hospital of such transfer and send all records relating to the emergency psychiatric or medical condition.~~

(3) ~~The department is directed to develop and include in contracts with service providers measures of performance with regard to goals and objectives as specified in the state plan. Such measures shall use, to the extent practical, existing data collection methods and reports and shall not require, as a result of this subsection, additional reports on the part of service providers. The department shall plan monitoring visits of community mental health facilities with other state, federal, and local governmental and private agencies charged with monitoring such facilities.~~

Section 11. Effective July 1, 2016, section 394.459, Florida Statutes, is amended to read:

394.459 Rights of individuals receiving treatment and services ~~patients.~~

(1) RIGHT TO INDIVIDUAL DIGNITY.—It is the policy of this state that the ~~individual~~ dignity of all individuals held for examination or admitted for mental health or substance abuse treatment ~~the patient~~ shall be respected at all times and upon all occasions, including ~~any occasion~~ when the ~~individual patient~~ is taken into custody, held, or transported. Procedures, facilities, vehicles, and restraining devices ~~used~~ *utilized* for criminals or those accused of a crime ~~may~~ *shall* not be used in connection with ~~individuals~~ *persons* who have a mental illness or substance abuse impairment, except for the protection of that ~~individual the patient~~ or others. ~~An individual~~ *Persons* who ~~has~~ *have* a mental illness but who ~~has~~ *are* not been charged with a criminal offense ~~may~~ *shall* not be detained or incarcerated in the jails of this state. ~~An individual A person~~ who is receiving treatment for mental illness or substance abuse ~~may~~ *shall* not be deprived of his or her ~~any~~ constitutional rights. However, if such ~~individual a person~~ is adjudicated incapacitated, his or her rights may be limited to the same extent ~~that~~ the rights of any incapacitated ~~individual person~~ are limited by law.

(2) **PROTECTIVE CUSTODY WITHOUT CONSENT FOR SUBSTANCE ABUSE IMPAIRMENT.**—An individual who has a substance abuse impairment but who has not been charged with a criminal offense may be placed in protective custody without his or her consent, subject to the limitations specified in this subsection. If it has been determined that a hospital, an addictions receiving facility, or a licensed detoxification facility is the most appropriate placement for the individual, law enforcement may implement protective custody measures as specified in this subsection.

(a) An individual meets the criteria for placement in protective custody if there is a good faith reason to believe that the individual is impaired by substance abuse, has lost the power of self-control with respect to substance use because of such impairment, and:

1. Has inflicted, has threatened or attempted to inflict, or is likely, if not admitted, to inflict, physical harm on himself or herself or another; or

2. Is in need of substance abuse services and, by reason of substance abuse impairment, is incapacitated and unable to make a rational decision with regard to such services. However, mere refusal to seek or obtain such services does not constitute evidence of lack of judgment with respect to his or her need for such services.

(b) If an individual who is in circumstances that justify protective custody as described in paragraph (a) fails or refuses to consent to assistance and a law enforcement officer has determined that a hospital, an addictions receiving facility, or a licensed detoxification facility is the most appropriate treatment facility for such individual, the officer may, after giving due consideration to the expressed wishes of the individual:

1. Take the individual to a hospital, an addictions receiving facility, or a licensed detoxification facility against the individual's will but without using unreasonable force; or

2. In the case of an adult, detain the individual for his or her own protection in any municipal or county jail or other appropriate detention facility.

Detention under this paragraph is not to be considered an arrest for any purpose, and an entry or other record may not be made to indicate that the individual has been detained or charged with any crime. The officer in charge of the detention facility must notify the nearest appropriate licensed service provider within 8 hours after detention that the individual has been detained. The detention facility must arrange, as necessary, for transportation of the individual to an appropriate licensed service provider with an available bed. Individuals detained under this paragraph must be assessed by an attending physician without unnecessary delay and within a 72-hour period to determine the need for further services.

(c) The nearest relative of a minor in protective custody must be notified by the law enforcement officer, as must the nearest relative of an adult, unless the adult requests that there be no notification.

(d) An individual who is in protective custody must be released by a qualified professional when any of the following circumstances occur:

1. The individual no longer meets the protective custody criteria set out in paragraph (a);

2. A 72-hour period has elapsed since the individual was taken into custody; or

3. The individual has consented voluntarily to readmission at the facility of the licensed service provider.

(e) An individual may be detained in protective custody beyond the 72-hour period if a petitioner has initiated proceedings for involuntary assessment or treatment. The timely filing of the petition authorizes the service provider to retain physical custody of the individual pending further order of the court.

(3)(2) **RIGHT TO TREATMENT.**—An individual held for examination or admitted for mental illness or substance abuse treatment:

(a) May ~~A person shall~~ not be denied treatment for mental illness or substance abuse impairment, and services may ~~shall~~ not be delayed at a mental health receiving facility, addictions receiving facility, detoxification facility, or treatment facility because of inability to pay. However,

every reasonable effort to collect appropriate reimbursement for the cost of providing mental health or substance abuse services from individuals ~~to persons~~ able to pay for services, including insurance or ~~third party~~ payments by ~~third-party payers~~, shall be made by facilities providing services under ~~pursuant to~~ this part.

(b) ~~Shall be provided~~ ~~It is further the policy of the state that~~ the least restrictive appropriate, available treatment, which must be utilized based on the individual's ~~individual~~ needs and best interests of the ~~patient~~ and consistent with the optimum improvement of the individual's ~~patient's~~ condition.

(c) ~~Shall~~ ~~Each person who remains at a receiving or treatment facility for more than 12 hours shall~~ be given a physical examination by a health practitioner authorized by law to give such examinations; and a mental health or substance abuse evaluation, as appropriate, by a psychiatrist, psychologist, psychiatric nurse, or qualified substance abuse professional within 24 hours after arrival at such facility if the individual has not been released or discharged pursuant to s. 394.463(2)(h) or s. 394.469. The physical examination and mental health evaluation must be documented in the clinical record. The physical and mental health examinations shall include efforts to identify indicators of substance abuse impairment, substance abuse intoxication, and substance abuse withdrawal.

(d) ~~Shall~~ ~~Every patient in a facility shall~~ be afforded the opportunity to participate in activities designed to enhance self-image and the beneficial effects of other treatments, as determined by the facility.

(e) ~~Shall~~, not more than 5 days after admission to a facility, ~~each patient shall~~ have and receive an individualized treatment plan in writing, which the individual ~~patient~~ has had an opportunity to assist in preparing and to review before ~~prior to its~~ implementation. The plan must ~~shall~~ include a space for the individual's ~~patient's~~ comments and signature.

(4)(2) **RIGHT TO EXPRESS AND INFORMED ~~PATIENT~~ CONSENT.**—

(a) ~~1.~~ Each individual ~~patient~~ entering treatment shall be asked to give express and informed consent for admission or treatment.

(a) If the individual ~~patient~~ has been adjudicated incapacitated or found to be incompetent to consent to treatment, express and informed consent ~~must to treatment shall~~ be sought from his or her ~~instead from the patient's~~ guardian, or guardian advocate, or health care surrogate or proxy. If the individual ~~patient~~ is a minor, express and informed consent for admission or treatment ~~must be obtained shall also be requested from the patient's~~ guardian. Express and informed consent for admission or treatment of a patient under 18 years of age shall be required from the minor's ~~patient's~~ guardian, unless the minor is seeking outpatient crisis intervention services under s. 394.4784. ~~Express and informed consent for admission or treatment given by a patient who is under 18 years of age shall not be a condition of admission when the patient's guardian gives express and informed consent for the patient's admission pursuant to s. 394.463 or s. 394.467.~~

(b) ~~2.~~ Before giving express and informed consent, the following information shall be provided and explained in plain language to the individual and ~~patient, or to his or her the patient's~~ guardian if the individual ~~patient is an adult 18 years of age or older~~ and has been adjudicated incapacitated, ~~or to his or her the patient's~~ guardian advocate if the individual ~~patient~~ has been found to be incompetent to consent to treatment, to the health care surrogate or proxy, or to both the individual ~~patient~~ and the guardian if the individual ~~patient~~ is a minor: the reason for admission or treatment; the proposed treatment and; the purpose of ~~such the treatment to be provided~~; the common risks, benefits, and side effects of the proposed treatment thereof; the specific dosage range of ~~for the~~ medication, if ~~when~~ applicable; alternative treatment modalities; the approximate length of care; the potential effects of stopping treatment; how treatment will be monitored; and that any consent given for treatment may be revoked orally or in writing before or during the treatment period by the individual ~~receiving the treatment patient~~ or by a person who is legally authorized to make health care decisions on the individual's behalf of the patient.

(b) ~~In the case of medical procedures requiring the use of a general anesthetic or electroconvulsive treatment, and prior to performing the~~

~~procedure, express and informed consent shall be obtained from the patient if the patient is legally competent, from the guardian of a minor patient, from the guardian of a patient who has been adjudicated incapacitated, or from the guardian advocate of the patient if the guardian advocate has been given express court authority to consent to medical procedures or electroconvulsive treatment as provided under s. 394.4598.~~

(c) When the department is the legal guardian of a patient, or is the custodian of a patient whose physician is unwilling to perform a medical procedure, including an electroconvulsive treatment, based solely on the patient's consent and whose guardian or guardian advocate is unknown or unlocatable, the court shall hold a hearing to determine the medical necessity of the medical procedure. The patient shall be physically present, unless the patient's medical condition precludes such presence, represented by counsel, and provided the right and opportunity to be confronted with, and to cross-examine, all witnesses alleging the medical necessity of such procedure. In such proceedings, the burden of proof by clear and convincing evidence shall be on the party alleging the medical necessity of the procedure.

(d) The administrator of a receiving or treatment facility may, upon the recommendation of the patient's attending physician, authorize emergency medical treatment, including a surgical procedure, if such treatment is deemed lifesaving, or if the situation threatens serious bodily harm to the patient, and permission of the patient or the patient's guardian or guardian advocate cannot be obtained.

(5)(4) QUALITY OF TREATMENT.—

(a) ~~Each individual patient shall receive services, including, for a patient placed under s. 394.4655 shall receive, those services that are included in the court order which are suited to his or her needs, and which shall be administered skillfully, safely, and humanely with full respect for the individual's patient's dignity and personal integrity. Each individual patient shall receive such medical, vocational, social, educational, substance abuse, and rehabilitative services as his or her condition requires in order to live successfully in the community. In order to achieve this goal, the department shall be directed to coordinate its mental health and substance abuse programs with all other programs of the department and other state agencies.~~

(b) Facilities shall develop and maintain, in a form that is accessible to and readily understandable by individuals held for examination or admitted for mental health or substance abuse treatment patients and consistent with rules adopted by the department, the following:

1. Criteria, procedures, and required staff training for the any use of close or elevated levels of supervision, of restraint, seclusion, or isolation, or of emergency treatment orders, and for the use of bodily control and physical management techniques.

2. Procedures for documenting, monitoring, and requiring clinical review of all uses of the procedures described in subparagraph 1. and for documenting and requiring review of any incidents resulting in injury to individuals receiving services patients.

3. A system for investigating, tracking, managing, and responding to complaints by individuals persons receiving services or persons individuals acting on their behalf.

(c) ~~Facilities shall have written procedures for reporting events that place individuals receiving services at risk of harm. Such events must be reported to the managing entity in the facility's region and the department as soon as reasonably possible after discovery and include, but are not limited to:~~

1. The death, regardless of cause or manner, of an individual examined or treated at a facility that occurs while the individual is at the facility or that occurs within 72 hours after release, if the death is known to the facility administrator.

2. An injury sustained, or allegedly sustained, at a facility, by an individual examined or treated at the facility and caused by an accident, assault, act of abuse, neglect, or suicide attempt, or a self-inflicted injury, if the injury requires medical treatment by a licensed health care practitioner in an acute care medical facility.

3. The unauthorized departure or absence of an individual from a facility in which he or she has been held for involuntary examination or involuntary placement.

4. A disaster or crisis situation such as a tornado, hurricane, kidnapping, riot, or hostage situation that jeopardizes the health, safety, or welfare of individuals examined or treated in a facility.

5. An allegation of sexual battery upon an individual examined or treated in a facility.

(d)(e) A facility may not use seclusion or restraint for punishment, to compensate for inadequate staffing, or for the convenience of staff. Facilities shall ensure that all staff are made aware of these restrictions ~~on the use of seclusion and restraint and shall make and maintain records that which demonstrate that this information has been conveyed to each individual staff member members.~~

(6)(5) COMMUNICATION, ABUSE REPORTING, AND VISITS.—

(a) ~~Each individual person receiving services in a facility providing mental health services under this part has the right to communicate freely and privately with persons outside the facility unless it is determined that such communication is likely to be harmful to the individual person or others. Each facility shall make available as soon as reasonably possible to persons receiving services a telephone that allows for free local calls and access to a long-distance service to the individual as soon as reasonably possible. A facility is not required to pay the costs of the individual's a patient's long-distance calls. The telephone must shall be readily accessible to the patient and shall be placed so that the individual patient may use it to communicate privately and confidentially. The facility may establish reasonable rules for the use of the this telephone which, provided that the rules do not interfere with an individual's a patient's access to a telephone to report abuse pursuant to paragraph (e).~~

(b) ~~Each individual patient admitted to a facility under the provisions of this part shall be allowed to receive, send, and mail sealed, unopened correspondence; and the individual's no patient's incoming or outgoing correspondence may not shall be opened, delayed, held, or censored by the facility unless there is reason to believe that it contains items or substances that which may be harmful to the individual patient or others, in which case the administrator may direct reasonable examination of such mail and may regulate the disposition of such items or substances.~~

(c) ~~Each facility shall allow must permit immediate access to an individual any patient, subject to the patient's right to deny or withdraw consent at any time, by the individual, or by the individual's patient's family members, guardian, guardian advocate, health care surrogate or proxy, representative, Florida statewide or local advocacy council, or attorneys attorney, unless such access would be detrimental to the individual patient. If the a patient's right to communicate or to receive visitors is restricted by the facility, written notice of such restriction and the reasons for the restriction shall be served on the individual and patient, the individual's patient's attorney, and the patient's guardian, guardian advocate, health care surrogate or proxy, or representative; and such restriction, and the reasons for the restriction, must shall be recorded in on the patient's clinical record with the reasons therefor. The restriction must of a patient's right to communicate or to receive visitors shall be reviewed at least every 7 days. The right to communicate or receive visitors may shall not be restricted as a means of punishment. This Nothing in this paragraph may not shall be construed to limit the provisions of paragraph (d).~~

(d) Each facility shall establish reasonable rules, which must be the least restrictive possible, governing visitors, visiting hours, and the use of telephones by individuals patients in the least restrictive possible manner. An individual has Patients shall have the right to contact and to receive communication from his or her attorney their attorneys at any reasonable time.

(e) Each individual patient receiving mental health or substance abuse treatment in any facility shall have ready access to a telephone in order to report an alleged abuse. The facility staff shall orally and in writing inform each individual patient of the procedure for reporting abuse and shall make every reasonable effort to present the information in a language the individual patient understands. A written copy of that

procedure, including the telephone number of the central abuse hotline and reporting forms, ~~must~~ *shall* be posted in plain view.

(f) The department shall adopt rules providing a procedure for reporting abuse. ~~Facility staff shall be required.~~ As a condition of employment, ~~facility staff shall~~ *to* become familiar with the requirements and procedures for ~~the~~ reporting of abuse.

(7)(6) CARE AND CUSTODY OF PERSONAL EFFECTS OF PATIENTS.—~~A facility shall respect the rights of an individual with regard to a patient's right to the possession of his or her clothing and personal effects shall be respected.~~ The facility may take temporary custody of such effects ~~if when~~ required for medical and safety reasons. ~~The A patient's~~ clothing and personal effects shall be inventoried upon their removal into temporary custody. Copies of this inventory shall be given to the ~~individual patient~~ and to ~~his or her the patient's~~ guardian, guardian advocate, ~~health care surrogate or proxy~~, or representative and shall be recorded in the ~~patient's~~ clinical record. This inventory may be amended upon the request of the ~~individual patient~~ or ~~his or her the patient's~~ guardian, guardian advocate, ~~health care surrogate or proxy~~, or representative. The inventory and any amendments ~~to it~~ must be witnessed by two members of the facility staff and by the ~~individual patient~~, if he or she is able. All of the ~~a patient's~~ clothing and personal effects held by the facility shall be returned to the ~~individual patient~~ immediately upon his or her discharge or transfer of the ~~patient~~ from the facility, unless such return would be detrimental to the ~~individual patient~~. If personal effects are not returned ~~to the patient~~, the reason must be documented in the clinical record along with the disposition of the clothing and personal effects, which may be given instead to the ~~individual's~~ patient's guardian, guardian advocate, ~~health care surrogate or proxy~~, or representative. As soon as practicable after an emergency transfer of a ~~patient~~, the ~~individual's patient's~~ clothing and personal effects shall be transferred to the ~~individual's patient's~~ new location, together with a copy of the inventory and any amendments, unless an alternate plan is approved by the ~~individual patient~~, if he or she is able, and by ~~his or her the patient's~~ guardian, guardian advocate, ~~health care surrogate or proxy~~, or representative.

(8)(7) VOTING IN PUBLIC ELECTIONS.—A patient who is eligible to vote according to the laws of the state has the right to vote in the primary and general elections. The department shall establish rules to enable patients to obtain voter registration forms, applications for absentee ballots, and absentee ballots.

(9)(8) HABEAS CORPUS.—

(a) At any time, and without notice, ~~an individual a person~~ held or admitted for mental health or substance abuse examination or placement in a receiving or treatment facility, or a relative, friend, guardian, guardian advocate, ~~health care surrogate or proxy~~, representative, or attorney, or the department, on behalf of such ~~individual person~~, may petition for a writ of habeas corpus to question the cause and legality of such detention and request that the court order a return to the writ in accordance with chapter 79. Each ~~individual patient~~ held in a facility shall receive a written notice of the right to petition for a writ of habeas corpus.

(b) At any time, and without notice, ~~an individual held or admitted for mental health or substance abuse examination or placement a person who is a patient~~ in a receiving or treatment facility, or a relative, friend, guardian, guardian advocate, ~~health care surrogate or proxy~~, representative, or attorney, or the department, on behalf of such ~~individual person~~, may file a petition in the circuit court in the county where the ~~individual patient~~ is being held alleging that he or she ~~the patient~~ is being unjustly denied a right or privilege granted ~~under this part herein~~ or that a procedure authorized ~~under this part herein~~ is being abused. Upon the filing of such a petition, the court ~~may shall have the authority to~~ conduct a judicial inquiry and ~~to issue an any order needed~~ to correct an abuse of the provisions of this part.

(c) The administrator of any ~~receiving or treatment~~ facility receiving a petition under this subsection shall file the petition with the clerk of the court on the next court working day.

(d) ~~A No fee may not shall~~ be charged for the filing of a petition under this subsection.

(10)(9) VIOLATIONS.—The department shall report to the Agency for Health Care Administration any violation of the rights or privileges of patients, or of any procedures provided under this part, by any facility or professional licensed or regulated by the agency. The agency is authorized to impose any sanction authorized for violation of this part, based solely on the investigation and findings of the department.

(11)(10) LIABILITY FOR VIOLATIONS.—Any person who violates or abuses any rights or privileges of patients provided by this part is liable for damages as determined by law. Any person who acts in good faith in compliance with the provisions of this part is immune from civil or criminal liability for his or her actions in connection with the admission, diagnosis, treatment, or discharge of a patient to or from a facility. However, this section does not relieve any person from liability if such person commits negligence.

(12)(11) RIGHT TO PARTICIPATE IN TREATMENT AND DISCHARGE PLANNING.—The patient shall have the opportunity to participate in treatment and discharge planning and shall be notified in writing of his or her right, upon discharge from the facility, to seek treatment from the professional or agency of the patient's choice.

(13) ADVANCE DIRECTIVES.—*All service providers under this part shall provide information concerning advance directives to individuals and assist those who are competent and willing to complete an advance directive. The directive may include instructions regarding mental health or substance abuse care. Service providers under this part shall honor the advance directive of individuals they serve, or shall request the transfer of the individual as required under s. 765.1105.*

(14)(12) POSTING OF NOTICE OF RIGHTS OF PATIENTS.—Each facility shall post a notice listing and describing, in the language and terminology that the persons to whom the notice is addressed can understand, the rights provided in this section. This notice shall include a statement that provisions of the federal Americans with Disabilities Act apply and the name and telephone number of a person to contact for further information. This notice shall be posted in a place readily accessible to patients and in a format easily seen by patients. This notice shall include the telephone numbers of the Florida local advocacy council and Advocacy Center for Persons with Disabilities, Inc.

Section 12. Section 394.4597, Florida Statutes, is amended to read:

394.4597 Persons to be notified; *appointment of a patient's* representative.—

(1) VOLUNTARY ADMISSION PATIENTS.—At the time ~~an individual a patient~~ is voluntarily admitted to a receiving or treatment facility, ~~the individual shall be asked to identify a person to be notified in case of an emergency, and the identity and contact information of that a person to be notified in case of an emergency shall be entered in the individual's patient's clinical record.~~

(2) INVOLUNTARY ADMISSION PATIENTS.—

(a) At the time ~~an individual a patient~~ is admitted to a facility for involuntary examination or placement, or when a petition for involuntary placement is filed, the names, addresses, and telephone numbers of the ~~individual's patient's~~ guardian or guardian advocate, ~~health care surrogate or proxy~~, or representative if he or she ~~the patient~~ has no guardian, and the ~~individual's patient's~~ attorney shall be entered in the ~~patient's clinical~~ record.

(b) If the ~~individual patient~~ has no guardian, ~~guardian advocate, health care surrogate or proxy~~, he or she ~~the patient~~ shall be asked to designate a representative. If the ~~individual patient~~ is unable or unwilling to designate a representative, the facility shall select a representative.

(c) The ~~individual patient~~ shall be consulted with regard to the selection of a representative by the receiving or treatment facility and ~~may shall have authority to~~ request that ~~the any such~~ representative be replaced.

(d) ~~If When~~ the receiving or treatment facility selects a representative, first preference shall be given to a health care surrogate, if one has been previously selected ~~by the patient~~. If the ~~individual patient~~ has not previously selected a health care surrogate, the selection, except for good

cause documented in the individual's ~~patient's~~ clinical record, shall be made from the following list in the order of listing:

1. The individual's ~~patient's~~ spouse.
2. An adult child of the individual ~~patient~~.
3. A parent of the individual ~~patient~~.
4. The adult next of kin of the individual ~~patient~~.
5. An adult friend of the individual ~~patient~~.
6. ~~The appropriate Florida local advocacy council as provided in s. 409.166.~~

(e) The following persons are prohibited from selection as an individual's representative:

1. A professional providing clinical services to the individual under this part;
2. The licensed professional who initiated the involuntary examination of the individual, if the examination was initiated by professional certificate;
3. An employee, administrator, or board member of the facility providing the examination of the individual;
4. An employee, administrator, or board member of a treatment facility providing treatment of the individual;
5. A person providing any substantial professional services to the individual, including clinical and nonclinical services;
6. A creditor of the individual;
7. A person subject to an injunction for protection against domestic violence under s. 741.30, whether the order of injunction is temporary or final, and for which the individual was the petitioner; and
8. A person subject to an injunction for protection against repeat violence, sexual violence, or dating violence under s. 784.046, whether the order of injunction is temporary or final, and for which the individual was the petitioner.

~~(e) A licensed professional providing services to the patient under this part, an employee of a facility providing direct services to the patient under this part, a department employee, a person providing other substantial services to the patient in a professional or business capacity, or a creditor of the patient shall not be appointed as the patient's representative.~~

(f) The representative selected by the individual or designated by the facility has the right to:

1. Receive notice of the individual's admission;
2. Receive notice of proceedings affecting the individual;
3. Have immediate access to the individual unless such access is documented to be detrimental to the individual;
4. Receive notice of any restriction of the individual's right to communicate or receive visitors;
5. Receive a copy of the inventory of personal effects upon the individual's admission and to request an amendment to the inventory at any time;
6. Receive disposition of the individual's clothing and personal effects if not returned to the individual, or to approve an alternate plan;
7. Petition on behalf of the individual for a writ of habeas corpus to question the cause and legality of the individual's detention or to allege that the individual is being unjustly denied a right or privilege granted under this part, or that a procedure authorized under this part is being abused;

8. Apply for a change of venue for the individual's involuntary placement hearing for the convenience of the parties or witnesses or because of the individual's condition;

9. Receive written notice of any restriction of the individual's right to inspect his or her clinical record;

10. Receive notice of the release of the individual from a receiving facility where an involuntary examination was performed;

11. Receive a copy of any petition for the individual's involuntary placement filed with the court; and

12. Be informed by the court of the individual's right to an independent expert evaluation pursuant to involuntary placement procedures.

Section 13. Effective July 1, 2016, section 394.4598, Florida Statutes, is amended to read:

394.4598 Guardian advocate.—

(1) The administrator, family member, or interested party may petition the court for the appointment of a guardian advocate based upon the opinion of a psychiatrist that an individual held for examination or admitted for mental health or substance abuse treatment ~~the patient~~ is incompetent to consent to treatment. If the court finds that the individual ~~a patient~~ is incompetent to consent to treatment and has not been adjudicated incapacitated and a guardian ~~having with the~~ authority to consent to mental health or substance abuse treatment ~~has not been~~ appointed, it shall appoint a guardian advocate. The individual ~~patient~~ has the right to have an attorney represent him or her at the hearing. If the individual ~~person~~ is indigent, the court shall appoint the office of the public defender to represent him or her at the hearing. The individual ~~patient~~ has the right to testify, cross-examine witnesses, and present witnesses. The proceeding ~~shall~~ be recorded ~~either~~ electronically or stenographically, and testimony shall be ~~provided~~ under oath. One of the professionals authorized to give an opinion in support of a petition for involuntary placement, as described in s. 394.4655 or s. 394.467, ~~shall must~~ testify. ~~The A guardian advocate shall must meet the qualifications of a guardian pursuant to contained in part IV of chapter 744, except that a professional referred to in this part, an employee of the facility providing direct services to the patient under this part, a departmental employee, a facility administrator, or member of the Florida local advocacy council shall not be appointed. A person who is appointed as a guardian advocate must agree to the appointment. A person may not be appointed as a guardian advocate unless he or she agrees to the appointment.~~

(2) The following persons are prohibited from being appointed as an individual's guardian advocate:

- (a) A professional providing clinical services to the individual under this part;
- (b) The licensed professional who initiated the involuntary examination of the individual, if the examination was initiated by professional certificate;
- (c) An employee, administrator, or board member of the facility providing the examination of the individual;
- (d) An employee, administrator, or board member of a treatment facility providing treatment of the individual;
- (e) A person providing any substantial professional services to the individual, including clinical and nonclinical services;
- (f) A creditor of the individual;
- (g) A person subject to an injunction for protection against domestic violence under s. 741.30, whether the order of injunction is temporary or final, and for which the individual was the petitioner; and
- (h) A person subject to an injunction for protection against repeat violence, sexual violence, or dating violence under s. 784.046, whether the order of injunction is temporary or final, and for which the individual was the petitioner.

(3)(2) A facility requesting appointment of a guardian advocate must, prior to the appointment, provide the prospective guardian advocate with information about the duties and responsibilities of guardian advocates, including the information about the ethics of medical decision-making. Before asking a guardian advocate to give consent to treatment for an individual held for examination or admitted for mental health or substance abuse treatment a patient, the facility shall provide to the guardian advocate sufficient information to allow so that the guardian advocate to ~~can~~ decide whether to give express and informed consent to the treatment, including information that the treatment is essential to the care of the individual patient, and that the treatment does not present an unreasonable risk of serious, hazardous, or irreversible side effects. Before giving consent to treatment, the guardian advocate must meet and talk with the individual patient and the individual's patient's physician face to face in person, if at all possible, and by telephone, if not. The guardian advocate shall make every effort to make decisions regarding treatment that he or she believes the individual would have made under the circumstances if the individual were capable of making such a decision. The decision of the guardian advocate may be reviewed by the court, upon petition of the individual's patient's attorney, the individual's patient's family, or the facility administrator.

(4)(3) ~~Prior to~~ A guardian advocate must attend at least a 4-hour training course approved by the court before exercising his or her authority, ~~the guardian advocate shall attend a training course approved by the court.~~ This training course, ~~of not less than 4 hours,~~ must include, at minimum, information about an the individual's patient rights, psychotropic medications, diagnosis of mental illness or substance abuse impairment, the ethics of medical decisionmaking, and the duties of guardian advocates. This training course shall take the place of the training required for guardians appointed pursuant to chapter 744.

(5)(4) The information to be supplied to prospective guardian advocates before prior to their appointment and the training course for guardian advocates must be developed and completed through a course developed by the department and approved by the chief judge of the circuit court and taught by a court-approved organization. Court-approved organizations may include, but need are not be limited to, community or junior colleges, guardianship organizations, and the local bar association or The Florida Bar. The court may, in its discretion, waive some or all of the training requirements for guardian advocates or impose additional requirements. The court shall make its decision on a case-by-case basis and, in making its decision, shall consider the experience and education of the guardian advocate, the duties assigned to the guardian advocate, and the needs of the individual subject to involuntary placement patient.

(6)(5) In selecting a guardian advocate, the court shall give preference to a health care surrogate, if one has already been designated by the individual held for examination or admitted for mental health or substance abuse treatment patient. If the individual patient has not previously selected a health care surrogate, except for good cause documented in the court record, the selection shall be made from the following list in the order of listing:

- (a) The individual's patient's spouse.
- (b) An adult child of the individual patient.
- (c) A parent of the individual patient.
- (d) The adult next of kin of the individual patient.
- (e) An adult friend of the individual patient.
- (f) An adult trained and willing to serve as guardian advocate for the individual patient.

(7)(6) If a guardian with the authority to consent to medical treatment has not already been appointed or if the individual held for examination or admitted for mental health or substance abuse treatment patient has not already designated a health care surrogate, the court may authorize the guardian advocate to consent to medical treatment, as well as mental health and substance abuse treatment. Unless otherwise limited by the court, a guardian advocate with authority to consent to medical treatment shall have the same authority to make health care decisions and be subject to the same restrictions as a proxy appointed under part IV of chapter 765. Unless the guardian advocate has sought

and received express court approval in proceeding separate from the proceeding to determine the competence of the patient to consent to medical treatment, the guardian advocate may not consent to:

- (a) Abortion.
- (b) Sterilization.
- (c) Electroconvulsive treatment.
- (d) Psychosurgery.
- (e) Experimental treatments that have not been approved by a federally approved institutional review board in accordance with 45 C.F.R. part 46 or 21 C.F.R. part 56.

In making a medical treatment decision under this subsection, the court shall ~~must~~ base its decision on evidence that the treatment or procedure is essential to the care of the individual patient and that the treatment does not present an unreasonable risk of serious, hazardous, or irreversible side effects. The court shall follow the procedures set forth in subsection (1) of this section.

(8)(7) The guardian advocate shall be discharged when the individual for whom he or she is appointed patient is discharged from an order for involuntary outpatient placement or involuntary inpatient placement or when the individual patient is transferred from involuntary to voluntary status. The court or a hearing officer shall consider the competence of the individual patient pursuant to subsection (1) and may consider an involuntarily placed individual's patient's competence to consent to treatment at any hearing. Upon sufficient evidence, the court may restore, or the magistrate or administrative law judge hearing of fier may recommend that the court restore, the individual's patient's competence. A copy of the order restoring competence or the certificate of discharge containing the restoration of competence shall be provided to the individual patient and the guardian advocate.

Section 14. Section 394.4599, Florida Statutes, is amended to read:

394.4599 Notice.—

(1) VOLUNTARY ADMISSION PATIENTS.—Notice of an individual's a voluntary patient's admission shall ~~only~~ be given only at the request of the individual patient, except that, in an emergency, notice shall be given as determined by the facility.

(2) INVOLUNTARY ADMISSION PATIENTS.—

(a) Whenever notice is required to be given under this part, such notice shall be given to the individual patient and the individual's patient's guardian, guardian advocate, health care surrogate or proxy, attorney, and representative.

1. When notice is required to be given to an individual a patient, it shall be given both orally and in writing, in the language and terminology that the individual patient can understand, and, if needed, the facility shall provide an interpreter for the individual patient.

2. Notice to an individual's a patient's guardian, guardian advocate, health care surrogate or proxy, attorney, and representative shall be given by United States mail and by registered or certified mail with the date, time, and method of notice delivery documented in receipts attached to the patient's clinical record. Hand delivery by a facility employee may be used as an alternative, with the date and time of delivery documented in the clinical record. If notice is given by a state attorney or an attorney for the department, a certificate of service is shall be sufficient to document service.

(b) A receiving facility shall give prompt notice of the whereabouts of an individual a patient who is being involuntarily held for examination to the individual's guardian, guardian advocate, health care surrogate or proxy, attorney or representative, by telephone or in person within 24 hours after the individual's patient's arrival at the facility, ~~unless the patient requests that no notification be made.~~ Contact attempts shall be documented in the individual's patient's clinical record and shall begin as soon as reasonably possible after the individual's patient's arrival. ~~Notice that a patient is being admitted as an involuntary patient shall be given to the Florida local advocacy council no later than the next working day after the patient is admitted.~~

(c)1. A receiving facility shall give notice of the whereabouts of a minor who is being involuntarily held for examination pursuant to s. 394.463 to the minor's parent, guardian, caregiver, or guardian advocate, in person or by telephone or other form of electronic communication, immediately after the minor's arrival at the facility. The facility may not delay notification for more than 24 hours after the minor's arrival if the facility has submitted a report to the central abuse hotline, pursuant to s. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect and if the facility deems a delay in notification to be in the minor's best interest.

2. The receiving facility shall attempt to notify the minor's parent, guardian, caregiver, or guardian advocate until the receiving facility receives confirmation from the parent, guardian, caregiver, or guardian advocate, verbally, by telephone or other form of electronic communication, or by recorded message, that notification has been received. Attempts to notify the parent, guardian, caregiver, or guardian advocate must be repeated at least once each hour during the first 12 hours after the minor's arrival and once every 24 hours thereafter and must continue until such confirmation is received, unless the minor is released at the end of the 72-hour examination period, or until a petition for involuntary placement is filed with the court pursuant to s. 394.463(2)(i). The receiving facility may seek assistance from a law enforcement agency to notify the minor's parent, guardian, caregiver, or guardian advocate if the facility has not received, within the first 24 hours after the minor's arrival, a confirmation by the parent, guardian, caregiver, or guardian advocate that notification has been received. The receiving facility must document notification attempts in the minor's clinical record.

(d)(e) The written notice of the filing of the petition for involuntary placement of an individual being held must contain the following:

1. Notice that the petition has been filed with the circuit court in the county in which the individual patient is hospitalized and the address of such court.

2. Notice that the office of the public defender has been appointed to represent the individual patient in the proceeding, if the individual patient is not otherwise represented by counsel.

3. The date, time, and place of the hearing and the name of each examining expert and every other person expected to testify in support of continued detention.

4. Notice that the individual patient, the individual's patient's guardian, guardian advocate, health care surrogate or proxy, or representative, or the administrator may apply for a change of venue for the convenience of the parties or witnesses or because of the condition of the individual patient.

5. Notice that the individual patient is entitled to an independent expert examination and, if the individual patient cannot afford such an examination, that the court will provide for one.

(e)(d) A treatment facility shall provide notice of an individual's a patient's involuntary admission on the next regular working day after the individual's patient's arrival at the facility.

(f)(e) When an individual a patient is to be transferred from one facility to another, notice shall be given by the facility where the individual patient is located before prior to the transfer.

Section 15. Effective July 1, 2016, subsections (1), (2), (3), and (10) of section 394.4615, Florida Statutes, are amended to read:

394.4615 Clinical records; confidentiality.—

(1) A clinical record shall be maintained for each individual held for examination or admitted for treatment under this part patient. The record shall include data pertaining to admission and such other information as may be required under rules of the department. A clinical record is confidential and exempt from the provisions of s. 119.07(1). Unless waived by express and informed consent of the individual, by the patient or his or her the patient's guardian, or guardian advocate, health care surrogate or proxy, or, if the individual patient is deceased, by his or her guardian, guardian advocate, health care surrogate or proxy, by his or her the patient's personal representative or the family member who stands next in line of intestate succession, the confidential status of the

clinical record shall not be lost by either authorized or unauthorized disclosure to any person, organization, or agency.

(2) The clinical record of an individual held for examination or admitted for treatment under this part shall be released if when:

(a) The individual patient or the individual's patient's guardian, guardian advocate, health care surrogate or proxy, or representative authorizes the release. The guardian, or guardian advocate, health care surrogate or proxy shall be provided access to the appropriate clinical records of the patient. The individual patient or the patient's guardian, or guardian advocate, health care surrogate or proxy may authorize the release of information and clinical records to appropriate persons to ensure the continuity of the individual's patient's health care or mental health or substance abuse care.

(b) The individual patient is represented by counsel and the records are needed by the individual's patient's counsel for adequate representation.

(c) A petition for involuntary inpatient placement is filed and the records are needed by the state attorney to evaluate the allegations set forth in the petition or to prosecute the petition. However, the state attorney may not use clinical records obtained under this part for the purpose of criminal investigation or prosecution, or for any other purpose not authorized by this part.

(d)(e) The court orders such release. In determining whether there is good cause for disclosure, the court shall weigh the need for the information to be disclosed against the possible harm of disclosure to the individual person to whom such information pertains.

(e)(d) The individual patient is committed to, or is to be returned to, the Department of Corrections from the Department of Children and Families, and the Department of Corrections requests such records. These records shall be furnished without charge to the Department of Corrections.

(3) Information from the clinical record may be released in the following circumstances:

(a) When a patient has declared an intention to harm other persons. When such declaration has been made, the administrator may authorize the release of sufficient information to provide adequate warning to law enforcement agencies and to the person threatened with harm by the patient.

(b) When the administrator of the facility or secretary of the department deems release to a qualified researcher as defined in administrative rule, an aftercare treatment provider, or an employee or agent of the department is necessary for treatment of the patient, maintenance of adequate records, compilation of treatment data, aftercare planning, or evaluation of programs.

For the purpose of determining whether a person meets the criteria for involuntary outpatient placement or for preparing the proposed treatment plan pursuant to s. 394.4655, the clinical record may be released to the state attorney, the public defender or the patient's private legal counsel, the court, and to the appropriate mental health professionals, including the service provider identified in s. 394.4655(7)(b) s. 394.4655(6)(b)2., in accordance with state and federal law.

(10) An individual held for examination or admitted for treatment Patients shall have reasonable access to his or her their clinical records, unless such access is determined by the individual's patient's physician to be harmful to the individual patient. If the individual's patient's right to inspect his or her clinical record is restricted by the facility, written notice of such restriction shall be given to the individual patient and the individual's patient's guardian, guardian advocate, health care surrogate or proxy, or attorney, and representative. In addition, the restriction shall be recorded in the clinical record, together with the reasons for it. The restriction of an individual's a patient's right to inspect his or her clinical record shall expire after 7 days but may be renewed, after review, for subsequent 7-day periods.

Section 16. Effective July 1, 2016, subsection (1) of section 394.462, Florida Statutes, is amended to read:

394.462 Transportation.—

(1) TRANSPORTATION TO A RECEIVING OR DETOXIFICATION FACILITY.—

(a) Each county shall designate a single law enforcement agency within the county, or portions thereof, to take ~~an individual a person~~ into custody upon the entry of an ex parte order or the execution of a certificate for involuntary examination by an authorized professional and to transport that ~~individual person~~ to the nearest receiving facility for examination. The designated law enforcement agency may decline to transport the ~~individual person~~ to a receiving or detoxification facility only if:

1. The ~~county or jurisdiction~~ designated by the county has contracted ~~on an annual basis~~ with an emergency medical transport service or private transport company for transportation of ~~individuals persons~~ to receiving facilities ~~pursuant to this section at the sole cost of the county;~~ and

2. The law enforcement agency and the emergency medical transport service or private transport company agree that the continued presence of law enforcement personnel is not necessary for the safety of the ~~individuals being transported person~~ or others.

3. The jurisdiction designated by the county may seek reimbursement for transportation expenses. The party responsible for payment for such transportation is the person receiving the transportation. The county shall seek reimbursement from the following sources in the following order:

a. From an insurance company, health care corporation, or other source, if the ~~individual being transported person receiving the transportation~~ is covered by an insurance policy or subscribes to a health care corporation or other source for payment of such expenses.

b. From the ~~individual being transported person receiving the transportation~~.

c. From a financial settlement for medical care, treatment, hospitalization, or transportation payable or accruing to the injured party.

(b) Any company that transports a patient pursuant to this subsection is considered an independent contractor and is solely liable for the safe and dignified transportation of the patient. Such company must be insured and provide no less than \$100,000 in liability insurance with respect to the transportation of patients.

(c) Any company that contracts with a governing board of a county to transport patients shall comply with the applicable rules of the department to ensure the safety and dignity of the patients.

(d) When a law enforcement officer takes custody of a person pursuant to this part, the officer may request assistance from emergency medical personnel if such assistance is needed for the safety of the officer or the person in custody.

(e) When a member of a mental health overlay program or a mobile crisis response service is a professional authorized to initiate an involuntary examination pursuant to s. 394.463 and that professional evaluates a person and determines that transportation to a receiving facility is needed, the service, at its discretion, may transport the person to the facility or may call on the law enforcement agency or other transportation arrangement best suited to the needs of the patient.

(f) When ~~a any~~ law enforcement officer has custody of a person, based on ~~either noncriminal or minor criminal~~ behavior, ~~a misdemeanor, or a felony other than a forcible felony as defined in s. 776.08, who that~~ meets the statutory guidelines for involuntary examination under this part, the law enforcement officer shall transport the ~~individual person~~ to the nearest receiving facility for examination.

(g) When any law enforcement officer has arrested a person for a ~~forcible felony as defined in s. 776.08~~ and it appears that the person meets the ~~criteria statutory guidelines~~ for involuntary examination ~~or placement~~ under this part, such person shall first be processed in the same manner as any other criminal suspect. The law enforcement agency shall thereafter immediately notify the nearest public receiving facility, which shall be responsible for promptly arranging for the examination and treatment of the person. A receiving facility ~~may is not required to~~ admit a person charged with a ~~forcible felony as defined in s.~~

776.08 ~~crime~~ for whom the facility determines and documents that it is unable to provide adequate security, but shall provide ~~mental health~~ examination and treatment to the person ~~at the location~~ where he or she is held.

(h) If the appropriate law enforcement officer believes that a person has an emergency medical condition as defined in s. 395.002, the person may be first transported to a hospital for emergency medical treatment, regardless of whether the hospital is a designated receiving facility.

(i) The costs of transportation, evaluation, hospitalization, and treatment incurred under this subsection by persons who have been arrested for violations of any state law or county or municipal ordinance may be recovered as provided in s. 901.35.

(j) The nearest receiving facility must accept persons brought by law enforcement officers for involuntary examination.

(k) Each law enforcement agency shall develop a memorandum of understanding with each receiving facility within the law enforcement agency's jurisdiction which reflects a single set of protocols for the safe and secure transportation of the person and transfer of custody of the person. These protocols must also address crisis intervention measures.

(l) When a jurisdiction has entered into a contract with an emergency medical transport service or a private transport company for transportation of persons to receiving facilities, such service or company shall be given preference for transportation of persons from nursing homes, assisted living facilities, adult day care centers, or adult family-care homes, unless the behavior of the person being transported is such that transportation by a law enforcement officer is necessary.

(m) Nothing in this section shall be construed to limit emergency examination and treatment of incapacitated persons provided in accordance with the provisions of s. 401.445.

Section 17. Effective July 1, 2016, subsections (1), (2), (4), and (5) of section 394.4625, Florida Statutes, are amended to read:

394.4625 Voluntary admissions.—

(1) ~~EXAMINATION AND TREATMENT AUTHORITY TO RECEIVE PATIENTS.~~—

(a) ~~In order to be voluntarily admitted to a facility A facility may receive for observation, diagnosis, or treatment: any person 18 years of age or older making application by express and informed consent for admission or any person age 17 or under for whom such application is made by his or her guardian. If found to~~

1. ~~An individual must show evidence of mental illness or substance abuse impairment, to be competent to provide express and informed consent, and to be suitable for treatment, such person 18 years of age or older may be admitted to the facility. A person age 17 or under may be admitted only after a hearing to verify the voluntariness of the consent.~~

2. ~~An individual must be suitable for treatment by the facility.~~

3. ~~An adult must provide, and be competent to provide, express and informed consent.~~

4. ~~A minor's guardian must provide express and informed consent, in conjunction with the consent of the minor. However, a minor may be admitted to an addictions receiving facility or detoxification facility by his or her own consent without his or her guardian's consent, if a physician documents in the clinical record that the minor has a substance abuse impairment. If the minor is admitted by his or her own consent and without the consent of his or her guardian, the facility must request the minor's permission to notify an adult family member or friend of the minor's voluntary admission into the facility.~~

a. ~~The consent of the minor is an affirmative agreement by the minor to remain at the facility for examination and treatment, and failure to object does not constitute consent.~~

b. ~~The minor's consent must be verified through a clinical assessment that is documented in the clinical record and conducted within 12 hours after arrival at the facility by a licensed professional authorized to initiate an involuntary examination pursuant to s. 394.463.~~

c. In verifying the minor's consent, and using language that is appropriate to the minor's age, experience, maturity, and condition, the examining professional must provide the minor with an explanation as to why the minor will be examined and treated, what the minor can expect while in the facility, and when the minor may expect to be released. The examining professional must determine and document that the minor is able to understand the information.

d. Unless the minor's consent is verified pursuant to this section, a petition for involuntary inpatient placement shall be filed with the court within 1 court working day after his or her arrival or the minor must be released to his or her guardian.

(b) A mental health overlay program or a mobile crisis response service or a licensed professional who is authorized to initiate an involuntary examination pursuant to s. 394.463 and is employed by a community mental health center or clinic must, pursuant to district procedure approved by the respective district administrator, conduct an initial assessment of the ability of the following persons to give express and informed consent to treatment before such persons may be admitted voluntarily:

1. A person 60 years of age or older for whom transfer is being sought from a nursing home, assisted living facility, adult day care center, or adult family-care home, when such person has been diagnosed as suffering from dementia.

2. A person 60 years of age or older for whom transfer is being sought from a nursing home pursuant to s. 400.0255(12).

3. A person for whom all decisions concerning medical treatment are currently being lawfully made by the health care surrogate or proxy designated under chapter 765.

(c) When an initial assessment of the ability of a person to give express and informed consent to treatment is required under this section, and a mobile crisis response service does not respond to the request for an assessment within 2 hours after the request is made or informs the requesting facility that it will not be able to respond within 2 hours after the request is made, the requesting facility may arrange for assessment by any licensed professional authorized to initiate an involuntary examination pursuant to s. 394.463 who is not employed by or under contract with, and does not have a financial interest in, either the facility initiating the transfer or the receiving facility to which the transfer may be made.

(d) A facility may not admit as a voluntary patient a person who has been adjudicated incapacitated, unless the condition of incapacity has been judicially removed. If a facility admits as a voluntary patient a person who is later determined to have been adjudicated incapacitated, and the condition of incapacity had not been removed by the time of the admission, the facility must either discharge the patient or transfer the patient to involuntary status.

(e) The health care surrogate or proxy of an individual on a voluntary status ~~patient~~ may not consent to the provision of mental health treatment or substance abuse treatment for that individual ~~the patient~~. An individual on voluntary status ~~A voluntary patient~~ who is unwilling or unable to provide express and informed consent to mental health treatment must either be discharged or transferred to involuntary status.

(f) Within 24 hours after admission of a voluntary patient, the admitting physician shall document in the patient's clinical record that the patient is able to give express and informed consent for admission. If the patient is not able to give express and informed consent for admission, the facility shall either discharge the patient or transfer the patient to involuntary status pursuant to subsection (5).

(2) RELEASE OR DISCHARGE OF VOLUNTARY PATIENTS.—

(a) A facility shall discharge a voluntary patient:

1. Who has sufficiently improved so that retention in the facility is no longer desirable. A patient may also be discharged to the care of a community facility.

2. Who revokes consent to admission or requests discharge. A voluntary patient or a relative, friend, or attorney of the patient may re-

quest discharge either orally or in writing at any time following admission to the facility. The patient must be discharged within 24 hours of the request, unless the request is rescinded or the patient is transferred to involuntary status pursuant to this section. The 24-hour time period may be extended by a treatment facility when necessary for adequate discharge planning, but shall not exceed 3 days exclusive of weekends and holidays. If the patient, or another on the patient's behalf, makes an oral request for discharge to a staff member, such request shall be immediately entered in the patient's clinical record. If the request for discharge is made by a person other than the patient, the discharge may be conditioned upon the express and informed consent of the patient.

(b) A voluntary patient who has been admitted to a facility and who refuses to consent to or revokes consent to treatment shall be discharged within 24 hours after such refusal or revocation, unless transferred to involuntary status pursuant to this section or unless the refusal or revocation is freely and voluntarily rescinded by the patient.

(c) An individual on voluntary status who is currently charged with a crime shall be returned to the custody of a law enforcement officer upon release or discharge from a facility, unless the individual has been released from law enforcement custody by posting of a bond, by a pretrial conditional release, or by other judicial release.

(4) TRANSFER TO VOLUNTARY STATUS.—An individual on involuntary status ~~patient~~ who has been assessed and certified by a physician or psychologist as competent to provide express and informed consent and who applies to be transferred to voluntary status shall be transferred to voluntary status immediately; unless the individual ~~patient~~ has been charged with a crime, or has been involuntarily placed for treatment by a court pursuant to s. 394.467 and continues to meet the criteria for involuntary placement. When transfer to voluntary status occurs, notice shall be given as provided in s. 394.4599.

(5) TRANSFER TO INVOLUNTARY STATUS.—If an individual on ~~When a~~ voluntary status ~~patient~~, or an authorized person on the individual's ~~patient's~~ behalf, makes a request for discharge, the request for discharge, unless freely and voluntarily rescinded, must be communicated to a physician, ~~clinical~~ psychologist, or psychiatrist as quickly as possible ~~within, but not later than~~ 12 hours after the request is made. If the individual ~~patient~~ meets the criteria for involuntary placement, ~~the individual must be transferred to a designated receiving facility and the administrator of the receiving facility where the individual is held must file with the court a petition for involuntary placement; within 2 court working days after the request for discharge is made. If the petition is not filed within 2 court working days, the individual must patient shall be discharged. Pending the filing of the petition, the individual patient~~ may be held and emergency mental health treatment rendered in the least restrictive manner, upon the written order of a physician, if it is determined that such treatment is necessary for the safety of the individual ~~patient~~ or others.

Section 18. Effective July 1, 2016, section 394.463, Florida Statutes, is amended to read:

394.463 Involuntary examination.—

(1) CRITERIA.—A person may be ~~subject to an taken to a receiving facility for~~ involuntary examination if there is reason to believe that ~~he or she~~ the person has a mental illness or substance abuse impairment and because of this ~~his or her~~ mental illness or substance abuse impairment:

(a)1. The person has refused voluntary examination after conscientious explanation and disclosure of the purpose of the examination; or

2. The person is unable to determine for himself or herself whether examination is necessary; and

(b)1. Without care or treatment, the person is likely to suffer from neglect or refuse to care for himself or herself; such neglect or refusal poses a real and present threat of substantial harm to his or her well-being; and it is not apparent that such harm may be avoided through the help of willing family members or friends or the provision of other services; or

2. There is a substantial likelihood that without care or treatment the person will cause serious bodily harm to himself or herself or others in the near future, as evidenced by recent behavior.

(2) INVOLUNTARY EXAMINATION.—

(a) An involuntary examination may be initiated by any one of the following means:

1. A court may enter an ex parte order stating that *an individual a person* appears to meet the criteria for involuntary examination, giving the findings on which that conclusion is based. The ex parte order for involuntary examination must be based on sworn testimony, written or oral, *which includes specific facts that support the finding that the criteria have been met. Any behavior relied on for the issuance of an ex parte order must have occurred within the preceding 7 calendar days. The order must specify whether the individual must be taken to a mental health facility, detoxification facility, or additions receiving facility. If other less restrictive means are not available, such as voluntary appearance for outpatient evaluation,* A law enforcement officer, or other designated agent of the court, shall take the *individual person* into custody and deliver him or her to the nearest *receiving facility of the type specified in the order for involuntary examination. However, if the county in which the individual is taken into custody has a transportation exception plan specifying a central receiving facility, the law enforcement officer shall transport the individual to the central receiving facility pursuant to the plan. The order of the court order must shall be made a part of the patient's clinical record. A No fee may not shall be charged for the filing of an order under this subsection. Any receiving facility accepting the individual patient based on the court's this order must send a copy of the order to the Agency for Health Care Administration on the next working day. The order is shall be valid only until executed or, if not executed, for the period specified in the order itself. If no time limit is specified in the order, the order is shall be valid for 7 days after the date it that the order was signed.*

2. A law enforcement officer shall take a person who appears to meet the criteria for involuntary examination into custody and deliver ~~the person or have him or her delivered~~ to the nearest mental health receiving facility, additions receiving facility, or detoxification facility, *whichever the officer determines is most appropriate for examination. However, if the county in which the individual taken into custody has a transportation exception plan specifying a central receiving facility, the law enforcement officer shall transport the individual to the central receiving facility pursuant to the plan. The officer shall complete execute a written report detailing the circumstances under which the individual person was taken into custody, and The report shall be made a part of the patient's clinical record. Any receiving facility or detoxification facility accepting the individual patient based on the this report must send a copy of the report to the Agency for Health Care Administration on the next working day.*

3. A physician, clinical psychologist, psychiatric nurse, mental health counselor, marriage and family therapist, or clinical social worker may execute a certificate stating that he or she has examined the *individual a person* within the preceding 48 hours and finds that the *individual person* appears to meet the criteria for involuntary examination and stating the observations upon which that conclusion is based. *The certificate must specify whether the individual is to be taken to a mental health receiving facility, an additions receiving facility, or a detoxification facility, and must include specific facts supporting the conclusion that the individual would benefit from services provided by the type of facility specified. If other less restrictive means are not available, such as voluntary appearance for outpatient evaluation,* A law enforcement officer shall take the *individual person* named in the certificate into custody and deliver him or her to the nearest *receiving facility of the type specified in the certificate for involuntary examination. However, if the county in which the individual is taken into custody has a transportation exception plan specifying a central receiving facility, the law enforcement officer shall transport the individual to the central receiving facility pursuant to the plan. A law enforcement officer may only take an individual into custody on the basis of a certificate within 7 calendar days after execution of the certificate. The law enforcement officer shall complete execute a written report detailing the circumstances under which the individual person was taken into custody. The report and certificate shall be made a part of the patient's clinical record. Any receiving facility accepting the individual patient based on the this certificate must send a*

copy of the certificate to the Agency for Health Care Administration on the next working day.

(b) *An individual may A person shall* not be removed from a ~~any~~ program or residential placement licensed under chapter 400 or chapter 429 and transported to a receiving facility for involuntary examination unless an ex parte order, a professional certificate, or a law enforcement officer's report is first prepared. If the condition of the *individual person* is such that preparation of a law enforcement officer's report is not practicable before removal, the report ~~must shall~~ be completed as soon as possible after removal, but ~~in any case~~ before the *individual person* is transported to a receiving facility. A receiving facility admitting an *individual a person* for involuntary examination who is not accompanied by the required ex parte order, professional certificate, or law enforcement officer's report ~~must shall~~ notify the Agency for Health Care Administration of such admission by certified mail ~~by no later than~~ the next working day. ~~The provisions of this paragraph do not apply when transportation is provided by the patient's family or guardian.~~

(c) A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may serve and execute such order on any day of the week, at any time of the day or night.

(d) A law enforcement officer acting in accordance with an ex parte order issued pursuant to this subsection may use such reasonable physical force as is necessary to gain entry to the premises, and any dwellings, buildings, or other structures located on the premises, and to take custody of the person who is the subject of the ex parte order.

(e) *Petitions and The Agency for Health Care Administration shall receive and maintain the copies of ex parte orders, involuntary outpatient placement orders, involuntary outpatient placement petitions and orders issued pursuant to s. 394.4655, involuntary inpatient placement petitions and orders issued pursuant to s. 394.467, professional certificates, and law enforcement officers' reports are. These documents shall be considered part of the clinical record; governed by the provisions of s. 394.4615. The agency shall prepare annual reports analyzing the data obtained from these documents, without information identifying individuals held for examination or admitted for mental health and substance abuse treatment patients, and shall provide copies of reports to the department, the President of the Senate, the Speaker of the House of Representatives, and the minority leaders of the Senate and the House of Representatives.*

(f) *An individual held for examination A patient shall be examined by a physician, a or clinical psychologist, or a psychiatric nurse performing within the framework of an established protocol with a psychiatrist at a receiving facility without unnecessary delay and may, upon the order of a physician, be given emergency mental health or substance abuse treatment if it is determined that such treatment is necessary for the safety of the individual patient or others. The patient may not be released by the receiving facility or its contractor without the documented approval of a psychiatrist, a clinical psychologist, or, if the receiving facility is a hospital, the release may also be approved by an attending emergency department physician with experience in the diagnosis and treatment of mental and nervous disorders and after completion of an involuntary examination pursuant to this subsection. However, a patient may not be held in a receiving facility for involuntary examination longer than 72 hours.*

(g) *An individual may not be held for involuntary examination for more than 72 hours from the time of the individual's arrival at the facility, except that this period may be extended by 48 hours if a physician documents in the clinical record that the individual has ongoing symptoms of substance intoxication or substance withdrawal and the individual would likely experience significant clinical benefit from detoxification services. This determination must be made based on a face-to-face examination conducted by the physician no less than 48 hours and not more than 72 hours after the individual's arrival at the facility. Based on the individual's needs, one of the following actions must be taken within the involuntary examination period:*

1. *The individual shall be released with the approval of a psychiatrist or clinical psychologist. However, if the examination is conducted in a receiving facility that is owned or operated by a hospital or health system, an emergency department physician or a psychiatric nurse performing within the framework of an established protocol with a psychiatrist may approve the release. A psychiatric nurse may not approve the release of a*

patient when the involuntary examination has been initiated by a psychiatrist, unless the release is approved by the initiating psychiatrist.

2. The individual shall be asked to provide express and informed consent for voluntary admission if a physician or psychologist has determined that the individual is competent to consent to treatment; or

3. A petition for involuntary placement shall be completed and filed in the circuit court by the receiving facility administrator if involuntary outpatient or inpatient placement is deemed necessary. If the 72-hour period ends on a weekend or legal holiday, the petition must be filed by the next working day. If inpatient placement is deemed necessary, the least restrictive treatment consistent with the optimum improvement of the individual's condition must be made available.

(h) An individual released from a receiving or treatment facility on a voluntary or involuntary basis who is currently charged with a crime shall be returned to the custody of law enforcement, unless the individual has been released from law enforcement custody by posting of a bond, by a pretrial conditional release, or by other judicial release.

(i) If an individual ~~A person~~ for whom an involuntary examination has been initiated ~~who is being evaluated or treated at a hospital for an emergency medical condition specified in s. 395.002 the involuntary examination period must be examined by a receiving facility within 72 hours. The 72-hour period begins when the individual patient arrives at the hospital and ceases when a the attending physician documents that the individual patient has an emergency medical condition. The 72-hour period resumes when the physician documents that the emergency medical condition has stabilized or does not exist. If the patient is examined at a hospital providing emergency medical services by a professional qualified to perform an involuntary examination and is found as a result of that examination not to meet the criteria for involuntary outpatient placement pursuant to s. 394.4655(1) or involuntary inpatient placement pursuant to s. 394.467(1), the patient may be offered voluntary placement, if appropriate, or released directly from the hospital providing emergency medical services. The finding by the professional that the patient has been examined and does not meet the criteria for involuntary inpatient placement or involuntary outpatient placement must be entered into the patient's clinical record. Nothing in this paragraph is intended to prevent A hospital providing emergency medical services may transfer an individual from appropriately transferring a patient to another hospital before prior to stabilization if, provided the requirements of s. 395.1041(3)(c) are have been met. One of the following actions must occur within 12 hours after a physician documents that the individual's emergency medical condition has stabilized or does not exist:~~

(h) ~~One of the following must occur within 12 hours after the patient's attending physician documents that the patient's medical condition has stabilized or that an emergency medical condition does not exist:~~

1. The individual shall be examined by a physician, psychiatric nurse, or psychologist and, if found not to meet the criteria for involuntary examination under to this section, shall be released directly from the hospital providing the emergency medical services. The results of the examination, including the final disposition, shall be entered into the clinical record; or

2. The individual shall be transferred to a receiving facility for examination if appropriate medical and mental health treatment is available. However, the receiving facility must be notified of the transfer within 2 hours after the individual's condition has been stabilized or after determination that an emergency medical condition does not exist. ~~The patient must be examined by a designated receiving facility and released; or~~

2. The patient must be transferred to a designated receiving facility in which appropriate medical treatment is available. However, the receiving facility must be notified of the transfer within 2 hours after the patient's condition has been stabilized or after determination that an emergency medical condition does not exist.

(i) ~~Within the 72-hour examination period or, if the 72 hours ends on a weekend or holiday, no later than the next working day thereafter, one of the following actions must be taken, based on the individual needs of the patient:~~

1. ~~The patient shall be released, unless he or she is charged with a crime, in which case the patient shall be returned to the custody of a law enforcement officer;~~

2. ~~The patient shall be released, subject to the provisions of subparagraph 1., for voluntary outpatient treatment;~~

3. ~~The patient, unless he or she is charged with a crime, shall be asked to give express and informed consent to placement as a voluntary patient, and, if such consent is given, the patient shall be admitted as a voluntary patient; or~~

4. ~~A petition for involuntary placement shall be filed in the circuit court when outpatient or inpatient treatment is deemed necessary. When inpatient treatment is deemed necessary, the least restrictive treatment consistent with the optimum improvement of the patient's condition shall be made available. When a petition is to be filed for involuntary outpatient placement, it shall be filed by one of the petitioners specified in s. 394.4655(3)(a). A petition for involuntary inpatient placement shall be filed by the facility administrator.~~

(3) NOTICE OF RELEASE.—Notice of the release shall be given to the individual's ~~patient's~~ guardian, health care surrogate or proxy, or representative, to any person who executed a certificate admitting the individual ~~patient~~ to the receiving facility, and to any court that ~~which~~ ordered the individual's examination ~~patient's evaluation~~.

Section 19. Effective July 1, 2016, section 394.4655, Florida Statutes, is amended to read:

394.4655 Involuntary outpatient placement.—

(1) CRITERIA FOR INVOLUNTARY OUTPATIENT PLACEMENT.—An individual ~~A person~~ may be ordered to involuntary outpatient placement upon a finding of the court ~~that~~ by clear and convincing evidence that:

(a) The individual is an adult ~~person is 18 years of age or older;~~

(b) The individual ~~person~~ has a mental illness or substance abuse impairment;

(c) The individual ~~person~~ is unlikely to survive safely in the community without supervision, based on a clinical determination;

(d) The individual ~~person~~ has a history of lack of compliance with treatment for mental illness or substance abuse impairment;

(e) The individual ~~person~~ has:

1. ~~Within At least twice within~~ the immediately preceding 36 months, been involuntarily admitted to a receiving or treatment facility ~~as defined in s. 394.455~~, or has received mental health or substance abuse services in a forensic or correctional facility. The 36-month period does not include any period during which the individual ~~person~~ was admitted or incarcerated; or

2. Engaged in one or more acts of serious violent behavior toward self or others, or attempts at serious bodily harm to himself or herself or others, within the preceding 36 months;

(f) ~~Due to The person is, as a result of~~ his or her mental illness or substance abuse impairment, the individual is; unlikely to voluntarily participate in the recommended treatment plan and ~~either he or she~~ has refused voluntary placement for treatment after sufficient and conscientious explanation and disclosure of the purpose of placement for treatment or ~~he or she~~ is unable to determine for himself or herself whether placement is necessary;

(g) In view of the individual's ~~person's~~ treatment history and current behavior, the individual ~~person~~ is in need of involuntary outpatient placement in order to prevent a relapse or deterioration that would be likely to result in serious bodily harm to ~~self himself or herself~~ or others, or a substantial harm to his or her well-being as set forth in s. 394.463(1);

(h) It is likely that the individual ~~person~~ will benefit from involuntary outpatient placement; and

(i) All available, less restrictive alternatives that ~~would~~ offer an opportunity for improvement of his or her condition have been judged to be inappropriate or unavailable.

(2) INVOLUNTARY OUTPATIENT PLACEMENT.—

~~(a)1. An individual A patient~~ who is being recommended for involuntary outpatient placement by the administrator of the receiving facility where ~~he or she the patient~~ has been examined may be retained by the facility after adherence to the notice procedures provided in s. 394.4599.

1. The recommendation must be supported by the opinion of a psychiatrist and the second opinion of a ~~clinical~~ psychologist or another psychiatrist, both of whom have personally examined the ~~individual patient~~ within the preceding 72 hours, that the criteria for involuntary outpatient placement are met. However, in a county having a population of fewer than 50,000, if the administrator certifies that a psychiatrist or clinical psychologist is not available to provide the second opinion, the second opinion may be provided by a ~~licensed~~ physician who has postgraduate training and experience in diagnosis and treatment of mental and nervous disorders or by a psychiatric nurse. Any second opinion authorized in this subparagraph may be conducted through a face-to-face examination, in person or by electronic means. Such recommendation must be entered on an involuntary outpatient placement certificate that authorizes the receiving facility to retain the ~~individual patient~~ pending completion of a hearing. The certificate shall be made a part of the patient's clinical record.

2. If the ~~individual patient~~ has been stabilized and no longer meets the criteria for involuntary examination pursuant to s. 394.463(1), ~~he or she the patient~~ must be released from the receiving facility while awaiting the hearing for involuntary outpatient placement.

3. Before filing a petition for involuntary outpatient treatment, the administrator of ~~the a~~ receiving facility or a designated department representative must identify the service provider that will have primary responsibility for service provision under an order for involuntary outpatient placement, unless the ~~individual person~~ is otherwise participating in outpatient psychiatric treatment and is not in need of public financing for that treatment, in which case the individual, if eligible, may be ordered to involuntary treatment pursuant to the existing psychiatric treatment relationship.

~~4.3. The service provider shall prepare a written proposed treatment plan in consultation with the individual being held patient or his or her the patient's guardian advocate, if appointed, for the court's consideration for inclusion in the involuntary outpatient placement order. The service provider shall also provide a copy of the proposed treatment plan to the individual patient and the administrator of the receiving facility. The treatment plan must specify the nature and extent of the individual's patient's mental illness or substance abuse impairment, address the reduction of symptoms that necessitate involuntary outpatient placement, and include measurable goals and objectives for the services and treatment that are provided to treat the individual's person's mental illness or substance abuse impairment and assist the individual person in living and functioning in the community or to prevent a relapse or deterioration. Service providers may select and supervise other providers individuals to implement specific aspects of the treatment plan. The services in the treatment plan must be deemed clinically appropriate by a physician, clinical psychologist, psychiatric nurse, mental health counselor, marriage and family therapist, or clinical social worker who consults with, or is employed or contracted by, the service provider. The service provider must certify to the court in the proposed treatment plan whether sufficient services for improvement and stabilization are currently available and whether the service provider agrees to provide those services. If the service provider certifies that the services in the proposed treatment plan are not available, the petitioner may not file the petition.~~

(b) If an ~~individual a patient~~ in involuntary inpatient placement meets the criteria for involuntary outpatient placement, the administrator of the treatment facility may, before the expiration of the period during which the treatment facility is authorized to retain the ~~individual patient~~, recommend involuntary outpatient placement.

1. The recommendation must be supported by the opinion of a psychiatrist and the second opinion of a ~~clinical~~ psychologist or another psychiatrist, both of whom have personally examined the ~~individual~~

~~patient~~ within the preceding 72 hours, that the criteria for involuntary outpatient placement are met. However, in a county having a population of fewer than 50,000, if the administrator certifies that a psychiatrist or ~~clinical~~ psychologist is not available to provide the second opinion, the second opinion may be provided by a licensed physician who has postgraduate training and experience in diagnosis and treatment of mental and nervous disorders or by a psychiatric nurse. Any second opinion authorized in this subparagraph may be conducted through a face-to-face examination, in person or by electronic means. Such recommendation must be entered on an involuntary outpatient placement certificate, and the certificate must be made a part of the ~~individual's patient's~~ clinical record.

~~2.(c)1. The administrator of the treatment facility shall provide a copy of the involuntary outpatient placement certificate and a copy of the state mental health discharge form to a department representative in the county where the individual patient will be residing. For persons who are leaving a state mental health treatment facility, the petition for involuntary outpatient placement must be filed in the county where the patient will be residing.~~

~~3.2. The service provider that will have primary responsibility for service provision shall be identified by the designated department representative prior to the order for involuntary outpatient placement and must, before prior to filing a petition for involuntary outpatient placement, certify to the court whether the services recommended in the individual's patient's discharge plan are available in the local community and whether the service provider agrees to provide those services. The service provider must develop with the individual patient, or the patient's guardian advocate, if one is appointed, a treatment or service plan that addresses the needs identified in the discharge plan. The plan must be deemed to be clinically appropriate by a physician, clinical psychologist, psychiatric nurse, mental health counselor, marriage and family therapist, or clinical social worker, as defined in this chapter, who consults with, or is employed or contracted by, the service provider.~~

~~3. If the service provider certifies that the services in the proposed treatment or service plan are not available, the petitioner may not file the petition.~~

(3) PETITION FOR INVOLUNTARY OUTPATIENT PLACEMENT.—

(a) A petition for involuntary outpatient placement may be filed by:

1. The administrator of a *mental health receiving facility, an addiction receiving facility, or a detoxification facility*; or
2. The administrator of a treatment facility.

(b) Each required criterion for involuntary outpatient placement must be alleged and substantiated in the petition for involuntary outpatient placement. A copy of the certificate recommending involuntary outpatient placement completed by a qualified professional specified in subsection (2) must be attached to the petition. A copy of the proposed treatment plan must be attached to the petition. Before the petition is filed, the service provider shall certify that the services in the proposed treatment plan are available. If the necessary services are not available in the ~~patient's~~ local community ~~where the individual will reside to respond to the person's individual needs~~, the petition may not be filed.

(c) A ~~The~~ petition for involuntary outpatient placement must be filed in the county where the ~~individual who is the subject of the petition patient~~ is located, unless the ~~individual patient~~ is being placed from a state treatment facility, in which case the petition must be filed in the county where the ~~individual patient~~ will reside. When the petition ~~is has~~ been filed, the clerk of the court shall provide copies of the petition and the proposed treatment plan to the department, the ~~individual patient~~, the ~~individual's patient's~~ guardian, ~~guardian advocate, health care surrogate or proxy, or representative, the state attorney, and the public defender or the individual's patient's private counsel~~. A fee may not be charged for filing a petition under this subsection.

(4) APPOINTMENT OF COUNSEL.—Within 1 court working day after ~~the~~ filing of a petition for involuntary outpatient placement, the court shall appoint the public defender to represent the ~~individual person~~ who is the subject of the petition, unless the ~~individual person~~ is otherwise represented by counsel. The clerk of the court shall im-

mediately notify the public defender of the appointment. The public defender shall represent the *individual person* until the petition is dismissed, the court order expires, or the *individual patient* is discharged from involuntary outpatient placement. An attorney who represents the *individual patient* shall have access to the *individual patient*, witnesses, and records relevant to the presentation of the *individual's patient's* case and shall represent the interests of the *individual patient*, regardless of the source of payment to the attorney. *An attorney representing an individual in proceedings under this part shall advocate the individual's expressed desires and must be present and actively participate in all hearings on involuntary placement.*

(5) CONTINUANCE OF HEARING.—The *individual patient* is entitled, with the concurrence of the *individual's patient's* counsel, to at least one continuance of the hearing. The continuance shall be for a period of up to 4 weeks.

(6) HEARING ON INVOLUNTARY OUTPATIENT PLACEMENT.—

(a)1- The court shall hold the hearing on involuntary outpatient placement within 5 court working days after the filing of the petition, unless a continuance is granted. The hearing shall be held in the county where the petition is filed, ~~shall be as convenient to the individual who is the subject of the petition patient~~ as is consistent with orderly procedure, and ~~shall be conducted in physical settings not likely to be injurious to the individual's patient's condition.~~ If the court finds that the *individual's patient's* attendance at the hearing is not consistent with the best interests of the *individual patient* and if the *individual's patient's* counsel does not object, the court may waive the presence of the *individual patient* from all or any portion of the hearing. The state attorney for the circuit in which the *individual patient* is located shall represent the state, rather than the petitioner, as the real party in interest in the proceeding. *The state attorney shall have access to the individual's clinical record and witnesses and shall independently evaluate the allegations set forth in the petition for involuntary placement. If the allegations are substantiated, the state attorney shall prosecute the petition. If the allegations are not substantiated, the state attorney shall withdraw the petition.*

(b)2- The court may appoint a ~~magistrate master~~ to preside at the hearing. One of the professionals who executed the involuntary outpatient placement certificate shall be a witness. The *individual who is the subject of the petition patient* and his or her ~~the patient's~~ guardian, guardian advocate, health care surrogate or proxy, or representative shall be informed by the court of the right to an independent expert examination. If the *individual patient* cannot afford such an examination, the court shall provide for one. The independent expert's report ~~is shall be~~ confidential and not discoverable, unless the expert is ~~to be~~ called as a witness for the *individual patient* at the hearing. The court shall allow testimony from ~~persons individuals~~, including family members, deemed by the court to be relevant ~~under state law~~, regarding the *individual's person's* prior history and how that prior history relates to the *individual's person's* current condition. The testimony in the hearing must be ~~given~~ under oath, and the proceedings must be recorded. The *individual patient* may refuse to testify at the hearing.

(c) *The court shall consider testimony and evidence regarding the competence of the individual being held to consent to treatment. If the court finds that the individual is incompetent to consent, it shall appoint a guardian advocate as provided in s. 394.4598.*

(7) COURT ORDER.—

(a)1- If the court concludes that the *individual who is the subject of the petition patient* meets the criteria for involuntary outpatient placement ~~under pursuant to~~ subsection (1), the court shall issue an order for involuntary outpatient placement. The court order ~~may shall be for a period of~~ up to 6 months. The order must specify the nature and extent of the *individual's patient's* mental illness or substance abuse impairment. The court order of the court and the treatment plan ~~must shall be~~ made part of the *individual's patient's* clinical record. The service provider shall discharge an *individual a patient* from involuntary outpatient placement when the order expires or any time the *individual patient* no longer meets the criteria for involuntary placement. Upon discharge, the service provider shall send a certificate of discharge to the court.

(b)2- The court may not order the department or the service provider to provide services if the program or service is not available in the ~~patient's~~ local community of the *individual being served*, if there is no space available in the program or service for the *individual patient*, or if funding is not available for the program or service. A copy of the order must be sent to the Agency for Health Care Administration by the service provider within 1 working day after it is received from the court. After the placement order is issued, the service provider and the *individual patient* may modify ~~provisions of~~ the treatment plan. For any material modification of the treatment plan to which the *individual patient* or the *individual's patient's* guardian advocate, if appointed, does agree, the service provider shall send notice of the modification to the court. Any material modifications of the treatment plan which are contested by the *individual patient* or the *individual's patient's* guardian advocate, if appointed, must be approved or disapproved by the court consistent with the requirements of subsection (2).

(c)2- If, in the clinical judgment of a physician, the *individual being served patient* has failed or has refused to comply with the treatment ordered by the court, and, in the clinical judgment of the physician, efforts were made to solicit compliance and the *individual patient* may meet the criteria for involuntary examination, ~~the individual a person~~ may be brought to a receiving facility pursuant to s. 394.463 for ~~involuntary examination.~~ If, after examination, the *individual patient* does not meet the criteria for involuntary inpatient placement pursuant to s. 394.467, the *individual patient* must be discharged from the receiving facility. The involuntary outpatient placement order ~~remains shall remain~~ in effect unless the service provider determines that the *individual patient* no longer meets the criteria for involuntary outpatient placement or until the order expires. The service provider must determine whether modifications should be made to the existing treatment plan and must attempt to continue to engage the *individual patient* in treatment. For any material modification of the treatment plan to which the *individual patient* or the *individual's patient's* guardian advocate, if appointed, ~~agrees does agree~~, the service provider shall send notice of the modification to the court. Any material modifications of the treatment plan which are contested by the *individual patient* or the *individual's patient's* guardian advocate, if appointed, must be approved or disapproved by the court consistent with the requirements of subsection (2).

(d)(e) If, at any time before the conclusion of the initial hearing on involuntary outpatient placement, it appears to the court that the *individual person* does not meet the criteria for involuntary outpatient placement under this section but, ~~instead,~~ meets the criteria for involuntary inpatient placement, the court may order the *individual person* admitted for involuntary inpatient examination under s. 394.463. ~~If the person instead meets the criteria for involuntary assessment, protective custody, or involuntary admission pursuant to s. 397.675, the court may order the person to be admitted for involuntary assessment for a period of 5 days pursuant to s. 397.6811. Thereafter, all proceedings shall be governed by chapter 397.~~

(d) ~~At the hearing on involuntary outpatient placement, the court shall consider testimony and evidence regarding the patient's competence to consent to treatment. If the court finds that the patient is incompetent to consent to treatment, it shall appoint a guardian advocate as provided in s. 394.4598. The guardian advocate shall be appointed or discharged in accordance with s. 394.4598.~~

(e) The administrator of the receiving facility, the detoxification facility, or the designated department representative shall provide a copy of the court order and adequate documentation of an *individual's a patient's* mental illness or substance abuse impairment to the service provider for involuntary outpatient placement. Such documentation must include any advance directives made by the *individual patient*, a psychiatric evaluation of the *individual patient*, and any evaluations of the *individual patient* performed by a ~~clinical~~ psychologist or a clinical social worker.

(8)(7) PROCEDURE FOR CONTINUED INVOLUNTARY OUTPATIENT PLACEMENT.—

(a)1- If the *individual person* continues to meet the criteria for involuntary outpatient placement, the service provider shall, before the expiration of the period during which the ~~placement treatment~~ is ordered ~~for the person~~, file in the circuit court a petition for continued involuntary outpatient placement.

1.2. The existing involuntary outpatient placement order remains in effect until disposition of ~~on~~ the petition for continued involuntary outpatient placement.

2.3. A certificate ~~must shall~~ be attached to the petition which includes a statement from the ~~individual's person's~~ physician or ~~clinical~~ psychologist justifying the request, a brief description of the ~~individual's patient's~~ treatment during the time he or she was involuntarily placed, and a ~~personalized an individualized~~ plan of continued treatment.

3.4. The service provider shall develop the ~~individualized~~ plan of continued treatment in consultation with the ~~individual patient~~ or his or her ~~the patient's~~ guardian advocate, if appointed. When the petition has been filed, the clerk of the court shall provide copies of the certificate and the ~~individualized~~ plan of continued treatment to the department, the ~~individual patient~~, the ~~individual's patient's~~ guardian advocate, the state attorney, and the ~~individual's patient's~~ private counsel or the public defender.

(b) Within 1 court working day after the filing of a petition for continued involuntary outpatient placement, the court shall appoint the public defender to represent the ~~individual person~~ who is the subject of the petition, unless the ~~individual person~~ is otherwise represented by counsel. The clerk of the court shall immediately notify the public defender of such appointment. The public defender shall represent the ~~individual person~~ until the petition is dismissed, ~~or~~ the court order expires, or the ~~individual patient~~ is discharged from involuntary outpatient placement. Any attorney representing the ~~individual patient~~ shall have access to the ~~individual patient~~, witnesses, and records relevant to the presentation of the ~~individual's patient's~~ case and shall represent the interests of the ~~individual patient~~, regardless of the source of payment to the attorney.

(c) *The court shall inform the individual who is the subject of the petition and his or her guardian, guardian advocate, health care surrogate or proxy, or representative of the individual's right to an independent expert examination. If the individual cannot afford such an examination, the court shall provide one.*

(d)(e) Hearings on petitions for continued involuntary outpatient placement are ~~shall be~~ before the circuit court. The court may appoint a ~~magistrate master~~ to preside at the hearing. The procedures for obtaining an order pursuant to this paragraph ~~must shall~~ be in accordance with subsection (6), except that the time period included in paragraph (1)(e) is not applicable in determining the appropriateness of additional periods of involuntary outpatient placement.

(e)(d) Notice of the hearing shall be provided ~~in accordance with as set forth in~~ s. 394.4599. The ~~individual being served patient~~ and the ~~individual's patient's~~ attorney may agree to a period of continued outpatient placement without a court hearing.

(f)(e) The same procedure shall be repeated before the expiration of each additional period the ~~individual being served patient~~ is placed in treatment.

(g)(f) If the ~~individual in involuntary outpatient placement patient~~ has previously been found incompetent to consent to treatment, the court shall consider testimony and evidence regarding the ~~individual's patient's~~ competence. Section 394.4598 governs the discharge of the guardian advocate if the ~~individual's patient's~~ competency to consent to treatment has been restored.

Section 20. Effective on July 1, 2016, section 394.467, Florida Statutes, is amended to read:

394.467 Involuntary inpatient placement.—

(1) CRITERIA.—*An individual A person* may be placed in involuntary inpatient placement for treatment upon a finding of the court by clear and convincing evidence that:

(a) He or she ~~has a mental illness or substance abuse impairment is mentally ill~~ and because of his or her mental illness or ~~substance abuse impairment~~;

1.a. He or she has refused voluntary placement for treatment after sufficient and conscientious explanation and disclosure of the purpose of placement for treatment; or

b. He or she is unable to determine for himself or herself whether placement is necessary; and

2.a. He or she is manifestly incapable of surviving alone or with the help of willing and responsible family or friends, including available alternative services, and, without treatment, is likely to suffer from neglect or refuse to care for himself or herself, and such neglect or refusal poses a real and present threat of substantial harm to his or her well-being; or

b. There is substantial likelihood that in the near future he or she will inflict serious bodily harm on ~~self or others himself or herself or another person~~, as evidenced by recent behavior causing, attempting, or threatening such harm; and

(b) All available less restrictive treatment alternatives ~~that which would~~ offer an opportunity for improvement of his or her condition have been judged to be inappropriate.

(2) ADMISSION TO A TREATMENT FACILITY.—*An individual A patient* may be retained by a *mental health* receiving facility, an *addictions receiving facility*, or a *detoxification facility*, or involuntarily placed in a treatment facility upon the recommendation of the administrator of the receiving facility where the ~~individual patient~~ has been examined and after adherence to the notice and hearing procedures provided in s. 394.4599. The recommendation must be supported by the opinion of a psychiatrist and the second opinion of a ~~clinical~~ psychologist or another psychiatrist, both of whom have personally examined the ~~individual patient~~ within the preceding 72 hours, that the criteria for involuntary inpatient placement are met. However, in a county that has a population of fewer than 50,000, if the administrator certifies that a psychiatrist or ~~clinical~~ psychologist is not available to provide the second opinion, the second opinion may be provided by a licensed physician who has postgraduate training and experience in diagnosis and treatment of mental and nervous disorders or by a psychiatric nurse. *If the petition seeks placement for treatment of substance abuse impairment only and the individual is examined by an addictions receiving facility or detoxification facility, the first opinion may be provided by a physician, and the second opinion may be provided by a qualified professional with respect to substance abuse treatment.* Any second opinion authorized in this subsection may be conducted through a face-to-face examination, in person or by electronic means. Such recommendation ~~must shall~~ be entered on an involuntary inpatient placement certificate that authorizes the receiving facility to retain the ~~individual being held patient~~ pending transfer to a treatment facility or completion of a hearing.

(3) PETITION FOR INVOLUNTARY INPATIENT PLACEMENT.—The administrator of the *mental health facility*, *addictions receiving facility*, or *detoxification facility* shall file a petition for involuntary inpatient placement in the court in the county where the ~~individual patient~~ is located. Upon filing, the clerk of the court shall provide copies to the department, the ~~individual patient~~, the ~~individual's patient's~~ guardian, *guardian advocate, health care surrogate or proxy*, or representative, and the state attorney and public defender of the judicial circuit in which the ~~individual patient~~ is located. ~~A No fee may not shall~~ be charged for the filing of a petition under this subsection.

(4) APPOINTMENT OF COUNSEL.—Within 1 court working day after the filing of a petition for involuntary inpatient placement, the court shall appoint the public defender to represent the ~~individual person~~ who is the subject of the petition, unless the ~~individual person~~ is otherwise represented by counsel. The clerk of the court shall immediately notify the public defender of such appointment. Any attorney representing the ~~individual patient~~ shall have access to the ~~individual patient~~, witnesses, and records relevant to the presentation of the ~~individual's patient's~~ case and shall represent the interests of the ~~individual patient~~, regardless of the source of payment to the attorney.

(a) *An attorney representing an individual in proceedings under this part shall advocate the individual's expressed desires and must be present and actively participate in all hearings on involuntary placement.*

(b) *The state attorney for the judicial circuit in which the individual is located shall represent the state rather than the petitioning facility administrator as the real party in interest in the proceeding. The state attorney shall have access to the individual's clinical record and witnesses and shall independently evaluate the allegations set forth in the petition for involuntary placement. If the allegations are substantiated, the state*

attorney shall prosecute the petition. If the allegations are not substantiated, the state attorney shall withdraw the petition.

(5) CONTINUANCE OF HEARING.—The individual patient is entitled, with the concurrence of the individual's patient's counsel, to at least one continuance of the hearing. The continuance shall be for a period of up to 4 weeks.

(6) HEARING ON INVOLUNTARY INPATIENT PLACEMENT.—

(a) The court shall hold the hearing on involuntary inpatient placement within 5 court working days after the petition is filed, unless a continuance is granted.

1. The hearing shall be held in the county where the individual patient is located and shall be as convenient to the individual patient as may be consistent with orderly procedure and shall be conducted in physical settings not likely to be injurious to the individual's patient's condition. If the individual wishes to waive his or her court finds that the patient's attendance at the hearing, the court must determine that the attendance is knowingly, intelligently, and voluntarily being waived and is not consistent with the best interests of the patient, and the patient's counsel does not object, the court may waive the presence of the individual patient from all or any portion of the hearing. The state attorney for the circuit in which the patient is located shall represent the state, rather than the petitioning facility administrator, as the real party in interest in the proceeding.

2. The court may appoint a general or special magistrate to preside at the hearing. One of the two professionals who executed the involuntary inpatient placement certificate shall be a witness. The individual patient and the individual's patient's guardian, guardian advocate, health care surrogate or proxy, or representative shall be informed by the court of the right to an independent expert examination. If the individual patient cannot afford such an examination, the court shall provide for one. The independent expert's report is shall be confidential and not discoverable, unless the expert is to be called as a witness for the individual patient at the hearing. The testimony in the hearing must be given under oath, and the proceedings must be recorded. The individual patient may refuse to testify at the hearing.

3. The court shall allow testimony from persons, including family members, deemed by the court to be relevant regarding the individual's prior history and how that prior history relates to the individual's current condition.

(b) If the court concludes that the individual patient meets the criteria for involuntary inpatient placement, it shall order that the individual patient be transferred to a treatment facility or, if the individual patient is at a treatment facility, that the individual patient be retained there or be treated at any other appropriate mental health receiving facility, additions receiving facility, detoxification facility, or treatment facility, or that the individual patient receive services from such a facility a receiving or treatment facility, on an involuntary basis, for up to 90 days a period of up to 6 months. The order shall specify the nature and extent of the individual's patient's mental illness or substance abuse impairment. The court may not order an individual with traumatic brain injury or dementia who lacks a co-occurring mental illness to be involuntarily placed in a state treatment facility. The facility shall discharge the individual at a patient any time the individual patient no longer meets the criteria for involuntary inpatient placement, unless the individual patient has transferred to voluntary status.

(c) If at any time before prior to the conclusion of the hearing on involuntary inpatient placement it appears to the court that the individual person does not meet the criteria for involuntary inpatient placement under this section, but instead meets the criteria for involuntary outpatient placement, the court may order the individual person evaluated for involuntary outpatient placement pursuant to s. 394.4655, and the petition and hearing procedures set forth in s. 394.4655 shall apply. If the person instead meets the criteria for involuntary assessment, protective custody, or involuntary admission pursuant to s. 397.675, then the court may order the person to be admitted for involuntary assessment for a period of 5 days pursuant to s. 397.6811. Thereafter, all proceedings shall be governed by chapter 397.

(d) At the hearing on involuntary inpatient placement, the court shall consider testimony and evidence regarding the individual's pa-

tient's competence to consent to treatment. If the court finds that the individual patient is incompetent to consent to treatment, it shall appoint a guardian advocate as provided in s. 394.4598.

(e) The administrator of the petitioning receiving facility shall provide a copy of the court order and adequate documentation of the individual's a patient's mental illness or substance abuse impairment to the administrator of a treatment facility if the individual whenever a patient is ordered for involuntary inpatient placement, whether by civil or criminal court. The documentation must shall include any advance directives made by the individual patient, a psychiatric evaluation of the individual patient, and any evaluations of the individual patient performed by a clinical psychologist, a marriage and family therapist, a mental health counselor, a substance abuse qualified professional or a clinical social worker. The administrator of a treatment facility may refuse admission to an individual any patient directed to its facilities on an involuntary basis, whether by civil or criminal court order, who is not accompanied at the same time by adequate orders and documentation.

(7) PROCEDURE FOR CONTINUED INVOLUNTARY INPATIENT PLACEMENT.—

(a) Hearings on petitions for continued involuntary inpatient placement shall be administrative hearings and shall be conducted in accordance with the provisions of s. 120.57(1), except that an any order entered by an the administrative law judge is shall be final and subject to judicial review in accordance with s. 120.68. Orders concerning an individual patients committed after successfully pleading not guilty by reason of insanity are shall be governed by the provisions of s. 916.15.

(b) If the individual patient continues to meet the criteria for involuntary inpatient placement, the administrator shall, before prior to the expiration of the period during which the treatment facility is authorized to retain the individual patient, file a petition requesting authorization for continued involuntary inpatient placement. The request must shall be accompanied by a statement from the individual's patient's physician or clinical psychologist justifying the request, a brief description of the individual's patient's treatment during the time he or she was involuntarily placed, and a personalized an individualized plan of continued treatment. Notice of the hearing must shall be provided as set forth in s. 394.4599. If at the hearing the administrative law judge finds that attendance at the hearing is not consistent with the individual's best interests of the patient, the administrative law judge may waive the presence of the individual patient from all or any portion of the hearing, unless the individual patient, through counsel, objects to the waiver of presence. The testimony in the hearing must be under oath, and the proceedings must be recorded.

(c) Unless the individual patient is otherwise represented or is ineligible, he or she shall be represented at the hearing on the petition for continued involuntary inpatient placement by the public defender of the circuit in which the facility is located.

(d) The Division of Administrative Hearings shall inform the individual and his or her guardian, guardian advocate, health care surrogate or proxy, or representative of the right to an independent expert examination. If the individual cannot afford such an examination, the court shall provide one.

(e)(d) If at a hearing it is shown that the individual patient continues to meet the criteria for involuntary inpatient placement, the administrative law judge shall sign the order for continued involuntary inpatient placement for a period of up to 90 days not to exceed 6 months. The same procedure must shall be repeated prior to the expiration of each additional period the individual patient is retained.

(f)(e) If continued involuntary inpatient placement is necessary for an individual a patient admitted while serving a criminal sentence; but whose sentence is about to expire, or for a minor patient involuntarily placed while a minor but who is about to reach the age of 18, the administrator shall petition the administrative law judge for an order authorizing continued involuntary inpatient placement.

(g)(f) If the individual previously patient has been previously found incompetent to consent to treatment, the administrative law judge shall consider testimony and evidence regarding the individual's patient's competence. If the administrative law judge finds evidence that the individual patient is now competent to consent to treatment, the admin-

~~istrative law judge may issue a recommended order to the court that found the individual patient incompetent to consent to treatment that the individual's patient's competence be restored and that any guardian advocate previously appointed be discharged.~~

(8) **RETURN TO FACILITY OF PATIENTS.**—~~If an individual held When a patient at a treatment facility involuntarily under this part leaves the facility without the administrator's authorization, the administrator may authorize a search for, the patient and the return of, the individual patient to the facility. The administrator may request the assistance of a law enforcement agency in the search for and return of the patient.~~

Section 21. Effective July 1, 2016, section 394.4672, Florida Statutes, is amended to read:

394.4672 Procedure for placement of veteran with federal agency.—

(1) *A facility owned, operated, or administered by the United States Department of Veterans Affairs which provides mental health services has authority as granted by the Department of Veterans' Affairs to:*

(a) *Initiate and conduct involuntary examinations pursuant to s. 394.463.*

(b) *Provide voluntary treatment pursuant to s. 394.4625.*

(c) *Petition for involuntary inpatient placement pursuant to s. 394.467.*

(d) *Provide involuntary inpatient placement pursuant to this part.*

(2)(1) ~~If a Whenever it is determined by the court determines that an individual a person meets the criteria for involuntary placement and he or she it appears that such person is eligible for care or treatment by the United States Department of Veterans Affairs or another other agency of the United States Government, the court, upon receipt of a certificate from the United States Department of Veterans Affairs or such other agency showing that facilities are available and that the individual person is eligible for care or treatment therein, may place that individual person with the United States Department of Veterans Affairs or other federal agency. The individual person whose placement is sought shall be personally served with notice of the pending placement proceeding in the manner as provided in this part, and nothing in This section does not shall affect the individual's his or her right to appear and be heard in the proceeding. Upon placement, the individual is person shall be subject to the rules and regulations of the United States Department of Veterans Affairs or other federal agency.~~

(3)(2) ~~The judgment or order of placement issued by a court of competent jurisdiction of another state or of the District of Columbia which places an individual, placing a person with the United States Department of Veterans Affairs or other federal agency for care or treatment has, shall have the same force and effect in this state as in the jurisdiction of the court entering the judgment or making the order, and The courts of the placing state or of the District of Columbia shall retain be deemed to have retained jurisdiction of the individual person so placed. Consent is hereby given to the application of the law of the placing state or district with respect to the authority of the chief officer of any facility of the United States Department of Veterans Affairs or other federal agency operated in this state to retain custody or to transfer, parole, or discharge the individual person.~~

(4)(3) ~~Upon receipt of a certificate of the United States Department of Veterans Affairs or another such other federal agency that facilities are available for the care or treatment of individuals who have mental illness or substance abuse impairment mentally ill persons and that an individual the person is eligible for that care or treatment, the administrator of the receiving or treatment facility may cause the transfer of that individual person to the United States Department of Veterans Affairs or other federal agency. Upon effecting such transfer, the committing court shall be notified by the transferring agency. An individual may not No person shall be transferred to the United States Department of Veterans Affairs or other federal agency if he or she is confined pursuant to the conviction of any felony or misdemeanor or if he or she has been acquitted of the charge solely on the ground of insanity, unless prior to transfer the court placing the individual such person enters an~~

order for the transfer after appropriate motion and hearing and without objection by the United States Department of Veterans Affairs.

(5)(4) ~~An individual Any person transferred as provided in this section is shall be deemed to be placed with the United States Department of Veterans Affairs or other federal agency pursuant to the original placement.~~

Section 22. Section 394.47891, Florida Statutes, is amended to read:

394.47891 Military veterans and servicemembers court programs.—The chief judge of each judicial circuit may establish a Military Veterans and Servicemembers Court Program under which veterans, as defined in s. 1.01, *including veterans who were discharged or released under a general discharge*, and servicemembers, as defined in s. 250.01, who are convicted of a criminal offense and who suffer from a military-related mental illness, traumatic brain injury, substance abuse disorder, or psychological problem can be sentenced in accordance with chapter 921 in a manner that appropriately addresses the severity of the mental illness, traumatic brain injury, substance abuse disorder, or psychological problem through services tailored to the individual needs of the participant. Entry into any Military Veterans and Servicemembers Court Program must be based upon the sentencing court's assessment of the defendant's criminal history, military service, substance abuse treatment needs, mental health treatment needs, amenability to the services of the program, the recommendation of the state attorney and the victim, if any, and the defendant's agreement to enter the program.

Section 23. Section 394.47892, Florida Statutes, is created to read:

394.47892 Treatment-based mental health court programs.—

(1) *Each county may fund a treatment-based mental health court program under which individuals in the justice system assessed with a mental illness will be processed in such a manner as to appropriately address the severity of the identified mental health problem through treatment services tailored to the individual needs of the participant. The Legislature intends to encourage the Department of Corrections, the Department of Children and Families, the Department of Juvenile Justice, the Department of Health, the Department of Law Enforcement, the Department of Education, and such agencies, local governments, law enforcement agencies, other interested public or private sources, and individuals to support the creation and establishment of these problem-solving court programs. Participation in the treatment-based mental health court programs does not divest any public or private agency of its responsibility for a child or adult, but enables these agencies to better meet their needs through shared responsibility and resources.*

(2) *Entry into any pretrial treatment-based mental health court program is voluntary.*

(3)(a) *Entry into any postadjudicatory treatment-based mental health court program as a condition of probation or community control pursuant to s. 948.01 or s. 948.06 must be based upon the sentencing court's assessment of the defendant's criminal history, mental health screening outcome, amenability to the services of the program, the recommendation of the state attorney and the victim, if any, and the defendant's agreement to enter the program.*

(b) *An offender who is sentenced to a postadjudicatory treatment-based mental health court program and who, while a mental health court program participant, is the subject of a violation of probation or community control under s. 948.06 shall have the violation of probation or community control heard by the judge presiding over the postadjudicatory treatment-based mental health court program. The judge shall dispose of any such violation, after a hearing on or admission of the violation, as he or she deems appropriate if the resulting sentence or conditions are lawful.*

(4) *Treatment-based mental health court programs may include pretrial intervention programs as provided in s. 948.08, treatment-based mental health court programs authorized in chapter 39, postadjudicatory programs as provided in ss. 948.01 and 948.06, and review of the status of compliance or noncompliance of sentenced offenders through a treatment-based mental health court program.*

(5) *Contingent upon an annual appropriation by the Legislature, each judicial circuit with a treatment-based mental health court program shall*

establish, at a minimum, one coordinator position for the treatment-based mental health court program within the state courts system to coordinate the responsibilities of the participating agencies and service providers. Each coordinator shall provide direct support to the treatment-based mental health court program by providing coordination between the multidisciplinary team and the judiciary, providing case management, monitoring compliance of the participants in the treatment-based mental health court program with court requirements, and providing program evaluation and accountability.

(6) If a county chooses to fund a treatment-based mental health court program, the county must secure funding from sources other than the state for those costs not otherwise assumed by the state pursuant to s. 29.004. However, this does not preclude a county from using treatment and other service funding provided through state executive branch agencies. Counties may provide, by interlocal agreement, for the collective funding of these programs.

(7) The chief judge of each judicial circuit may appoint an advisory committee for the treatment-based mental health court program. The committee shall be composed of the chief judge, or his or her designee, who shall serve as chair; the judge of the treatment-based mental health court program, if not otherwise designated by the chief judge as his or her designee; the state attorney, or his or her designee; the public defender, or his or her designee; the treatment-based mental health court program coordinators; community representatives; treatment representatives; and any other persons the chair finds are appropriate.

Section 24. Section 394.656, Florida Statutes, is amended to read:

394.656 Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program.—

(1) There is created within the Department of Children and Families the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program. The purpose of the program is to provide funding to counties with which they can plan, implement, or expand initiatives that increase public safety, avert increased spending on criminal justice, and improve the accessibility and effectiveness of treatment services for adults and juveniles who have a mental illness, substance abuse disorder, or co-occurring mental health and substance abuse disorders and who are in, or at risk of entering, the criminal or juvenile justice systems.

(2) The department shall establish a Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Policy Review Committee. The committee shall include:

- (a) One representative of the Department of Children and Families;
- (b) One representative of the Department of Corrections;
- (c) One representative of the Department of Juvenile Justice;
- (d) One representative of the Department of Elderly Affairs; and
- (e) One representative of the Office of the State Courts Administrator;
- (f) One representative of the Department of Veterans' Affairs;
- (g) One representative of the Florida Sheriffs Association;
- (h) One representative of the Florida Police Chiefs Association;
- (i) One representative of the Florida Association of Counties;
- (j) One representative of the Florida Alcohol and Drug Abuse Association;
- (k) One representative of the Florida Association of Managing Entities;
- (l) One representative of the Florida Council for Community Mental Health; and
- (m) One administrator of a state-licensed limited mental health assisted living facility.

(3) The committee shall serve as the advisory body to review policy and funding issues that help reduce the impact of persons with mental illnesses and substance use disorders on communities, criminal justice agencies, and the court system. The committee shall advise the department in selecting priorities for grants and investing awarded grant moneys.

(4) The department shall create a grant review and selection committee that has experience in substance use and mental health disorders, community corrections, and law enforcement. To the extent possible, the members of the committee shall have expertise in grant writing, grant reviewing, and grant application scoring.

(5)(a) A county, or not-for-profit community provider, managing entity, or coordinated care organization designated by the county planning council or committee, as described in s. 394.657, may apply for a 1-year planning grant or a 3-year implementation or expansion grant. The purpose of the grants is to demonstrate that investment in treatment efforts related to mental illness, substance abuse disorders, or co-occurring mental health and substance abuse disorders results in a reduced demand on the resources of the judicial, corrections, juvenile detention, and health and social services systems.

(b) To be eligible to receive a 1-year planning grant or a 3-year implementation or expansion grant;

1. A county applicant must have a county planning council or committee that is in compliance with the membership requirements set forth in this section.

2. A not-for-profit community provider, managing entity, or coordinated care organization must be designated by the county planning council or committee and have written authorization to submit an application. A not-for-profit community provider, managing entity, or coordinated care organization must have written authorization for each application it submits.

(c) The department may award a 3-year implementation or expansion grant to an applicant who has not received a 1-year planning grant.

(d) The department may require an applicant to conduct sequential intercept mapping for a project. For purposes of this paragraph, the term "sequential intercept mapping" means a process for reviewing a local community's mental health, substance abuse, criminal justice, and related systems and identifying points of interceptions where interventions may be made to prevent an individual with a substance use disorder or mental illness from deeper involvement in the criminal justice system.

(6)(4) The grant review and selection committee shall select the grant recipients and notify the department of Children and Families in writing of the recipients' names of the applicants who have been selected by the committee to receive a grant. Contingent upon the availability of funds and upon notification by the review committee of those applicants approved to receive planning, implementation, or expansion grants, the department of Children and Families may transfer funds appropriated for the grant program to a selected grant recipient any county awarded a grant.

Section 25. Paragraph (a) of subsection (1) of section 394.875, Florida Statutes, is amended to read:

394.875 Crisis stabilization units, residential treatment facilities, and residential treatment centers for children and adolescents; authorized services; license required.—

(1)(a) The purpose of a crisis stabilization unit is to stabilize and redirect a client to the most appropriate and least restrictive community setting available, consistent with the client's needs. Crisis stabilization units may screen, assess, and admit for stabilization persons who present themselves to the unit and persons who are brought to the unit under s. 394.463. Clients may be provided 24-hour observation, medication prescribed by a physician or psychiatrist, and other appropriate services. Crisis stabilization units shall provide services regardless of the client's ability to pay and shall be limited in size to a maximum of 30 beds.

Section 26. Section 765.4015, Florida Statutes, is created to read:

765.4015 *Short title.*—Sections 765.402-765.411 may be cited as the “Jennifer Act.”

Section 27. Section 765.402, Florida Statutes, is created to read:

765.402 *Legislative findings.*—

(1) *The Legislature recognizes that an individual with capacity has the ability to control decisions relating to his or her own mental health care or substance abuse treatment. The Legislature finds that:*

(a) *Substance abuse and some mental illnesses cause individuals to fluctuate between capacity and incapacity;*

(b) *During periods when an individual’s capacity is unclear, the individual may be unable to provide informed consent necessary to access needed treatment;*

(c) *Early treatment may prevent an individual from becoming so ill that involuntary treatment is necessary; and*

(d) *Individuals with substance abuse impairment or mental illness need an established procedure to express their instructions and preferences for treatment and provide advance consent to or refusal of treatment. This procedure should be less expensive and less restrictive than guardianship.*

(2) *The Legislature further recognizes that:*

(a) *A mental health or substance abuse treatment advance directive must provide the individual with a full range of choices.*

(b) *For a mental health or substance abuse directive to be an effective tool, individuals must be able to choose how they want their directives to be applied, including the right of revocation, during periods when they are incompetent to consent to treatment.*

(c) *There must be a clear process so that treatment providers can abide by an individual’s treatment choices.*

Section 28. Section 765.403, Florida Statutes, is created to read:

765.403 *Definitions.*—As used in this part, the term:

(1) *“Adult” means any individual who has attained the age of majority or is an emancipated minor.*

(2) *“Capacity” means that an adult has not been found to be incapacitated pursuant to s. 394.463.*

(3) *“Health care facility” means a hospital, nursing home, hospice, home health agency, or health maintenance organization licensed in this state, or any facility subject to part I of chapter 394.*

(4) *“Incapacity” or “incompetent” means an adult who is:*

(a) *Unable to understand the nature, character, and anticipated results of proposed treatment or alternatives or the recognized serious possible risks, complications, and anticipated benefits of treatments and alternatives, including nontreatment;*

(b) *Physically or mentally unable to communicate a willful and knowing decision about mental health care or substance abuse treatment;*

(c) *Unable to communicate his or her understanding or treatment decisions; or*

(d) *Determined incompetent pursuant to s. 394.463.*

(5) *“Informed consent” means consent voluntarily given by a person after a sufficient explanation and disclosure of the subject matter involved to enable that person to have a general understanding of the treatment or procedure and the medically acceptable alternatives, including the substantial risks and hazards inherent in the proposed treatment or procedures or nontreatment, and to make knowing mental health care or substance abuse treatment decisions without coercion or undue influence.*

(6) *“Interested person” means, for the purposes of this chapter, any person who may reasonably be expected to be affected by the outcome of*

the particular proceeding involved, including anyone interested in the welfare of an incapacitated person.

(7) *“Mental health or substance abuse treatment advance directive” means a written document in which the principal makes a declaration of instructions or preferences or appoints a surrogate to make decisions on behalf of the principal regarding the principal’s mental health or substance abuse treatment, or both.*

(8) *“Mental health professional” means a psychiatrist, psychologist, psychiatric nurse, or social worker, and such other mental health professionals licensed pursuant to chapter 458, chapter 459, chapter 464, chapter 490, or chapter 491.*

(9) *“Principal” means a competent adult who executes a mental health or substance abuse treatment advance directive and on whose behalf mental health care or substance abuse treatment decisions are to be made.*

(10) *“Surrogate” means any competent adult expressly designated by a principal to make mental health care or substance abuse treatment decisions on behalf of the principal as set forth in the principal’s mental health or substance abuse treatment advance directive or self-binding arrangement as those terms are defined in this part.*

Section 29. Section 765.405, Florida Statutes, is created to read:

765.405 *Mental health or substance abuse treatment advance directive; execution; allowable provisions.*—

(1) *An adult with capacity may execute a mental health or substance abuse treatment advance directive.*

(2) *A directive executed in accordance with this section is presumed to be valid. The inability to honor one or more provisions of a directive does not affect the validity of the remaining provisions.*

(3) *A directive may include any provision relating to mental health or substance abuse treatment or the care of the principal. Without limitation, a directive may include:*

(a) *The principal’s preferences and instructions for mental health or substance abuse treatment.*

(b) *Consent to specific types of mental health or substance abuse treatment.*

(c) *Refusal to consent to specific types of mental health or substance abuse treatment.*

(d) *Descriptions of situations that may cause the principal to experience a mental health or substance abuse crisis.*

(e) *Suggested alternative responses that may supplement or be in lieu of direct mental health or substance abuse treatment, such as treatment approaches from other providers.*

(f) *The principal’s nomination of a guardian, limited guardian, or guardian advocate as provided chapter 744.*

(4) *A directive may be combined with or be independent of a nomination of a guardian, other durable power of attorney, or other advance directive.*

Section 30. Section 765.406, Florida Statutes, is created to read:

765.406 *Execution of a mental health or substance abuse advance directive; effective date; expiration.*—

(1) *A directive must:*

(a) *Be in writing.*

(b) *Contain language that clearly indicates that the principal intends to create a directive.*

(c) *Be dated and signed by the principal or, if the principal is unable to sign, at the principal’s direction in the principal’s presence.*

(d) *Be witnessed by two adults, each of whom must declare that he or she personally knows the principal and was present when the principal*

dated and signed the directive, and that the principal did not appear to be incapacitated or acting under fraud, undue influence, or duress. The person designated as the surrogate may not act as a witness to the execution of the document designating the mental health or substance abuse care treatment surrogate. At least one person who acts as a witness must be neither the principal's spouse nor his or her blood relative.

(2) *A directive is valid upon execution, but all or part of the directive may take effect at a later date as designated by the principal in the directive.*

(3) *A directive may:*

(a) *Be revoked, in whole or in part, pursuant to s. 765.407; or*

(b) *Expire under its own terms.*

(4) *A directive does not or may not:*

(a) *Create an entitlement to mental health, substance abuse, or medical treatment or supersede a determination of medical necessity.*

(b) *Obligate any health care provider, professional person, or health care facility to pay the costs associated with the treatment requested.*

(c) *Obligate a health care provider, professional person, or health care facility to be responsible for the nontreatment or personal care of the principal or the principal's personal affairs outside the scope of services the facility normally provides.*

(d) *Replace or supersede any will or testamentary document or supersede the provision of intestate succession.*

Section 31. Section 765.407, Florida Statutes, is created to read:

765.407 *Revocation; waiver.—*

(1) *A principal with capacity may, by written statement of the principal or at the principal's direction in the principal's presence, revoke a directive in whole or in part.*

(2) *The principal shall provide a copy of his or her written statement of revocation to his or her agent, if any, and to each health care provider, professional person, or health care facility that received a copy of the directive from the principal.*

(3) *The written statement of revocation is effective as to a health care provider, professional person, or health care facility upon receipt. The professional person, health care provider, or health care facility, or persons acting under their direction, shall make the statement of revocation part of the principal's medical record.*

(4) *A directive also may:*

(a) *Be revoked, in whole or in part, expressly or to the extent of any inconsistency, by a subsequent directive; or*

(b) *Be superseded or revoked by a court order, including any order entered in a criminal matter. The individual's family, the health care facility, the attending physician, or any other interested person who may be directly affected by the surrogate's decision concerning any health care may seek expedited judicial intervention pursuant to rule 5.900 of the Florida Probate Rules, if that person believes:*

1. *The surrogate's decision is not in accord with the individual's known desires;*

2. *The advance directive is ambiguous, or the individual has changed his or her mind after execution of the advance directive;*

3. *The surrogate was improperly designated or appointed, or the designation of the surrogate is no longer effective or has been revoked;*

4. *The surrogate has failed to discharge duties, or incapacity or illness renders the surrogate incapable of discharging duties;*

5. *The surrogate has abused powers; or*

6. *The individual has sufficient capacity to make his or her own health care decisions.*

(5) *A directive that would have otherwise expired but is effective because the principal is incapacitated remains effective until the principal is no longer incapacitated unless the principal elected to be able to revoke while incapacitated and has revoked the directive.*

(6) *When a principal with capacity consents to treatment that differs from, or refuses treatment consented to in, his or her directive, the consent or refusal constitutes a waiver of a particular provision and does not constitute a revocation of the provision or the directive unless that principal also revokes the provision or directive.*

Section 32. Section 765.410, Florida Statutes, is created to read:

765.410 *Immunity from liability; weight of proof; presumption.—*

(1) *A health care facility, provider, or other person who acts under the direction of a health care facility or provider is not subject to criminal prosecution or civil liability, and may not be deemed to have engaged in unprofessional conduct, as a result of carrying out a mental health care or substance abuse treatment decision made in accordance with this section. The surrogate who makes a mental health care or substance abuse treatment decision on a principal's behalf, pursuant to this section, is not subject to criminal prosecution or civil liability for such action.*

(2) *This section applies unless it is shown by a preponderance of the evidence that the person authorizing or carrying out a mental health or substance abuse treatment decision did not, in good faith, comply with this section.*

Section 33. Section 765.411, Florida Statutes, is created to read:

765.411 *Recognition of mental health and substance abuse treatment advance directive executed in another state.—A mental health or substance abuse treatment advance directive executed in another state in compliance with the law of that state is validly executed for the purposes of this chapter.*

Section 34. Section 916.185, Florida Statutes, is created to read:

916.185 *Forensic Hospital Diversion Pilot Program.—*

(1) **LEGISLATIVE FINDINGS AND INTENT.**—*The Legislature finds that many jail inmates who have serious mental illnesses and who are committed to state forensic mental health treatment facilities for restoration of competency to proceed could be served more effectively and at less cost in community-based alternative programs. The Legislature further finds that many individuals who have serious mental illnesses and who have been discharged from state forensic mental health treatment facilities could avoid recidivism in the criminal justice and forensic mental health systems if they received specialized treatment in the community. Therefore, it is the intent of the Legislature to create the Forensic Hospital Diversion Pilot Program to serve individuals who have mental illnesses or co-occurring mental illnesses and substance use disorders and who are admitted to or are at risk of entering state forensic mental health treatment facilities, prisons, jails, or state civil mental health treatment facilities.*

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

(a) *“Best practices” means treatment services that incorporate the most effective and acceptable interventions available in the care and treatment of individuals who are diagnosed as having mental illnesses or co-occurring mental illnesses and substance use disorders.*

(b) *“Community forensic system” means the community mental health and substance use forensic treatment system, including the comprehensive set of services and supports provided to individuals involved in or at risk of becoming involved in the criminal justice system.*

(c) *“Evidence-based practices” means interventions and strategies that, based on the best available empirical research, demonstrate effective and efficient outcomes in the care and treatment of individuals who are diagnosed as having mental illnesses or co-occurring mental illnesses and substance use disorders.*

(3) **CREATION.**—*There is created a Forensic Hospital Diversion Pilot Program to provide, when appropriate, competency-restoration and community-reintegration services in locked residential treatment facil-*

ities, based on considerations of public safety, the needs of the individual, and available resources.

(a) The department shall implement a Forensic Hospital Diversion Pilot Program in Alachua, Broward, Escambia, Hillsborough, and Miami-Dade Counties, in conjunction with the Eighth Judicial Circuit, the Seventeenth Judicial Circuit, the First Judicial Circuit, the Thirteenth Judicial Circuit, and the Eleventh Judicial Circuit, respectively, which shall be modeled after the Miami-Dade Forensic Alternative Center, taking into account local needs and subject to the availability of local resources.

(b) In creating and implementing the program, the department shall include a comprehensive continuum of care and services which uses evidence-based practices and best practices to treat individuals who have mental health and co-occurring substance use disorders.

(c) The department and the respective judicial circuits shall implement this section within available resources. State funding may be made available through a specific appropriation.

(4) **ELIGIBILITY.**—Participation in the Forensic Hospital Diversion Pilot Program is limited to individuals who:

- (a) Are 18 years of age or older;
- (b) Are charged with a felony of the second degree or a felony of the third degree;
- (c) Do not have a significant history of violent criminal offenses;
- (d) Have been adjudicated incompetent to proceed to trial or not guilty by reason of insanity under this part;
- (e) Meet public safety and treatment criteria established by the department for placement in a community setting; and
- (f) Would be admitted to a state mental health treatment facility if not for the availability of the Forensic Hospital Diversion Pilot Program.

(5) **TRAINING.**—The Legislature encourages the Florida Supreme Court, in consultation and cooperation with the Task Force on Substance Abuse and Mental Health Issues in the Courts, to develop educational training on the community forensic system for judges in the pilot program areas.

(6) **RULEMAKING.**—The department may adopt rules to administer this section.

(7) **REPORT.**—The Office of Program Policy Analysis and Government Accountability shall review and evaluate the Forensic Hospital Diversion Pilot Program and submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives by December 31, 2016. The report shall examine the efficiency and cost-effectiveness of providing forensic mental health services in secure, outpatient, community-based settings. In addition, the report shall examine the impact of the Forensic Hospital Diversion Pilot Program on public health and safety.

Section 35. Section 944.805, Florida Statutes, is created to read:

944.805 Nonviolent offender reentry program.—

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

- (a) “Department” means the Department of Corrections.
- (b) “Nonviolent offender” means an offender whose primary offense is a felony of the third degree, who is not the subject of a domestic violence injunction currently in force, and who has never been convicted of:
 - 1. A forcible felony as defined in s. 776.08;
 - 2. An offense specified in s. 775.082(9)(a)1.r., regardless of prior incarceration or release;
 - 3. An offense described in chapter 847;
 - 4. An offense under chapter 827;

5. Any offense specified in s. 784.07, s. 784.074, s. 784.075, s. 784.076, s. 784.08, s. 784.083, or s. 784.085;

6. Any offense involving the possession or use of a firearm;

7. A capital felony or a felony of the first or second degree;

8. Any offense that requires a person to register as a sexual offender pursuant to s. 943.0435.

(2)(a) The department shall develop and administer a reentry program for nonviolent offenders. The reentry program must include prison-based substance abuse treatment, general education development and adult basic education courses, vocational training, training in decision-making and personal development, and other rehabilitation programs.

(b) The reentry program is intended to divert nonviolent offenders from long periods of incarceration when a reduced period of incarceration supplemented by participation in intensive substance abuse treatment and rehabilitative programming could produce the same deterrent effect, protect the public, rehabilitate the offender, and reduce recidivism.

(c) The nonviolent offender must serve at least 6 months in the reentry program. The offender may not count any portion of his or her sentence served before placement in the reentry program as progress toward program completion.

(d) A reentry program may be operated in a secure area in or adjacent to a correctional institution.

(3) The department shall screen offenders committed to the department for eligibility to participate in the reentry program using the criteria in this section. To be eligible, an offender must be a nonviolent offender, must have served at least one-half of his or her original sentence, and must have been identified as needing substance abuse treatment.

(4) In addition, the department must consider the following factors when selecting participants for the reentry program:

- (a) The offender’s history of disciplinary reports.
- (b) The offender’s criminal history.
- (c) The severity of the offender’s addiction.
- (d) The offender’s history of criminal behavior related to substance abuse.
- (e) Whether the offender has participated or requested to participate in any general educational development certificate program or other educational, technical, work, vocational, or self-rehabilitation program.
- (f) The results of any risk assessment of the offender.
- (g) The outcome of all past participation of the offender in substance abuse treatment programs.
- (h) The possible rehabilitative benefits that substance abuse treatment, educational programming, vocational training, and other rehabilitative programming might have on the offender.
- (i) The likelihood that the offender’s participation in the program will produce the same deterrent effect, protect the public, save taxpayer dollars, and prevent or delay recidivism to an equal or greater extent than completion of the sentence previously imposed.

(5)(a) If an offender volunteers to participate in the reentry program, meets the eligibility criteria, and is selected by the department based on the considerations in subsection (4) and if space is available in the reentry program, the department may request the sentencing court to approve the offender’s participation in the reentry program. The request must be made in writing, must include a brief summation of the department’s evaluation under subsection (4), and must identify the documents or other information upon which the evaluation is based. The request and all accompanying documents may be delivered to the sentencing court electronically.

(b)1. The department shall notify the state attorney that the offender is being considered for placement in the reentry program. The notice must

include a copy of all documents provided with the request to the court. The notice and all accompanying documents may be delivered to the state attorney electronically and may take the form of a copy of an electronic delivery made to the sentencing court.

2. The notice must also state that the state attorney may notify the sentencing court in writing of any objection he or she may have to placement of the nonviolent offender in the reentry program. Such notification must be made within 15 days after receipt of the notice by the state attorney from the department. Regardless of whether an objection is raised, the state attorney may provide the sentencing court with any information supplemental or contrary to the information provided by the department which may assist the court in its determination.

(c) In determining whether to approve a nonviolent offender for participation in the reentry program, the sentencing court may consider any facts that the court considers relevant, including, but not limited to, the criteria listed in subsection (4); the original sentencing report and any evidence admitted in a previous sentencing proceeding; the offender's record of arrests without conviction for crimes; any other evidence of allegations of unlawful conduct or the use of violence by the offender; the offender's family ties, length of residence in the community, employment history, and mental condition; the likelihood that participation in the program will produce the same deterrent effect, rehabilitate the offender, and prevent or delay recidivism to an equal or greater extent than completion of the sentence previously imposed; and the likelihood that the offender will engage again in criminal conduct.

(d) The sentencing court shall notify the department in writing of the court's decision to approve or disapprove the requested placement of the nonviolent offender no later than 30 days after the court receives the department's request to place the offender in the reentry program. If the court approves the placement, the notification must list the factors upon which the court relied in making its determination.

(6) After the nonviolent offender is admitted to the reentry program, he or she shall undergo a complete substance abuse assessment to determine his or her substance abuse treatment needs. The offender shall also receive an educational assessment, which must be accomplished using the Test of Adult Basic Education or any other testing instrument approved by the Department of Education. Each offender who has not obtained a high school diploma shall be enrolled in an adult education program designed to aid the offender in improving his or her academic skills and earning a high school diploma. Additional assessments of the offender's vocational skills and future career education shall be provided to the offender as needed. A periodic reevaluation shall be made to assess the progress of each offender.

(7)(a) If a nonviolent offender in the reentry program becomes unmanageable, the department may revoke the offender's gain-time and place the offender in disciplinary confinement in accordance with department rule. Except as provided in paragraph (b), the offender shall be readmitted to the reentry program after completing the ordered discipline. Any period during which the offender cannot participate in the reentry program must be excluded from the specified time requirements in the reentry program.

(b) The department may terminate an offender from the reentry program if:

1. The offender commits or threatens to commit a violent act;
2. The department determines that the offender cannot participate in the reentry program because of the offender's medical condition;
3. The offender's sentence is modified or expires;
4. The department reassigns the offender's classification status; or
5. The department determines that removing the offender from the reentry program is in the best interest of the offender or the security of the reentry program facility.

(8)(a) The department shall submit a report to the sentencing court at least 30 days before the nonviolent offender is scheduled to complete the reentry program. The report must describe the offender's performance in the reentry program and certify whether the performance is satisfactory. The court may schedule a hearing to consider any modification to the imposed sentence. Notwithstanding the eligibility criteria contained in s.

948.20, if the offender's performance is satisfactory to the department and the court, the court shall issue an order modifying the sentence imposed and placing the offender on drug offender probation, as described in s. 948.20(2), subject to the department's certification of the offender's successful completion of the remainder of the reentry program. The term of drug offender probation must not be less than the remaining time the offender would have served in prison had he or she not participated in the program. A condition of drug offender probation may include electronic monitoring or placement in a community residential or nonresidential licensed substance abuse treatment facility under the jurisdiction of the department or the Department of Children and Families or any public or private entity providing such services. The order must include findings that the offender's performance is satisfactory, that the requirements for resentencing under this section are satisfied, and that public safety will not be compromised. If the nonviolent offender violates the conditions of drug offender probation, the court may revoke probation and impose any sentence that it might have originally imposed. An offender may not be released from the custody of the department under this section except pursuant to a judicial order modifying his or her sentence.

(b) If an offender released pursuant to paragraph (a) intends to reside in a county that has established a postadjudicatory drug court program as described in s. 397.334, the sentencing court may require the offender to successfully complete the postadjudicatory drug court program as a condition of drug offender probation. The original sentencing court shall relinquish jurisdiction of the offender's case to the postadjudicatory drug court program until the offender is no longer active in the program, the case is returned to the sentencing court due to the offender's termination from the program for failure to comply with the terms of the program, or the offender's sentence is completed. An offender who is transferred to a postadjudicatory drug court program shall comply with all conditions and orders of the program.

(9) The department shall implement the reentry program to the fullest extent feasible within available resources.

(10) The department may enter into performance-based contracts with qualified individuals, agencies, or corporations for the provision of any or all of the services for the reentry program. However, an offender may not be released from the custody of the department under this section except pursuant to a judicial order modifying a sentence.

(11) A nonviolent offender in the reentry program is subject to rules of conduct established by the department and may have sanctions imposed, including loss of privileges, restrictions, disciplinary confinement, alteration of release plans, or other program modifications in keeping with the nature and gravity of the program violation. Administrative or protective confinement, as necessary, may be imposed.

(12) This section does not create or confer any right to any offender to placement in the reentry program or any right to placement or early release under supervision of any type. An inmate does not have a cause of action under this section against the department, a court, or the state attorney related to the reentry program.

(13) The department may establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities.

(14) The department shall develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and shall report the recidivism rate in the annual report required under this section.

(15) The department shall submit an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives detailing the extent of implementation of the reentry program and the number of participants who are selected by the department, the number of participants who are approved by the court, and the number of participants who successfully complete the program. The report must include a reasonable estimate or description of the additional public costs incurred and any public funds saved with respect to each participant, a brief description of each sentence modification, and a brief description of the subsequent criminal history, if any, of each participant following any modification of sentence under this section. The report must also include future goals and any recommendations that the department has for future legislative action.

(16) *The department shall adopt rules as necessary to administer the reentry program.*

(17) *Nothing in this section is severable from the remaining provisions of this section. If any subsection of this section is determined by any state or federal court to be not fully enforceable, this section shall stand repealed in its entirety.*

Section 36. Paragraph (a) of subsection (7) of section 948.08, Florida Statutes, is amended to read:

948.08 Pretrial intervention program.—

(7)(a) Notwithstanding any provision of this section, a person who is charged with a felony, other than a felony listed in s. 948.06(8)(c), and identified as a veteran, as defined in s. 1.01, *including a veteran who was discharged or released under a general discharge*, or servicemember, as defined in s. 250.01, who suffers from a military service-related mental illness, traumatic brain injury, substance abuse disorder, or psychological problem, is eligible for voluntary admission into a pretrial veterans' treatment intervention program approved by the chief judge of the circuit, upon motion of either party or the court's own motion, except:

1. If a defendant was previously offered admission to a pretrial veterans' treatment intervention program at any time before trial and the defendant rejected that offer on the record, the court may deny the defendant's admission to such a program.

2. If a defendant previously entered a court-ordered veterans' treatment program, the court may deny the defendant's admission into the pretrial veterans' treatment program.

Section 37. Paragraph (a) of subsection (2) of section 948.16, Florida Statutes, is amended to read:

948.16 Misdemeanor pretrial substance abuse education and treatment intervention program; misdemeanor pretrial veterans' treatment intervention program.—

(2)(a) A veteran, as defined in s. 1.01, *including a veteran who was discharged or released under a general discharge*, or servicemember, as defined in s. 250.01, who suffers from a military service-related mental illness, traumatic brain injury, substance abuse disorder, or psychological problem, and who is charged with a misdemeanor is eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program approved by the chief judge of the circuit, for a period based on the program's requirements and the treatment plan for the offender, upon motion of either party or the court's own motion. However, the court may deny the defendant admission into a misdemeanor pretrial veterans' treatment intervention program if the defendant has previously entered a court-ordered veterans' treatment program.

Section 38. Section 948.21, Florida Statutes, is amended to read:

948.21 Condition of probation or community control; military servicemembers and veterans.—

(1) Effective for a probationer or community controllee whose crime was committed on or after July 1, 2012, and who is a veteran, as defined in s. 1.01, or servicemember, as defined in s. 250.01, who suffers from a military service-related mental illness, traumatic brain injury, substance abuse disorder, or psychological problem, the court may, in addition to any other conditions imposed, impose a condition requiring the probationer or community controllee to participate in a treatment program capable of treating the probationer or community controllee's mental illness, traumatic brain injury, substance abuse disorder, or psychological problem.

(2) *Effective for a probationer or community controllee whose crime was committed on or after July 1, 2015, and who is a veteran, as defined in s. 1.01, including a veteran who was discharged or released under a general discharge, or a servicemember, as defined in s. 250.01, who suffers from a military service-related mental illness, traumatic brain injury, substance abuse disorder, or psychological problem, the court may impose, in addition to any other conditions imposed, a condition requiring the probationer or community controllee to participate in a treatment program established to treat the probationer or community controllee's*

mental illness, traumatic brain injury, substance abuse disorder, or psychological problem.

(3) The court shall give preference to treatment programs for which the probationer or community controllee is eligible through the United States Department of Veterans Affairs or the Florida Department of Veterans' Affairs. The Department of Corrections is not required to spend state funds to implement this section.

Section 39. Paragraph (l) is added to subsection (3) of section 1002.20, Florida Statutes, to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(3) HEALTH ISSUES.—

(l) *Notification of involuntary examinations.—The public school principal or the principal's designee shall immediately notify the parent of a student who is removed from school, school transportation, or a school-sponsored activity and taken to a receiving facility for an involuntary examination pursuant to s. 394.463. The principal or the principal's designee may delay notification for no more than 24 hours after the student is removed from school if the principal or designee deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to s. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect. Each district school board shall develop a policy and procedures for notification under this paragraph.*

Section 40. Paragraph (q) is added to subsection (9) of section 1002.33, Florida Statutes, to read:

1002.33 Charter schools.—

(9) CHARTER SCHOOL REQUIREMENTS.—

(q) *The charter school principal or the principal's designee shall immediately notify the parent of a student who is removed from school, school transportation, or a school-sponsored activity and taken to a receiving facility for an involuntary examination pursuant to s. 394.463. The principal or the principal's designee may delay notification for no more than 24 hours after the student is removed from school if the principal or designee deems the delay to be in the student's best interest and if a report has been submitted to the central abuse hotline, pursuant to s. 39.201, based upon knowledge or suspicion of abuse, abandonment, or neglect. Each charter school governing board shall develop a policy and procedures for notification under this paragraph.*

Section 41. Effective July 1, 2016, paragraph (a) of subsection (3) of section 39.407, Florida Statutes, is amended to read:

39.407 Medical, psychiatric, and psychological examination and treatment of child; physical, mental, or substance abuse examination of person with or requesting child custody.—

(3)(a)1. Except as otherwise provided in subparagraph (b)1. or paragraph (e), before the department provides psychotropic medications to a child in its custody, the prescribing physician shall attempt to obtain express and informed consent, as defined in s. 394.455(13) ~~s. 394.455(9)~~ and as described in s. 394.459(4)(a) ~~s. 394.459(3)(a)~~, from the child's parent or legal guardian. The department must take steps necessary to facilitate the inclusion of the parent in the child's consultation with the physician. However, if the parental rights of the parent have been terminated, the parent's location or identity is unknown or cannot reasonably be ascertained, or the parent declines to give express and informed consent, the department may, after consultation with the prescribing physician, seek court authorization to provide the psychotropic medications to the child. Unless parental rights have been terminated and if it is possible to do so, the department shall continue to involve the parent in the decisionmaking process regarding the provision of psychotropic medications. If, at any time, a parent whose parental rights have not been terminated provides express and informed consent to the provision of a psychotropic medication, the requirements of this section that the department seek court authorization do not apply to that medication until such time as the parent no longer consents.

2. Any time the department seeks a medical evaluation to determine the need to initiate or continue a psychotropic medication for a child, the department must provide to the evaluating physician all pertinent medical information known to the department concerning that child.

Section 42. Effective July 1, 2016, subsection (2) of section 394.4612, Florida Statutes, is amended to read:

394.4612 Integrated adult mental health crisis stabilization and addictions receiving facilities.—

(2) An integrated mental health crisis stabilization unit and addictions receiving facility may provide services under this section to adults who are 18 years of age or older and who fall into one ~~or more~~ of the following categories:

(a) An adult meeting the requirements for voluntary admission for mental health treatment under s. 394.4625.

(b) An adult meeting the criteria for involuntary examination for mental illness under s. 394.463.

(c) An adult qualifying for voluntary admission for substance abuse treatment under s. 394.4625 ~~s. 397.601~~.

(d) An adult meeting the criteria for involuntary admission for substance abuse impairment under s. 394.463 ~~s. 397.675~~.

Section 43. Effective July 1, 2016, paragraphs (a) and (c) of subsection (3) of section 394.495, Florida Statutes, are amended to read:

394.495 Child and adolescent mental health system of care; programs and services.—

(3) Assessments must be performed by:

(a) A professional as defined in s. 394.455(6), (31), (34), (35), or (36) ~~s. 394.455(2), (4), (21), (23), or (24)~~;

(c) A person who is under the direct supervision of a professional as defined in s. 394.455(6), (31), (34), (35), or (36) ~~s. 394.455(2), (4), (21), (23), or (24)~~ or a professional licensed under chapter 491.

The department shall adopt by rule statewide standards for mental health assessments, which must be based on current relevant professional and accreditation standards.

Section 44. Effective July 1, 2016, subsection (6) of section 394.496, Florida Statutes, is amended to read:

394.496 Service planning.—

(6) A professional as defined in s. 394.455(6), (31), (34), (35), or (36) ~~s. 394.455(2), (4), (21), (23), or (24)~~ or a professional licensed under chapter 491 must be included among those persons developing the services plan.

Section 45. Effective July 1, 2016, subsection (2) of section 394.499, Florida Statutes, is amended to read:

394.499 Integrated children's crisis stabilization unit/juvenile addictions receiving facility services.—

(2) Children eligible to receive integrated children's crisis stabilization unit/juvenile addictions receiving facility services include:

(a) A person under 18 years of age for whom voluntary application is made by his or her guardian, if such person is found to show evidence of mental illness and to be suitable for treatment pursuant to s. 394.4625. A person under 18 years of age may be admitted for integrated facility services only after a hearing to verify that the consent to admission is voluntary.

(b) A person under 18 years of age who may be taken to a receiving facility for involuntary examination, if there is reason to believe that he or she is mentally ill and because of his or her mental illness, pursuant to s. 394.463:

1. Has refused voluntary examination after conscientious explanation and disclosure of the purpose of the examination; or

2. Is unable to determine for himself or herself whether examination is necessary; and

a. Without care or treatment is likely to suffer from neglect or refuse to care for himself or herself; such neglect or refusal poses a real and present threat of substantial harm to his or her well-being; and it is not apparent that such harm may be avoided through the help of willing family members or friends or the provision of other services; or

b. There is a substantial likelihood that without care or treatment he or she will cause serious bodily harm to himself or herself or others in the near future, as evidenced by recent behavior.

(c) A person under 18 years of age who wishes to enter treatment for substance abuse and applies to a service provider for voluntary admission, pursuant to s. 394.4625(1)(a) ~~s. 397.601~~.

~~(d) A person under 18 years of age who meets the criteria for involuntary admission because there is good faith reason to believe the person is substance abuse impaired pursuant to s. 397.675 and, because of such impairment:~~

~~1. Has lost the power of self control with respect to substance use; and~~

~~2.a. Has inflicted, or threatened or attempted to inflict, or unless admitted is likely to inflict, physical harm on himself or herself or another; or~~

~~b. Is in need of substance abuse services and, by reason of substance abuse impairment, his or her judgment has been so impaired that the person is incapable of appreciating his or her need for such services and of making a rational decision in regard thereto; however, mere refusal to receive such services does not constitute evidence of lack of judgment with respect to his or her need for such services.~~

~~(d)(e)~~ A person under 18 years of age who meets the criteria for examination or admission under paragraph (b) ~~or paragraph (d)~~ and has a coexisting mental health and substance abuse disorder.

Section 46. Effective July 1, 2016, subsection (18) of section 394.67, Florida Statutes, is amended to read:

394.67 Definitions.—As used in this part, the term:

(18) "Person who is experiencing an acute substance abuse crisis" means a child, adolescent, or adult who is experiencing a medical or emotional crisis because of the use of alcoholic beverages or any psychoactive or mood-altering substance. The term includes an individual who meets the criteria for involuntary admission specified in s. 394.463 ~~s. 397.675~~.

Section 47. Effective July 1, 2016, subsection (2) of section 394.674, Florida Statutes, is amended to read:

394.674 Eligibility for publicly funded substance abuse and mental health services; fee collection requirements.—

(2) Crisis services, as defined in s. 394.67, must, within the limitations of available state and local matching resources, be available to each person who is eligible for services under subsection (1), regardless of the person's ability to pay for such services. A person who is experiencing a mental health crisis and who does not meet the criteria for involuntary examination under s. 394.463(1), or a person who is experiencing a substance abuse crisis and who does not meet the involuntary admission criteria in s. 394.463 ~~s. 397.675~~, must contribute to the cost of his or her care and treatment pursuant to the sliding fee scale developed under subsection (4), unless charging a fee is contraindicated because of the crisis situation.

Section 48. Effective July 1, 2016, subsection (6) of section 394.9085, Florida Statutes, is amended to read:

394.9085 Behavioral provider liability.—

(6) For purposes of this section, the terms "detoxification services," "addictions receiving facility," and "receiving facility" have the same meanings as those provided in ss. 397.311(18)(a)4., 397.311(18)(a)1., and 394.455(27) ~~394.455(26)~~, respectively.

Section 49. Effective July 1, 2016, subsection (11) and paragraph (a) of subsection (18) of section 397.311, Florida Statutes, are amended to read:

397.311 Definitions.—As used in this chapter, except part VIII, the term:

(11) “Habitual abuser” means a person who is brought to the attention of law enforcement for being substance impaired, who meets the criteria for involuntary admission in *s.394.463 s.-397.675*, and who has been taken into custody for such impairment three or more times during the preceding 12 months.

(18) Licensed service components include a comprehensive continuum of accessible and quality substance abuse prevention, intervention, and clinical treatment services, including the following services:

(a) “Clinical treatment” means a professionally directed, deliberate, and planned regimen of services and interventions that are designed to reduce or eliminate the misuse of drugs and alcohol and promote a healthy, drug-free lifestyle. As defined by rule, “clinical treatment services” include, but are not limited to, the following licensable service components:

1. “Addictions receiving facility” is a secure, acute care facility that provides, at a minimum, detoxification and stabilization services *and*; is operated 24 hours per day, 7 days per week; and is designated by the department to serve individuals found to be substance use impaired as described in *s. 394.463 s.-397.675* who meet the placement criteria for this component.

2. “Day or night treatment” is a service provided in a nonresidential environment, with a structured schedule of treatment and rehabilitative services.

3. “Day or night treatment with community housing” means a program intended for individuals who can benefit from living independently in peer community housing while participating in treatment services for a minimum of 5 hours a day for a minimum of 25 hours per week.

4. “Detoxification” is a service involving subacute care that is provided on an inpatient or an outpatient basis to assist individuals to withdraw from the physiological and psychological effects of substance abuse and who meet the placement criteria for this component.

5. “Intensive inpatient treatment” includes a planned regimen of evaluation, observation, medical monitoring, and clinical protocols delivered through an interdisciplinary team approach provided *24-hours-per-day 24 hours per day, 7-days-per-week 7 days per week*, in a highly structured, live-in environment.

6. “Intensive outpatient treatment” is a service that provides individual or group counseling in a more structured environment, is of higher intensity and duration than outpatient treatment, and is provided to individuals who meet the placement criteria for this component.

7. “Medication-assisted treatment for opiate addiction” is a service that uses methadone or other medication as authorized by state and federal law, in combination with medical, rehabilitative, and counseling services in the treatment of individuals who are dependent on opioid drugs.

8. “Outpatient treatment” is a service that provides individual, group, or family counseling by appointment during scheduled operating hours for individuals who meet the placement criteria for this component.

9. “Residential treatment” is a service provided in a structured live-in environment within a nonhospital setting on a 24-hours-per-day, 7-days-per-week basis, and is intended for individuals who meet the placement criteria for this component.

Section 50. Effective July 1, 2016, paragraph (b) of subsection (2) of section 397.702, Florida Statutes, is amended to read:

397.702 Authorization of local ordinances for treatment of habitual abusers in licensed secure facilities.—

(2) Ordinances for the treatment of habitual abusers must provide:

(b) That when seeking treatment of a habitual abuser, the county or municipality, through an officer or agent specified in the ordinance, must file with the court a petition which alleges the following information about the alleged habitual abuser (the respondent):

1. The name, address, age, and gender of the respondent.
2. The name of any spouse, adult child, other relative, or guardian of the respondent, if known to the petitioner, and the efforts, *if any*, by the petitioner, ~~if any~~, to ascertain this information.
3. The name of the petitioner, the name of the person who has physical custody of the respondent, and the current location of the respondent.
4. That the respondent has been taken into custody for impairment in a public place, or has been arrested for an offense committed while impaired, three or more times during the preceding 12 months.
5. Specific facts indicating that the respondent meets the criteria for involuntary admission in *s. 394.463 s.-397.675*.
6. Whether the respondent was advised of his or her right to be represented by counsel and to request that the court appoint an attorney if he or she is unable to afford one, and whether the respondent indicated to petitioner his or her desire to have an attorney appointed.

Section 51. Section 402.3057, Florida Statutes, is amended to read:

402.3057 Persons not required to be refingerprinted or rescreened.—Any provision of law to the contrary notwithstanding, human resource personnel who have been fingerprinted or screened pursuant to chapters 393, 394, 397, 402, and 409, and teachers and noninstructional personnel who have been fingerprinted pursuant to chapter 1012, who have not been unemployed for more than 90 days thereafter, and who under the penalty of perjury attest to the completion of such fingerprinting or screening and to compliance with the provisions of this section and the standards for good moral character as contained in such provisions as ss. 110.1127(2)(c), 393.0655(1), ~~394.457(6)~~, 397.451, 402.305(2), and 409.175(6), shall not be required to be refingerprinted or rescreened in order to comply with any caretaker screening or fingerprinting requirements.

Section 52. Section 409.1757, Florida Statutes, is amended to read:

409.1757 Persons not required to be refingerprinted or rescreened.—Any law to the contrary notwithstanding, human resource personnel who have been fingerprinted or screened pursuant to chapters 393, 394, 397, 402, and this chapter, teachers who have been fingerprinted pursuant to chapter 1012, and law enforcement officers who meet the requirements of s. 943.13, who have not been unemployed for more than 90 days thereafter, and who under the penalty of perjury attest to the completion of such fingerprinting or screening and to compliance with this section and the standards for good moral character as contained in such provisions as ss. 110.1127(2)(c), 393.0655(1), ~~394.457(6)~~, 397.451, 402.305(2), 409.175(6), and 943.13(7), are not required to be refingerprinted or rescreened in order to comply with any caretaker screening or fingerprinting requirements.

Section 53. Effective July 1, 2016, paragraph (b) of subsection (1) of section 409.972, Florida Statutes, is amended to read:

409.972 Mandatory and voluntary enrollment.—

(1) The following Medicaid-eligible persons are exempt from mandatory managed care enrollment required by s. 409.965, and may voluntarily choose to participate in the managed medical assistance program:

(b) Medicaid recipients residing in residential commitment facilities operated through the Department of Juvenile Justice or mental health treatment facilities as defined by *s. 394.455(47) s.-394.455(32)*.

Section 54. Effective July 1, 2016, subsection (7) of section 744.704, Florida Statutes, is amended to read:

744.704 Powers and duties.—

(7) A public guardian shall not commit a ward to a mental health treatment facility, as defined in s. 394.455(47) ~~s. 394.455(32)~~, without an involuntary placement proceeding as provided by law.

Section 55. Effective July 1, 2016, paragraph (a) of subsection (2) of section 790.065, Florida Statutes, is amended to read:

790.065 Sale and delivery of firearms.—

(2) Upon receipt of a request for a criminal history record check, the Department of Law Enforcement shall, during the licensee's call or by return call, forthwith:

(a) Review any records available to determine if the potential buyer or transferee:

1. Has been convicted of a felony and is prohibited from receipt or possession of a firearm pursuant to s. 790.23;

2. Has been convicted of a misdemeanor crime of domestic violence, and therefore is prohibited from purchasing a firearm;

3. Has had adjudication of guilt withheld or imposition of sentence suspended on any felony or misdemeanor crime of domestic violence unless 3 years have elapsed since probation or any other conditions set by the court have been fulfilled or expunction has occurred; or

4. Has been adjudicated mentally defective or has been committed to a mental institution by a court or as provided in sub-sub-paragraph b.(II), and as a result is prohibited by state or federal law from purchasing a firearm.

a. As used in this subparagraph, "adjudicated mentally defective" means a determination by a court that a person, as a result of marked subnormal intelligence, or mental illness, incompetency, condition, or disease, is a danger to himself or herself or to others or lacks the mental capacity to contract or manage his or her own affairs. The phrase includes a judicial finding of incapacity under s. 744.331(6)(a), an acquittal by reason of insanity of a person charged with a criminal offense, and a judicial finding that a criminal defendant is not competent to stand trial.

b. As used in this subparagraph, "committed to a mental institution" means:

(I) Involuntary commitment, commitment for mental defectiveness or mental illness, and commitment for substance abuse. The phrase includes involuntary inpatient placement as defined in s. 394.467, involuntary outpatient placement as defined in s. 394.4655, involuntary assessment and stabilization under s. 394.463(2)(g) ~~s. 397.6818~~, or ~~and~~ involuntary substance abuse treatment under s. 394.463 ~~s. 397.6957~~, but does not include a person in a mental institution for observation or discharged from a mental institution based upon the initial review by the physician or a voluntary admission to a mental institution; or

(II) Notwithstanding sub-sub-paragraph (I), voluntary admission to a mental institution for outpatient or inpatient treatment of a person who had an involuntary examination under s. 394.463, where each of the following conditions have been met:

(A) An examining physician found that the person is an imminent danger to himself or herself or others.

(B) The examining physician certified that if the person did not agree to voluntary treatment, a petition for involuntary outpatient or inpatient treatment would have been filed under s. 394.463(2)(g) ~~s. 394.463(2)(4)~~, or the examining physician certified that a petition was filed and the person subsequently agreed to voluntary treatment prior to a court hearing on the petition.

(C) Before agreeing to voluntary treatment, the person received written notice of that finding and certification, and written notice that as a result of such finding, he or she may be prohibited from purchasing a firearm, and may not be eligible to apply for or retain a concealed weapon or firearms license under s. 790.06 and the person acknowledged such notice in writing, in substantially the following form:

"I understand that the doctor who examined me believes I am a danger to myself or to others. I understand that if I do not agree to voluntary treatment, a petition will be filed in court to require me to receive in-

voluntary treatment. I understand that if that petition is filed, I have the right to contest it. In the event a petition has been filed, I understand that I can subsequently agree to voluntary treatment prior to a court hearing. I understand that by agreeing to voluntary treatment in either of these situations, I may be prohibited from buying firearms and from applying for or retaining a concealed weapons or firearms license until I apply for and receive relief from that restriction under Florida law."

(D) A judge or a magistrate has, pursuant to sub-sub-paragraph c.(II), reviewed the record of the finding, certification, notice, and written acknowledgment classifying the person as an imminent danger to himself or herself or others, and ordered that such record be submitted to the department.

c. In order to check for these conditions, the department shall compile and maintain an automated database of persons who are prohibited from purchasing a firearm based on court records of adjudications of mental defectiveness or commitments to mental institutions.

(I) Except as provided in sub-sub-paragraph (II), clerks of court shall submit these records to the department within 1 month after the rendition of the adjudication or commitment. Reports shall be submitted in an automated format. The reports must, at a minimum, include the name, along with any known alias or former name, the sex, and the date of birth of the subject.

(II) For persons committed to a mental institution pursuant to sub-sub-paragraph b.(II), within 24 hours after the person's agreement to voluntary admission, a record of the finding, certification, notice, and written acknowledgment must be filed by the administrator of the receiving or treatment facility, as defined in s. 394.455, with the clerk of the court for the county in which the involuntary examination under s. 394.463 occurred. No fee shall be charged for the filing under this sub-sub-paragraph. The clerk must present the records to a judge or magistrate within 24 hours after receipt of the records. A judge or magistrate is required and has the lawful authority to review the records ex parte and, if the judge or magistrate determines that the record supports the classifying of the person as an imminent danger to himself or herself or others, to order that the record be submitted to the department. If a judge or magistrate orders the submittal of the record to the department, the record must be submitted to the department within 24 hours.

d. A person who has been adjudicated mentally defective or committed to a mental institution, as those terms are defined in this paragraph, may petition the circuit court that made the adjudication or commitment, or the court that ordered that the record be submitted to the department pursuant to sub-sub-paragraph c.(II), for relief from the firearm disabilities imposed by such adjudication or commitment. A copy of the petition shall be served on the state attorney for the county in which the person was adjudicated or committed. The state attorney may object to and present evidence relevant to the relief sought by the petition. The hearing on the petition may be open or closed as the petitioner may choose. The petitioner may present evidence and subpoena witnesses to appear at the hearing on the petition. The petitioner may confront and cross-examine witnesses called by the state attorney. A record of the hearing shall be made by a certified court reporter or by court-approved electronic means. The court shall make written findings of fact and conclusions of law on the issues before it and issue a final order. The court shall grant the relief requested in the petition if the court finds, based on the evidence presented with respect to the petitioner's reputation, the petitioner's mental health record and, if applicable, criminal history record, the circumstances surrounding the firearm disability, and any other evidence in the record, that the petitioner will not be likely to act in a manner that is dangerous to public safety and that granting the relief would not be contrary to the public interest. If the final order denies relief, the petitioner may not petition again for relief from firearm disabilities until 1 year after the date of the final order. The petitioner may seek judicial review of a final order denying relief in the district court of appeal having jurisdiction over the court that issued the order. The review shall be conducted de novo. Relief from a firearm disability granted under this sub-sub-paragraph has no effect on the loss of civil rights, including firearm rights, for any reason other than the particular adjudication of mental defectiveness or commitment to a mental institution from which relief is granted.

e. Upon receipt of proper notice of relief from firearm disabilities granted under sub-subparagraph d., the department shall delete any mental health record of the person granted relief from the automated

database of persons who are prohibited from purchasing a firearm based on court records of adjudications of mental defectiveness or commitments to mental institutions.

f. The department is authorized to disclose data collected pursuant to this subparagraph to agencies of the Federal Government and other states for use exclusively in determining the lawfulness of a firearm sale or transfer. The department is also authorized to disclose this data to the Department of Agriculture and Consumer Services for purposes of determining eligibility for issuance of a concealed weapons or concealed firearms license and for determining whether a basis exists for revoking or suspending a previously issued license pursuant to s. 790.06(10). When a potential buyer or transferee appeals a nonapproval based on these records, the clerks of court and mental institutions shall, upon request by the department, provide information to help determine whether the potential buyer or transferee is the same person as the subject of the record. Photographs and any other data that could confirm or negate identity must be made available to the department for such purposes, notwithstanding any other provision of state law to the contrary. Any such information that is made confidential or exempt from disclosure by law shall retain such confidential or exempt status when transferred to the department.

Section 56. *Effective July 1, 2016, section 397.601, Florida Statutes, which composes part IV of chapter 397, Florida Statutes, is repealed.*

Section 57. *Effective July 1, 2016, sections 397.675, 397.6751, 397.6752, 397.6758, 397.6759, 397.677, 397.6771, 397.6772, 397.6773, 397.6774, 397.6775, 397.679, 397.6791, 397.6793, 397.6795, 397.6797, 397.6798, 397.6799, 397.681, 397.6811, 397.6814, 397.6815, 397.6818, 397.6819, 397.6821, 397.6822, 397.693, 397.695, 397.6951, 397.6955, 397.6957, 397.697, 397.6971, 397.6975, and 397.6977, Florida Statutes, which compose part V of chapter 397, Florida Statutes, are repealed.*

Section 58. For the purpose of incorporating the amendment made by this act to section 394.4599, Florida Statutes, in a reference thereto, subsection (1) of section 394.4685, Florida Statutes, is reenacted to read:

394.4685 Transfer of patients among facilities.—

(1) TRANSFER BETWEEN PUBLIC FACILITIES.—

(a) A patient who has been admitted to a public receiving facility, or the family member, guardian, or guardian advocate of such patient, may request the transfer of the patient to another public receiving facility. A patient who has been admitted to a public treatment facility, or the family member, guardian, or guardian advocate of such patient, may request the transfer of the patient to another public treatment facility. Depending on the medical treatment or mental health treatment needs of the patient and the availability of appropriate facility resources, the patient may be transferred at the discretion of the department. If the department approves the transfer of an involuntary patient, notice according to the provisions of s. 394.4599 shall be given prior to the transfer by the transferring facility. The department shall respond to the request for transfer within 2 working days after receipt of the request by the facility administrator.

(b) When required by the medical treatment or mental health treatment needs of the patient or the efficient utilization of a public receiving or public treatment facility, a patient may be transferred from one receiving facility to another, or one treatment facility to another, at the department's discretion, or, with the express and informed consent of the patient or the patient's guardian or guardian advocate, to a facility in another state. Notice according to the provisions of s. 394.4599 shall be given prior to the transfer by the transferring facility. If prior notice is not possible, notice of the transfer shall be provided as soon as practicable after the transfer.

Section 59. For the purpose of incorporating the amendment made by this act to section 394.4599, Florida Statutes, in a reference thereto, subsection (2) of section 394.469, Florida Statutes, is reenacted to read:

394.469 Discharge of involuntary patients.—

(2) NOTICE.—Notice of discharge or transfer of a patient shall be given as provided in s. 394.4599.

Section 60. Subsection (18) of section 394.455, Florida Statutes, is amended to read:

394.455 Definitions.—As used in this part, unless the context clearly requires otherwise, the term:

(18) “Mental illness” means an impairment of the mental or emotional processes that exercise conscious control of one's actions or of the ability to perceive or understand reality, which impairment substantially interferes with the person's ability to meet the ordinary demands of living. For the purposes of this part, the term does not include a developmental disability as defined in chapter 393, *dementia*, *traumatic brain injuries*, intoxication, or conditions manifested only by antisocial behavior or substance abuse impairment.

Section 61. Subsections (1), (4), (5), and (6) of section 394.492, Florida Statutes, are amended to read:

394.492 Definitions.—As used in ss. 394.490-394.497, the term:

(1) “Adolescent” means a person who is at least 13 years of age but under ~~18~~ 21 years of age.

(4) “Child or adolescent at risk of emotional disturbance” means a person under ~~18~~ 21 years of age who has an increased likelihood of becoming emotionally disturbed because of risk factors that include, but are not limited to:

- (a) Being homeless.
- (b) Having a family history of mental illness.
- (c) Being physically or sexually abused or neglected.
- (d) Abusing alcohol or other substances.
- (e) Being infected with human immunodeficiency virus (HIV).
- (f) Having a chronic and serious physical illness.
- (g) Having been exposed to domestic violence.
- (h) Having multiple out-of-home placements.

(5) “Child or adolescent who has an emotional disturbance” means a person under ~~21~~ ~~18~~ years of age who is diagnosed with a mental, emotional, or behavioral disorder of sufficient duration to meet one of the diagnostic categories specified in the most recent edition of the Diagnostic and Statistical Manual of the American Psychiatric Association, but who does not exhibit behaviors that substantially interfere with or limit his or her role or ability to function in the family, school, or community. The emotional disturbance must not be considered to be a temporary response to a stressful situation. The term does not include a child or adolescent who meets the criteria for involuntary placement under s. 394.467(1).

(6) “Child or adolescent who has a serious emotional disturbance or mental illness” means a person under ~~18~~ 21 years of age who:

(a) Is diagnosed as having a mental, emotional, or behavioral disorder that meets one of the diagnostic categories specified in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association; and

(b) Exhibits behaviors that substantially interfere with or limit his or her role or ability to function in the family, school, or community, which behaviors are not considered to be a temporary response to a stressful situation.

The term includes a child or adolescent who meets the criteria for involuntary placement under s. 394.467(1).

Section 62. Section 394.761, Florida Statutes, is created to read:

394.761 *Revenue maximization.*—The agency and the department shall develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care. The plan must give preference to quality improvement organizations as defined in the Social Security Act, 42 U.S.C. s. 1320c-1. Increased funding will be used to advance the goal of improved integration of behavioral health and primary care services through development and effective implementation of coordinated care organizations as described in s. 394.9082(3). The

agency and the department shall submit the written plan to the President of the Senate and the Speaker of the House of Representatives no later than November 1, 2015. The plan shall identify the amount of general revenue funding appropriated for mental health and substance abuse services which is eligible to be used as state Medicaid match. The plan must evaluate alternative uses of increased Medicaid funding, including expansion of Medicaid eligibility for the severely and persistently mentally ill; increased reimbursement rates for behavioral health services; adjustments to the capitation rate for Medicaid enrollees with chronic mental illness and substance use disorders; supplemental payments to mental health and substance abuse providers through a designated state health program or other mechanisms; and innovative programs for incentivizing improved outcomes for behavioral health conditions. The plan shall identify the advantages and disadvantages of each alternative and assess the potential of each for achieving improved integration of services. The plan shall identify the types of federal approvals necessary to implement each alternative and project a timeline for implementation.

Section 63. Effective upon this act becoming law, section 394.9082, Florida Statutes, is amended to read:

394.9082 Behavioral health managing entities.—

(1) **LEGISLATIVE FINDINGS AND INTENT.**—The Legislature finds that untreated behavioral health disorders constitute major health problems for residents of this state, are a major economic burden to the citizens of this state, and substantially increase demands on the state's juvenile and adult criminal justice systems, the child welfare system, and health care systems. The Legislature finds that behavioral health disorders respond to appropriate treatment, rehabilitation, and supportive intervention. The Legislature finds that *the state's return on its* ~~it has made a substantial long-term investment in the funding of the community-based behavioral health prevention and treatment service systems and facilities can be enhanced by integration of these services with primary care in order to provide critical emergency, acute care, residential, outpatient, and rehabilitative and recovery-based services.~~ The Legislature finds that local communities have also made substantial investments in behavioral health services, contracting with safety net providers who by mandate and mission provide specialized services to vulnerable and hard-to-serve populations and have strong ties to local public health and public safety agencies. The Legislature finds that a regional management structure that facilitates a comprehensive and cohesive system of coordinated care for ~~places the responsibility for publicly financed behavioral health treatment and prevention services within a single private, nonprofit entity at the local level will improve promote improved access to care, promote service continuity, and provide for more efficient and effective delivery of substance abuse and mental health services. The Legislature finds that streamlining administrative processes will create cost efficiencies and provide flexibility to better match available services to consumers' identified needs.~~

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

(a) “Behavioral health services” means mental health services and substance abuse prevention and treatment services as defined in this chapter and chapter 397 which are provided using state and federal funds.

(b) “Decisionmaking model” means a comprehensive management information system needed to answer the following management questions at the federal, state, regional, circuit, and local provider levels: who receives what services from which providers with what outcomes and at what costs?

(b)(e) “Geographic area” means a county, circuit, ~~regional~~, or a region as described in s. 409.966 ~~multiregional area in this state.~~

(c) “Managed behavioral health organization” means a Medicaid managed care organization currently under contract with the Medicaid managed medical assistance program in this state pursuant to part IV, including a managed care organization operating as a behavioral health specialty plan.

(d) “Managing entity” means a corporation that is ~~organized in this state, is designated or filed as a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code, and is under contract to~~ selected by the department to execute the administrative duties specified in subsection

(5) to facilitate the ~~manage the day-to-day operational~~ delivery of behavioral health services through ~~an organized~~ a coordinated system of care.

(e) “Provider networks” mean the direct service agencies ~~that are~~ under contract with a managing entity ~~to provide behavioral health services. and that together constitute~~ The provider network may also include noncontracted providers as partners in the delivery of coordinated care and a comprehensive array of emergency, acute care, residential, outpatient, recovery support, and consumer support services.

~~(3) SERVICE DELIVERY STRATEGIES. The department may work through managing entities to develop service delivery strategies that will improve the coordination, integration, and management of the delivery of behavioral health services to people who have mental or substance use disorders. It is the intent of the Legislature that a well-managed service delivery system will increase access for those in need of care, improve the coordination and continuity of care for vulnerable and high risk populations, and redirect service dollars from restrictive care settings to community based recovery services.~~

(3)(4) **CONTRACT FOR SERVICES.**—

(a) The department ~~must~~ may contract for the purchase and management of behavioral health services with community-based organizations to serve as managing entities. The department may require a managing entity to contract for specialized services that are not currently part of the managing entity's network if the department determines that to do so is in the best interests of consumers of services. The secretary shall determine the schedule for phasing in contracts with managing entities. The managing entities shall, at a minimum, be accountable for the operational oversight of the delivery of behavioral health services funded by the department and for the collection and submission of the required data pertaining to these contracted services. A managing entity shall serve a geographic area designated by the department. The geographic area must be of sufficient size in population, funding, and services and have enough public funds for behavioral health services to allow for flexibility and maximum efficiency.

(b) ~~The operating costs of the managing entity contract shall be funded through funds from the department and any savings and efficiencies achieved through the implementation of managing entities when realized by their participating provider network agencies. The department recognizes that managing entities will have infrastructure development costs during start up so that any efficiencies to be realized by providers from consolidation of management functions, and the resulting savings, will not be achieved during the early years of operation. The department shall negotiate a reasonable and appropriate administrative cost rate with the managing entity. The Legislature intends that reduced local and state contract management and other administrative duties passed on to the managing entity allows funds previously allocated for these purposes to be proportionately reduced and the savings used to purchase the administrative functions of the managing entity. Policies and procedures of the department for monitoring contracts with managing entities shall include provisions for eliminating duplication of the department's and the managing entities' contract management and other administrative activities in order to achieve the goals of cost effectiveness and regulatory relief. To the maximum extent possible, provider monitoring activities shall be assigned to the managing entity.~~

(c) Contracting and payment mechanisms for services must promote clinical and financial flexibility and responsiveness and must allow different categorical funds to be integrated at the point of service. The contracted service array must be determined by using public input, needs assessment, and evidence-based and promising best practice models. The department may employ care management methodologies, prepaid capitation, and case rate or other methods of payment which promote flexibility, efficiency, and accountability.

(b) The primary contractual responsibilities of the managing entity are administrative and fiscal management duties necessary to comply with federal requirements for the Substance Abuse and Mental Health Services grant and to enter into subcontracts with behavioral health service providers using funds appropriated by the Legislature for this purpose. Additional duties of the managing entity include:

1. Assessing community needs for behavioral health services;

2. Collecting and reporting data, including use of a unique identifier developed by the department to facilitate consumer care coordination;

3. Monitoring provider performance through application of nationally recognized standards;

4. Promoting quality improvement through dissemination of evidence informed practices;

5. Facilitating effective provider relationships and arrangements that support coordinated service delivery and continuity of care; and

6. Advising the department on ways to improve behavioral health outcomes.

(c) No later than July 1, 2016, the department shall revise contracts with all current managing entities. The revised contract shall be for a term of 5 years with an option to renew for an additional 5 years. The revised contract will be performance based, which means the contract establishes a limited number of measurable outcomes, sets timelines for achievement of those outcomes that are characterized by specific milestones, and establishes a schedule of penalties scaled to the nature and significance of the performance failure. Such penalties may include a corrective action plan, liquidated damages, or termination of the contract.

(d) The revised contract must establish a clear and consistent framework for managing limited resources to serve priority populations identified in federal regulations and state law.

(e) In developing the revised contract, the department must consult with current managing entities, behavioral health service providers, and the Legislature.

(f) The revised contract will incorporate a plan prepared by the managing entity that describes how the managing entity and the provider network in the region will earn, no later than July 1, 2019, the designation of coordinated care organization pursuant to subsection (5).

(g) The department may terminate a contract with a managing entity for causes specified in the contract or for failure to earn designation as a coordinated care organization in accordance with the plan approved by the department.

(h) When necessary due to contract termination or the expiration of the allowable contract term, the department will issue an invitation to negotiate in order to select an organization to serve as a managing entity. Qualified bidders include managing entities, managed behavioral health organizations or nonprofit organizations with experience managing integrated provider networks specializing in behavioral health services. The department shall consider the input and recommendations of the provider network when selecting a new contractor. The invitation to negotiate shall specify the criteria and the relative weight of the criteria that will be used in selecting the new contractor. The department must consider all of the following factors:

1. Experience serving persons with mental health and substance use disorders.

2. Establishment of community partnerships with behavioral health providers.

3. Demonstrated organizational capabilities for network management functions.

4. Capability to integrate behavioral health with primary care services.

(i) When the contractor serving as the managing entity changes, the department is responsible for developing and implementing a transition plan that ensures continuity of care for patients receiving behavioral health services.

(4)(5) GOALS.—The goal of the service delivery strategies is to provide a design for an effective coordination, integration, and management approach for delivering effective behavioral health services to persons who are experiencing a mental health or substance abuse crisis, who have a disabling mental illness or a substance use or co-occurring disorder, and require extended services in order to recover from their illness, or who need brief treatment or longer term supportive interven-

tions to avoid a crisis or disability. Other goals include The department must develop and incorporate into the revised contract with the managing entities, measureable outcome standards that address the following goals:

(a) The provider network in the region delivers effective, quality services that are evidence-informed, coordinated, and integrated with primary care services and other programs such as vocational rehabilitation, education, child welfare, juvenile justice, and criminal justice.

(b)(a) Behavioral health services supported with public funds are accountable to the public and responsive to local needs Improving accountability for a local system of behavioral health care services to meet performance outcomes and standards through the use of reliable and timely data.

(c)(b) Interactions and relationships among members of the provider network are supported by the managing entity in order to effectively coordinate services and provide continuity of care for priority populations Enhancing the continuity of care for all children, adolescents, and adults who enter the publicly funded behavioral health service system.

(c) Preserving the “safety net” of publicly funded behavioral health services and providers, and recognizing and ensuring continued local contributions to these services, by establishing locally designed and community monitored systems of care.

(d) Providing early diagnosis and treatment interventions to enhance recovery and prevent hospitalization.

(e) Improving the assessment of local needs for behavioral health services.

(f) Improving the overall quality of behavioral health services through the use of evidence based, best practice, and promising practice models.

(g) Demonstrating improved service integration between behavioral health programs and other programs, such as vocational rehabilitation, education, child welfare, primary health care, emergency services, juvenile justice, and criminal justice.

(h) Providing for additional testing of creative and flexible strategies for financing behavioral health services to enhance individualized treatment and support services.

(i) Promoting cost effective quality care.

(j) Working with the state to coordinate admissions and discharges from state civil and forensic hospitals and coordinating admissions and discharges from residential treatment centers.

(k) Improving the integration, accessibility, and dissemination of behavioral health data for planning and monitoring purposes.

(l) Promoting specialized behavioral health services to residents of assisted living facilities.

(m) Working with the state and other stakeholders to reduce the admissions and the length of stay for dependent children in residential treatment centers.

(n) Providing services to adults and children with co-occurring disorders of mental illnesses and substance abuse problems.

(o) Providing services to elder adults in crisis or at risk for placement in a more restrictive setting due to a serious mental illness or substance abuse.

(5) COORDINATED CARE ORGANIZATIONS.—

(a) Managing entities may earn designation as coordinated care organizations by developing and implementing a plan that enables the members of the provider network, including those under contract to the managing entity as well as other noncontracted community service providers, to work together to improve outcomes for individuals with mental health and substance use disorders. The plan must:

1. Assess working relationships among providers of a comprehensive range of services as described in subsection (6) and propose strategies for improving access to care for priority populations;

2. Identify gaps in the current system of care and propose methods for improving continuity and effectiveness of care;

3. Assess current methods and capabilities for consumer care coordination and propose enhancements to increase the number of individuals served and the effectiveness of care coordination services; and

4. Result from a collaborative effort of providers in the region that is facilitated and documented by the managing entity.

(b) In order to earn designation as a coordinated care organization, the managing entity must document working relationships among providers established through written coordination agreements that define common protocols for intake and assessment, create methods of data sharing, institute joint operational procedures, provide for integrated care planning and case management, and initiate cooperative evaluation procedures.

(c) After earning designation, the managing entity must maintain this status by documenting the ongoing use and continuous improvement of the coordination methods specified in the written agreements.

(d) Before designating a managing entity as a coordinated care organization, the department must seek input from the providers and other community stakeholders to assess the effectiveness of entity's coordination efforts.

(6) **ESSENTIAL ELEMENTS.**—It is the intent of the Legislature that the department may plan for and enter into contracts with managing entities to manage care in geographical areas throughout the state. A comprehensive range of services includes the following essential elements:

1. A centralized receiving facility or a coordinated receiving system consisting of written agreements and operational policies that support efficient methods of triaging patients to appropriate providers.

2. Crisis services, including mobile response teams and crisis stabilization units.

3. Case management and consumer care coordination.

4. Outpatient services.

5. Residential services.

6. Hospital inpatient care.

7. Aftercare and other postdischarge services.

8. Recovery support, including housing assistance and support for competitive employment, educational attainment, independent living skills development, family support and education, and wellness management and self-care.

9. Medical services necessary for coordination of behavioral health services with primary care.

10. Prevention and outreach services.

11. Medication-assisted treatment.

12. Detoxification services.

(a) The managing entity must demonstrate the ability of its network of providers to comply with the pertinent provisions of this chapter and chapter 397 and to ensure the provision of comprehensive behavioral health services. The network of providers must include, but need not be limited to, community mental health agencies, substance abuse treatment providers, and best practice consumer services providers.

(b) The department shall terminate its mental health or substance abuse provider contracts for services to be provided by the managing entity at the same time it contracts with the managing entity.

~~(c) The managing entity shall ensure that its provider network is broadly conceived. All mental health or substance abuse treatment providers currently under contract with the department shall be offered a contract by the managing entity.~~

~~(d) The department may contract with managing entities to provide the following core functions:~~

~~1. Financial accountability.~~

~~2. Allocation of funds to network providers in a manner that reflects the department's strategic direction and plans.~~

~~3. Provider monitoring to ensure compliance with federal and state laws, rules, and regulations.~~

~~4. Data collection, reporting, and analysis.~~

~~5. Operational plans to implement objectives of the department's strategic plan.~~

~~6. Contract compliance.~~

~~7. Performance management.~~

~~8. Collaboration with community stakeholders, including local government.~~

~~9. System of care through network development.~~

~~10. Consumer care coordination.~~

~~11. Continuous quality improvement.~~

~~12. Timely access to appropriate services.~~

~~13. Cost effectiveness and system improvements.~~

~~14. Assistance in the development of the department's strategic plan.~~

~~15. Participation in community, circuit, regional, and state planning.~~

~~16. Resource management and maximization, including pursuit of third-party payments and grant applications.~~

~~17. Incentives for providers to improve quality and access.~~

~~18. Liaison with consumers.~~

~~19. Community needs assessment.~~

~~20. Securing local matching funds.~~

~~(c) The managing entity shall ensure that written cooperative agreements are developed and implemented among the criminal and juvenile justice systems, the local community-based care network, and the local behavioral health providers in the geographic area which define strategies and alternatives for diverting people who have mental illness and substance abuse problems from the criminal justice system to the community. These agreements must also address the provision of appropriate services to persons who have behavioral health problems and leave the criminal justice system.~~

~~(f) Managing entities must collect and submit data to the department regarding persons served, outcomes of persons served, and the costs of services provided through the department's contract. The department shall evaluate managing entity services based on consumer-centered outcome measures that reflect national standards that can dependably be measured. The department shall work with managing entities to establish performance standards related to:~~

~~1. The extent to which individuals in the community receive services.~~

~~2. The improvement of quality of care for individuals served.~~

~~3. The success of strategies to divert jail, prison, and forensic facility admissions.~~

~~4. Consumer and family satisfaction.~~

5.—The satisfaction of key community constituents such as law enforcement agencies, juvenile justice agencies, the courts, the schools, local government entities, hospitals, and others as appropriate for the geographical area of the managing entity.

(g) ~~The Agency for Health Care Administration may establish a certified match program, which must be voluntary. Under a certified match program, reimbursement is limited to the federal Medicaid share to Medicaid-enrolled strategy participants. The agency may take no action to implement a certified match program unless the consultation provisions of chapter 216 have been met. The agency may seek federal waivers that are necessary to implement the behavioral health service delivery strategies.~~

(7) MANAGING ENTITY REQUIREMENTS.—The department may adopt rules and *contractual standards related to and a process for* the qualification and operation of managing entities which are based, in part, on the following criteria:

(a) *As of the execution of the revised contract, the department must verify that each* A managing entity's governing board meets the requirements of this section. ~~governance structure shall be representative and shall, at a minimum, include consumers and family members, appropriate community stakeholders and organizations, and providers of substance abuse and mental health services as defined in this chapter and chapter 397. If there are one or more private-receiving facilities in the geographic coverage area of a managing entity, the managing entity shall have one representative for the private-receiving facilities as an ex officio member of its board of directors.~~

1. *The composition of the board must be broadly representative of the community and include consumers and family members, community organizations that do not contract with the managing entity, local governments, area law enforcement agencies, business leaders, community-based care lead agency representatives, health care professionals, and representatives of health care facilities. Representatives of local governments, including counties, school boards, sheriffs, and independent hospital taxing districts may, however, serve as voting members even if they contract with the managing entity.*

2. *The managing entity must establish a technical advisory panel consisting of providers of mental health and substance abuse services that selects at least one member to serve as an ex officio member of the governing board.*

(b) *The managing entity must create a transparent process for nomination and selection of board members and must adopt a procedure for establishing staggered term limits with ensures that no individual serves more than 8 consecutive years on the board* ~~A managing entity that was originally formed primarily by substance abuse or mental health providers must present and demonstrate a detailed, consensus approach to expanding its provider network and governance to include both substance abuse and mental health providers.~~

(c) ~~A managing entity must submit a network management plan and budget in a form and manner determined by the department. The plan must detail the means for implementing the duties to be contracted to the managing entity and the efficiencies to be anticipated by the department as a result of executing the contract. The department may require modifications to the plan and must approve the plan before contracting with a managing entity. The department may contract with a managing entity that demonstrates readiness to assume core functions, and may continue to add functions and responsibilities to the managing entity's contract over time as additional competencies are developed as identified in paragraph (g). Notwithstanding other provisions of this section, the department may continue and expand managing entity contracts if the department determines that the managing entity meets the requirements specified in this section.~~

(d) ~~Notwithstanding paragraphs (b) and (c), a managing entity that is currently a fully integrated system providing mental health and substance abuse services, Medicaid, and child welfare services is permitted to continue operating under its current governance structure as long as the managing entity can demonstrate to the department that consumers, other stakeholders, and network providers are included in the planning process.~~

(c)(e) Managing entities shall operate in a transparent manner, providing public access to information, notice of meetings, and opportunities for broad public participation in decisionmaking. The managing entity's network management plan must detail policies and procedures that ensure transparency.

(d)(f) Before contracting with a managing entity, the department must perform an onsite readiness review of a managing entity to determine its operational capacity to satisfactorily perform the duties to be contracted.

(e)(g) The department shall engage community stakeholders, including providers and managing entities under contract with the department, in the development of objective standards to measure the competencies of managing entities and their readiness to assume the responsibilities described in this section, and the outcomes to hold them accountable.

(8) ~~DEPARTMENT RESPONSIBILITIES.—With the introduction of managing entities to monitor department contracted providers' day-to-day operations, the department and its regional and circuit offices will have increased ability to focus on broad systemic substance abuse and mental health issues. After the department enters into a managing entity contract in a geographic area, the regional and circuit offices of the department in that area shall direct their efforts primarily to monitoring the managing entity contract, including negotiation of system quality improvement goals each contract year, and review of the managing entity's plans to execute department strategic plans; carrying out statutorily mandated licensure functions; conducting community and regional substance abuse and mental health planning; communicating to the department the local needs assessed by the managing entity; preparing department strategic plans; coordinating with other state and local agencies; assisting the department in assessing local trends and issues and advising departmental headquarters on local priorities; and providing leadership in disaster planning and preparation.~~

(8)(9) FUNDING FOR MANAGING ENTITIES.—

(a) A contract established between the department and a managing entity under this section shall be funded by general revenue, other applicable state funds, or applicable federal funding sources. A managing entity may carry forward documented unexpended state funds from one fiscal year to the next; however, the cumulative amount carried forward may not exceed 8 percent of the total contract. Any unexpended state funds in excess of that percentage must be returned to the department. The funds carried forward may not be used in a way that would create increased recurring future obligations or for any program or service that is not currently authorized under the existing contract with the department. Expenditures of funds carried forward must be separately reported to the department. Any unexpended funds that remain at the end of the contract period shall be returned to the department. Funds carried forward may be retained through contract renewals and new procurements as long as the same managing entity is retained by the department.

(b) The method of payment for a fixed-price contract with a managing entity must provide for a 2-month advance payment at the beginning of each fiscal year and equal monthly payments thereafter.

(10) ~~REPORTING.—Reports of the department's activities, progress, and needs in achieving the goal of contracting with managing entities in each circuit and region statewide must be submitted to the appropriate substantive and appropriations committees in the Senate and the House of Representatives on January 1 and July 1 of each year until the full transition to managing entities has been accomplished statewide.~~

(9)(11) RULES.—The department ~~may~~ shall adopt rules to administer this section and, as necessary, to further specify requirements of managing entities.

(10) *CRISIS STABILIZATION SERVICES UTILIZATION DATA-BASE.—The department shall develop, implement, and maintain standards under which a managing entity shall collect utilization data from all public receiving facilities situated within its geographic service area. As used in this subsection, the term "public receiving facility" means an entity that meets the licensure requirements of and is designated by the department to operate as a public receiving facility under s. 394.875 and that is operating as a licensed crisis stabilization unit.*

(a) *The department shall develop standards and protocols for managing entities and public receiving facilities to use in the collection, storage, transmittal, and analysis of data. The standards and protocols must allow for compatibility of data and data transmittal between public receiving facilities, managing entities, and the department for the implementation and requirements of this subsection. The department shall require managing entities contracted under this section to comply with this subsection by August 1, 2015.*

(b) *A managing entity shall require a public receiving facility within its provider network to submit data to the managing entity, in real time or at least daily, for:*

1. *All admissions and discharges of clients receiving public receiving facility services who qualify as indigent, as defined in s. 394.4787; and*

2. *A current active census of total licensed beds, the number of beds purchased by the department, the number of clients qualifying as indigent occupying those beds, and the total number of unoccupied licensed beds regardless of funding.*

(c) *A managing entity shall require a public receiving facility within its provider network to submit data, on a monthly basis, to the managing entity which aggregates the daily data submitted under paragraph (b). The managing entity shall reconcile the data in the monthly submission to the data received by the managing entity under paragraph (b) to check for consistency. If the monthly aggregate data submitted by a public receiving facility under this paragraph is inconsistent with the daily data submitted under paragraph (b), the managing entity shall consult with the public receiving facility to make corrections as necessary to ensure accurate data.*

(d) *A managing entity shall require a public receiving facility within its provider network to submit data, on an annual basis, to the managing entity which aggregates the data submitted and reconciled under paragraph (c). The managing entity shall reconcile the data in the annual submission to the data received and reconciled by the managing entity under paragraph (c) to check for consistency. If the annual aggregate data submitted by a public receiving facility under this paragraph is inconsistent with the data received and reconciled under paragraph (c), the managing entity shall consult with the public receiving facility to make corrections as necessary to ensure accurate data.*

(e) *After ensuring accurate data under paragraphs (c) and (d), the managing entity shall submit the data to the department on a monthly and an annual basis. The department shall create a statewide database for the data described under paragraph (b) and submitted under this paragraph for the purpose of analyzing the payments for and the use of crisis stabilization services funded under the Baker Act on a statewide basis and on an individual public receiving facility basis.*

(f) *The department shall adopt rules to administer this subsection.*

(g) *The department shall submit a report by January 31, 2016, and annually thereafter, to the Governor, the President of the Senate, and the Speaker of the House of Representatives which provides details on the implementation of this subsection, including the status of the data collection process and a detailed analysis of the data collected under this subsection.*

Section 64. *For the 2015-2016 fiscal year, the sum of \$175,000 in nonrecurring funds from the Alcohol, Drug Abuse, and Mental Health Trust Fund is appropriated to the Department of Children and Families to implement s. 394.9082(10).*

Section 65. Section 397.402, Florida Statutes, is created to read:

397.402 *Single, consolidated licensure.—The department and the Agency for Health Care Administration shall develop a plan for modifying licensure statutes and rules to provide options for a single, consolidated license for a provider that offers multiple types of mental health and substance abuse services regulated under chapters 394 and 397. The plan shall identify options for license consolidation within the department and within the agency, and shall identify interagency license consolidation options. The department and the agency shall submit the plan to the Governor, the President of the Senate, and the Speaker of the House of Representatives by November 1, 2015.*

Section 66. Present paragraphs (d) through (m) of subsection (2) of section 409.967, Florida Statutes, are redesignated as paragraphs (e) through (n), respectively, and a new paragraph (d) is added to that subsection, to read:

409.967 *Managed care plan accountability.—*

(2) *The agency shall establish such contract requirements as are necessary for the operation of the statewide managed care program. In addition to any other provisions the agency may deem necessary, the contract must require:*

(d) *Quality care.—Managed care plans shall provide, or contract for the provision of, care coordination to facilitate the appropriate delivery of behavioral health care services in the least restrictive setting with treatment and recovery capabilities that address the needs of the patient. Services shall be provided in a manner that integrates behavioral health services and primary care. Plans shall be required to achieve specific behavioral health outcome standards, established by the agency in consultation with the Department of Children and Families.*

Section 67. Subsection (5) is added to section 409.973, Florida Statutes, to read:

409.973 *Benefits.—*

(5) *INTEGRATED BEHAVIORAL HEALTH INITIATIVE.—Each plan operating in the managed medical assistance program shall work with the managing entity in its service area to establish specific organizational supports and service protocols that enhance the integration and coordination of primary care and behavioral health services for Medicaid recipients. Progress in this initiative will be measured using the integration framework and core measures developed by the Agency for Healthcare Research and Quality.*

Section 68. *Section 394.4674, Florida Statutes, is repealed.*

Section 69. *Section 394.4985, Florida Statutes, is repealed.*

Section 70. *Section 394.745, Florida Statutes, is repealed.*

Section 71. *Section 397.331, Florida Statutes, is repealed.*

Section 72. *Section 397.333, Florida Statutes, is repealed.*

Section 73. *Section 397.801, Florida Statutes, is repealed.*

Section 74. *Section 397.811, Florida Statutes, is repealed.*

Section 75. *Section 397.821, Florida Statutes, is repealed.*

Section 76. *Section 397.901, Florida Statutes, is repealed.*

Section 77. *Section 397.93, Florida Statutes, is repealed.*

Section 78. *Section 397.94, Florida Statutes, is repealed.*

Section 79. *Section 397.951, Florida Statutes, is repealed.*

Section 80. *Section 397.97, Florida Statutes, is repealed.*

Section 81. *Section 491.0045, Florida Statutes, is amended to read:*

491.0045 *Intern registration; requirements.—*

(1) ~~Effective January 1, 1998,~~ *An individual who has not satisfied intends to practice in Florida to satisfy the postgraduate or post-master's level experience requirements, as specified in s. 491.005(1)(c), (3)(c), or (4)(c), must register as an intern in the profession for which he or she is seeking licensure prior to commencing the post-master's experience requirement or an individual who intends to satisfy part of the required graduate-level practicum, internship, or field experience, outside the academic arena for any profession, must register as an intern in the profession for which he or she is seeking licensure prior to commencing the practicum, internship, or field experience.*

(2) *The department shall register as a clinical social worker intern, marriage and family therapist intern, or mental health counselor intern each applicant who the board certifies has:*

(a) Completed the application form and remitted a nonrefundable application fee not to exceed \$200, as set by board rule;

(b)1. Completed the education requirements as specified in s. 491.005(1)(c), (3)(c), or (4)(c) for the profession for which he or she is applying for licensure, if needed; and

2. Submitted an acceptable supervision plan, as determined by the board, for meeting the practicum, internship, or field work required for licensure that was not satisfied in his or her graduate program.

(c) Identified a qualified supervisor.

(3) An individual registered under this section must remain under supervision *while practicing under registered intern status until he or she is in receipt of a license or a letter from the department stating that he or she is licensed to practice the profession for which he or she applied.*

~~(4) An individual who has applied for intern registration on or before December 31, 2001, and has satisfied the education requirements of s. 491.005 that are in effect through December 31, 2000, will have met the educational requirements for licensure for the profession for which he or she has applied.~~

~~(4)(5) An individual who fails~~ Individuals who have commenced the experience requirement as specified in s. 491.005(1)(c), (3)(c), or (4)(c) but failed to register as required by subsection (1) shall register with the department before January 1, 2000. Individuals who fail to comply with this section may subsection shall not be granted a license under this chapter, and any time spent by the individual completing the experience requirement as specified in s. 491.005(1)(c), (3)(c), or (4)(c) before prior to registering as an intern does shall not count toward completion of the such requirement.

(5) An intern registration is valid for 5 years.

(6) Any registration issued on or before March 31, 2016, expires March 31, 2021, and may not be renewed or reissued. Any registration issued after March 31, 2016, expires 60 months after the date it is issued. A subsequent intern registration may not be issued unless the candidate has passed the theory and practice examination described in s. 491.005(1)(d), (3)(d), and (4)(d).

(7) An individual who has held a provisional license issued by the board may not apply for an intern registration in the same profession.

Section 82. Subsection (15) of section 397.321, Florida Statutes, is amended to read:

397.321 Duties of the department.—The department shall:

(15) Appoint a substance abuse impairment coordinator to represent the department in efforts initiated by the statewide substance abuse impairment prevention and treatment coordinator ~~established in s. 397.801~~ and to assist the statewide coordinator in fulfilling the responsibilities of that position.

Section 83. Subsection (1) of section 397.98, Florida Statutes, is amended to read:

397.98 Children's substance abuse services; utilization management.—

(1) Utilization management shall be an integral part of each Children's Network of Care Demonstration Model ~~as described under s. 397.97~~. The utilization management process shall include procedures for analyzing the allocation and use of resources by the purchasing agent. Such procedures shall include:

(a) Monitoring the appropriateness of admissions to residential services or other levels of care as determined by the department.

(b) Monitoring the duration of care.

(c) Developing profiles of network providers which describe their patterns of delivering care.

(d) Authorizing care for high-cost services.

Section 84. Paragraph (e) of subsection (3) of section 409.966, Florida Statutes, is amended to read:

409.966 Eligible plans; selection.—

(3) QUALITY SELECTION CRITERIA.—

(e) To ensure managed care plan participation in Regions 1 and 2, the agency shall award an additional contract to each plan with a contract award in Region 1 or Region 2. Such contract shall be in any other region in which the plan submitted a responsive bid and negotiates a rate acceptable to the agency. If a plan that is awarded an additional contract pursuant to this paragraph is subject to penalties pursuant to s. 409.967(2)(i) ~~s. 409.967(2)(b)~~ for activities in Region 1 or Region 2, the additional contract is automatically terminated 180 days after the imposition of the penalties. The plan must reimburse the agency for the cost of enrollment changes and other transition activities.

Section 85. Paragraph (a) of subsection (5) of section 943.031, Florida Statutes, is amended to read:

943.031 Florida Violent Crime and Drug Control Council.—

(5) DUTIES OF COUNCIL.—Subject to funding provided to the department by the Legislature, the council shall provide advice and make recommendations, as necessary, to the executive director of the department.

(a) The council may advise the executive director on the feasibility of undertaking initiatives which include, but are not limited to, the following:

1. Establishing a program that provides grants to criminal justice agencies that develop and implement effective violent crime prevention and investigative programs and which provides grants to law enforcement agencies for the purpose of drug control, criminal gang, and illicit money laundering investigative efforts or task force efforts that are determined by the council to significantly contribute to achieving the state's goal of reducing drug-related crime, that represent significant criminal gang investigative efforts, that represent a significant illicit money laundering investigative effort, or that otherwise significantly support statewide strategies developed by the Statewide Drug Policy Advisory Council ~~established under s. 397.333~~, subject to the limitations provided in this section. The grant program may include an innovations grant program to provide startup funding for new initiatives by local and state law enforcement agencies to combat violent crime or to implement drug control, criminal gang, or illicit money laundering investigative efforts or task force efforts by law enforcement agencies, including, but not limited to, initiatives such as:

a. Providing enhanced community-oriented policing.

b. Providing additional undercover officers and other investigative officers to assist with violent crime investigations in emergency situations.

c. Providing funding for multiagency or statewide drug control, criminal gang, or illicit money laundering investigative efforts or task force efforts that cannot be reasonably funded completely by alternative sources and that significantly contribute to achieving the state's goal of reducing drug-related crime, that represent significant criminal gang investigative efforts, that represent a significant illicit money laundering investigative effort, or that otherwise significantly support statewide strategies developed by the Statewide Drug Policy Advisory Council ~~established under s. 397.333~~.

2. Expanding the use of automated biometric identification systems at the state and local levels.

3. Identifying methods to prevent violent crime.

4. Identifying methods to enhance multiagency or statewide drug control, criminal gang, or illicit money laundering investigative efforts or task force efforts that significantly contribute to achieving the state's goal of reducing drug-related crime, that represent significant criminal gang investigative efforts, that represent a significant illicit money laundering investigative effort, or that otherwise significantly support statewide strategies developed by the Statewide Drug Policy Advisory Council ~~established under s. 397.333~~.

5. Enhancing criminal justice training programs that address violent crime, drug control, illicit money laundering investigative techniques, or efforts to control and eliminate criminal gangs.

6. Developing and promoting crime prevention services and educational programs that serve the public, including, but not limited to:

a. Enhanced victim and witness counseling services that also provide crisis intervention, information referral, transportation, and emergency financial assistance.

b. A well-publicized rewards program for the apprehension and conviction of criminals who perpetrate violent crimes.

7. Enhancing information sharing and assistance in the criminal justice community by expanding the use of community partnerships and community policing programs. Such expansion may include the use of civilian employees or volunteers to relieve law enforcement officers of clerical work in order to enable the officers to concentrate on street visibility within the community.

Section 86. Subsection (1) of section 943.042, Florida Statutes, is amended to read:

943.042 Violent Crime Investigative Emergency and Drug Control Strategy Implementation Account.—

(1) There is created a Violent Crime Investigative Emergency and Drug Control Strategy Implementation Account within the Department of Law Enforcement Operating Trust Fund. The account shall be used to provide emergency supplemental funds to:

(a) State and local law enforcement agencies that are involved in complex and lengthy violent crime investigations, or matching funding to multiagency or statewide drug control or illicit money laundering investigative efforts or task force efforts that significantly contribute to achieving the state's goal of reducing drug-related crime, that represent a significant illicit money laundering investigative effort, or that otherwise significantly support statewide strategies developed by the Statewide Drug Policy Advisory Council ~~established under s. 397.333;~~

(b) State and local law enforcement agencies that are involved in violent crime investigations which constitute a significant emergency within the state; or

(c) Counties that demonstrate a significant hardship or an inability to cover extraordinary expenses associated with a violent crime trial.

Section 87. For the purpose of incorporating the amendment made by this act to section 394.492, Florida Statutes, in a reference thereto, paragraph (a) of subsection (6) of section 39.407, Florida Statutes, is reenacted to read:

39.407 Medical, psychiatric, and psychological examination and treatment of child; physical, mental, or substance abuse examination of person with or requesting child custody.—

(6) Children who are in the legal custody of the department may be placed by the department, without prior approval of the court, in a residential treatment center licensed under s. 394.875 or a hospital licensed under chapter 395 for residential mental health treatment only pursuant to this section or may be placed by the court in accordance with an order of involuntary examination or involuntary placement entered pursuant to s. 394.463 or s. 394.467. All children placed in a residential treatment program under this subsection must have a guardian ad litem appointed.

(a) As used in this subsection, the term:

1. "Residential treatment" means placement for observation, diagnosis, or treatment of an emotional disturbance in a residential treatment center licensed under s. 394.875 or a hospital licensed under chapter 395.

2. "Least restrictive alternative" means the treatment and conditions of treatment that, separately and in combination, are no more intrusive or restrictive of freedom than reasonably necessary to achieve a substantial therapeutic benefit or to protect the child or adolescent or others from physical injury.

3. "Suitable for residential treatment" or "suitability" means a determination concerning a child or adolescent with an emotional disturbance as defined in s. 394.492(5) or a serious emotional disturbance as defined in s. 394.492(6) that each of the following criteria is met:

a. The child requires residential treatment.

b. The child is in need of a residential treatment program and is expected to benefit from mental health treatment.

c. An appropriate, less restrictive alternative to residential treatment is unavailable.

Section 88. For the purpose of incorporating the amendment made by this act to section 394.492, Florida Statutes, in a reference thereto, subsection (21) of section 394.67, Florida Statutes, is reenacted to read:

394.67 Definitions.—As used in this part, the term:

(21) "Residential treatment center for children and adolescents" means a 24-hour residential program, including a therapeutic group home, which provides mental health services to emotionally disturbed children or adolescents as defined in s. 394.492(5) or (6) and which is a private for-profit or not-for-profit corporation licensed by the agency which offers a variety of treatment modalities in a more restrictive setting.

Section 89. For the purpose of incorporating the amendment made by this act to section 394.492, Florida Statutes, in a reference thereto, paragraph (b) of subsection (1) of section 394.674, Florida Statutes, is reenacted to read:

394.674 Eligibility for publicly funded substance abuse and mental health services; fee collection requirements.—

(1) To be eligible to receive substance abuse and mental health services funded by the department, an individual must be a member of at least one of the department's priority populations approved by the Legislature. The priority populations include:

(b) For children's mental health services:

1. Children who are at risk of emotional disturbance as defined in s. 394.492(4).

2. Children who have an emotional disturbance as defined in s. 394.492(5).

3. Children who have a serious emotional disturbance as defined in s. 394.492(6).

4. Children diagnosed as having a co-occurring substance abuse and emotional disturbance or serious emotional disturbance.

Section 90. For the purpose of incorporating the amendment made by this act to section 394.492, Florida Statutes, in a reference thereto, subsection (1) of section 394.676, Florida Statutes, is reenacted to read:

394.676 Indigent psychiatric medication program.—

(1) Within legislative appropriations, the department may establish the indigent psychiatric medication program to purchase psychiatric medications for persons as defined in s. 394.492(5) or (6) or pursuant to s. 394.674(1), who do not reside in a state mental health treatment facility or an inpatient unit.

Section 91. For the purpose of incorporating the amendment made by this act to section 394.492, Florida Statutes, in a reference thereto, paragraph (c) of subsection (2) of section 409.1676, Florida Statutes, is reenacted to read:

409.1676 Comprehensive residential group care services to children who have extraordinary needs.—

(2) As used in this section, the term:

(c) "Serious behavioral problems" means behaviors of children who have been assessed by a licensed master's-level human-services professional to need at a minimum intensive services but who do not meet the criteria of s. 394.492(7). A child with an emotional disturbance as defined

in s. 394.492(5) or (6) may be served in residential group care unless a determination is made by a mental health professional that such a setting is inappropriate. A child having a serious behavioral problem must have been determined in the assessment to have at least one of the following risk factors:

1. An adjudication of delinquency and be on conditional release status with the Department of Juvenile Justice.
2. A history of physical aggression or violent behavior toward self or others, animals, or property within the past year.
3. A history of setting fires within the past year.
4. A history of multiple episodes of running away from home or placements within the past year.
5. A history of sexual aggression toward other youth.

Section 92. For the purpose of incorporating the amendment made by this act to section 394.492, Florida Statutes, in a reference thereto, paragraph (b) of subsection (1) of section 409.1677, Florida Statutes, is reenacted to read:

409.1677 Model comprehensive residential services programs.—

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

(b) “Serious behavioral problems” means behaviors of children who have been assessed by a licensed master’s-level human-services professional to need at a minimum intensive services but who do not meet the criteria of s. 394.492(6) or (7). A child with an emotional disturbance as defined in s. 394.492(5) may be served in residential group care unless a determination is made by a mental health professional that such a setting is inappropriate.

Section 93. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: An act relating to mental health and substance abuse; providing a directive to the Division of Law Revision and Information; amending ss. 29.004, 39.001, 39.507, and 39.521, F.S.; conforming provisions to changes made by the act; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.453, F.S.; providing legislative intent regarding the development of programs related to substance abuse impairment by the Department of Children and Families; expanding legislative intent related to a guarantee of dignity and human rights to all individuals who are admitted to substance abuse treatment facilities; amending s. 394.455, F.S.; defining and redefining terms; deleting terms; amending s. 394.457, F.S.; adding substance abuse services as a program focus for which the Department of Children and Families is responsible; deleting a requirement that the department establish minimum standards for personnel employed in mental health programs and provide orientation and training materials; amending s. 394.4573, F.S.; deleting a term; adding substance abuse care as an element of the continuity of care management system that the department must establish; deleting duties and measures of performance of the department regarding the continuity of care management system; amending s. 394.459, F.S.; extending a right to dignity to all individuals held for examination or admitted for mental health or substance abuse treatment; providing procedural requirements that must be followed to detain without consent an individual who has a substance abuse impairment but who has not been charged with a criminal offense; providing that individuals held for examination or admitted for treatment at a facility have a right to certain evaluation and treatment procedures; removing provisions regarding express and informed consent for medical procedures requiring the use of a general anesthetic or electroconvulsive treatment; requiring facilities to have written procedures for reporting events that place individuals receiving services at risk of harm; requiring service providers to provide information concerning advance directives to individuals receiving services; amending s. 394.4597, F.S.; specifying certain persons who are prohibited from being selected as an individual’s representative; providing certain rights to representatives;

amending s. 394.4598, F.S.; specifying certain persons who are prohibited from being appointed as an individual’s guardian advocate; providing guidelines for decisions of guardian advocates; amending s. 394.4599, F.S.; including health care surrogates and proxies as individuals who may act on behalf of an individual involuntarily admitted to a facility; requiring a receiving facility to give notice immediately of the whereabouts of a minor who is being held involuntarily to the minor’s parent, guardian, caregiver, or guardian advocate; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous attempts to notify; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor’s clinical record; amending s. 394.4615, F.S.; adding a condition under which the clinical record of an individual must be released to the state attorney; providing for the release of information from the clinical record to law enforcement agencies under certain circumstances; amending s. 394.462, F.S.; providing that a person in custody for a felony other than a forcible felony must be transported to the nearest receiving facility for examination; providing that a law enforcement officer may transport an individual meeting the criteria for voluntary admission to a mental health receiving facility, addictions receiving facility, or detoxification facility at the individual’s request; amending s. 394.4625, F.S.; providing criteria for the examination and treatment of an individual who is voluntarily admitted to a facility; providing criteria for the release or discharge of the individual; providing that a voluntarily admitted individual who is released or discharged and who is currently charged with a crime shall be returned to the custody of a law enforcement officer; providing procedures for transferring an individual to voluntary status and involuntary status; amending s. 394.463, F.S.; providing for the involuntary examination of a person for a substance abuse impairment; providing for the transportation of an individual for an involuntary examination; providing that a certificate for an involuntary examination must contain certain information; providing criteria and procedures for the release of an individual held for involuntary examination from receiving or treatment facilities; amending s. 394.4655, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary outpatient placement apply; providing guidelines for an attorney representing an individual subject to proceedings for involuntary outpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; requiring the court to consider certain information when determining whether to appoint a guardian advocate for the individual; requiring the court to inform the individual and his or her representatives of the individual’s right to an independent expert examination with regard to proceedings for involuntary outpatient placement; amending s. 394.467, F.S.; adding substance abuse impairment as a condition to which criteria for involuntary inpatient placement apply; adding addictions receiving facilities and detoxification facilities as identified receiving facilities; providing for first and second medical opinions in proceedings for placement for treatment of substance abuse impairment; providing guidelines for attorney representation of an individual subject to proceedings for involuntary inpatient placement; providing guidelines for the state attorney in prosecuting a petition for involuntary placement; setting standards for the court to accept a waiver of the individual’s rights; requiring the court to consider certain testimony regarding the individual’s prior history in proceedings; requiring the Division of Administrative Hearings to inform the individual and his or her representatives of the right to an independent expert examination; amending s. 394.4672, F.S.; providing authority of facilities of the United States Department of Veterans Affairs to conduct certain examinations and provide certain treatments; amending s. 394.47891, F.S.; expanding eligibility criteria for military veterans’ and servicemembers’ court programs; creating s. 394.47892, F.S.; authorizing counties to fund treatment-based mental health court programs; providing legislative intent; providing that pretrial program participation is voluntary; specifying criteria that a court must consider before sentencing a person to a postadjudicatory treatment-based mental health court program; requiring a judge presiding over a postadjudicatory treatment-based mental health court program to hear a violation of probation or community control under certain circumstances; providing that treatment-based mental health court programs may include specified programs; requiring a judicial circuit with a treatment-based mental health court program to establish a coordinator position, subject to annual appropriation by the Legislature; providing county funding requirements for treatment-based mental health court programs; authorizing the chief judge of a judicial circuit to appoint an advisory committee for the treatment-based mental health court program; specifying membership of

the committee; amending s. 394.656, F.S.; renaming the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Review Committee as the Criminal Justice, Mental Health, and Substance Abuse Statewide Grant Policy Committee; providing additional members of the committee; providing duties of the committee; providing additional qualifications for committee members; directing the Department of Children and Families to create a grant review and selection committee; providing duties of the committee; authorizing a designated not-for-profit community provider, managing entity, or coordinated care organization to apply for certain grants; providing eligibility requirements; defining the term "sequential intercept mapping"; removing provisions relating to applications for certain planning grants; amending s. 394.875, F.S.; removing a limitation on the number of beds in crisis stabilization units; creating s. 765.4015, F.S.; providing a short title; creating s. 765.402, F.S.; providing legislative findings; creating s. 765.403, F.S.; defining terms; creating s. 765.405, F.S.; authorizing an adult with capacity to execute a mental health or substance abuse treatment advance directive; providing a presumption of validity if certain requirements are met; specifying provisions that an advance directive may include; creating s. 765.406, F.S.; providing for execution of the mental health or substance abuse treatment advance directive; establishing requirements for a valid mental health or substance abuse treatment advance directive; providing that a mental health or substance abuse treatment advance directive is valid upon execution even if a part of the advance directive takes effect at a later date; allowing a mental health or substance abuse treatment advance directive to be revoked, in whole or in part, or to expire under its own terms; specifying that a mental health or substance abuse treatment advance directive does not or may not serve specified purposes; creating s. 765.407, F.S.; providing circumstances under which a mental health or substance abuse treatment advance directive may be revoked; providing circumstances under which a principal may waive specific directive provisions without revoking the advance directive; creating s. 765.410, F.S.; prohibiting criminal prosecution of a health care facility, provider, or surrogate who acts pursuant to a mental health or substance abuse treatment decision; providing applicability; creating s. 765.411, F.S.; providing for recognition of a mental health and substance abuse treatment advance directive executed in another state if it complies with the laws of this state; creating s. 916.185, F.S.; providing legislative findings and intent; defining terms; creating the Forensic Hospital Diversion Pilot Program; requiring the Department of Children and Families to implement a Forensic Hospital Diversion Pilot Program in five specified judicial circuits; providing eligibility criteria for participation in the pilot program; providing legislative intent concerning the training of judges; authorizing the department to adopt rules; directing the Office of Program Policy Analysis and Government Accountability to submit a report to the Governor and the Legislature by a certain date; creating s. 944.805, F.S.; defining the terms "department" and "nonviolent offender"; requiring the Department of Corrections to develop and administer a reentry program for nonviolent offenders which is intended to divert nonviolent offenders from long periods of incarceration; requiring that the program include intensive substance abuse treatment and rehabilitation programs; providing for the minimum length of service in the program; providing that any portion of a sentence before placement in the program does not count as progress toward program completion; identifying permissible locations for the operation of a reentry program; specifying eligibility criteria for a nonviolent offender's participation in the reentry program; requiring the department to screen and select eligible offenders for the program based on specified considerations; requiring the department to notify a nonviolent offender's sentencing court to obtain approval before the nonviolent offender is placed in the reentry program; requiring the department to notify the state attorney that an offender is being considered for placement in the program; authorizing the state attorney to file objections to placing the offender in the reentry program within a specified period; authorizing the sentencing court to consider certain factors when deciding whether to approve an offender for placement in a reentry program; requiring the sentencing court to notify the department of the court's decision to approve or disapprove the requested placement within a specified period; requiring a nonviolent offender to undergo an educational assessment and a complete substance abuse assessment if admitted into the reentry program; requiring an offender to be enrolled in an adult education program in specified circumstances; requiring that assessments of vocational skills and future career education be provided to an offender; requiring that certain reevaluation be made periodically; providing that a participating nonviolent offender is subject to the disciplinary rules of the department; specifying the reasons for which an offender may be terminated from the

reentry program; requiring that the department submit a report to the sentencing court at least 30 days before a nonviolent offender is scheduled to complete the reentry program; specifying the issues to be addressed in the report; authorizing a court to schedule a hearing to consider any modification to an imposed sentence; requiring the sentencing court to issue an order modifying the sentence imposed and placing a nonviolent offender on drug offender probation if the nonviolent offender's performance is satisfactory; authorizing the court to revoke probation and impose the original sentence in specified circumstances; authorizing the court to require an offender to complete a postadjudicatory drug court program in specified circumstances; directing the department to implement the reentry program using available resources; authorizing the department to enter into contracts with qualified individuals, agencies, or corporations for services for the reentry program; requiring offenders to abide by department conduct rules; authorizing the department to impose administrative or protective confinement as necessary; providing that the section does not create a right to placement in the reentry program or any right to placement or early release under supervision of any type; providing that the section does not create a cause of action related to the program; authorizing the department to establish a system of incentives within the reentry program which the department may use to promote participation in rehabilitative programs and the orderly operation of institutions and facilities; requiring the department to develop a system for tracking recidivism, including, but not limited to, rearrests and recommitment of nonviolent offenders who successfully complete the reentry program, and to report on recidivism in an annual report; requiring the department to submit an annual report to the Governor and Legislature detailing the extent of implementation of the reentry program, specifying requirements for the report; requiring the department to adopt rules; providing that specified provisions are not severable; amending s. 948.08, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a pretrial intervention program; amending s. 948.16, F.S.; expanding the definition of the term "veteran" for purposes of eligibility requirements for a misdemeanor pretrial veterans' treatment intervention program; amending s. 948.21, F.S.; authorizing a court to impose certain conditions on certain probationers or community controllees; amending ss. 1002.20 and 1002.33, F.S.; requiring public school and charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing circumstances under which notification may be delayed; requiring district school boards and charter school governing boards to develop notification policies and procedures; amending ss. 39.407, 394.4612, 394.495, 394.496, 394.499, 394.67, 394.674, 394.9085, 397.311, 397.702, 402.3057, 409.1757, 409.972, 744.704, and 790.065, F.S.; conforming cross-references; repealing s. 397.601, F.S., relating to voluntary admissions; repealing s. 397.675, F.S., relating to criteria for involuntary admissions, including protective custody, emergency admission, and other involuntary assessment, involuntary treatment, and alternative involuntary assessment for minors, for purposes of assessment and stabilization, and for involuntary treatment; repealing s. 397.6751, F.S., relating to service provider responsibilities regarding involuntary admissions; repealing s. 397.6752, F.S., relating to referral of involuntarily admitted individual for voluntary treatment; repealing s. 397.6758, F.S., relating to release of individual from protective custody, emergency admission, involuntary assessment, involuntary treatment, and alternative involuntary assessment of a minor; repealing s. 397.6759, F.S., relating to parental participation in treatment; repealing s. 397.677, F.S., relating to protective custody; circumstances justifying; repealing s. 397.6771, F.S., relating to protective custody with consent; repealing s. 397.6772, F.S., relating to protective custody without consent; repealing s. 397.6773, F.S., relating to dispositional alternatives after protective custody; repealing s. 397.6774, F.S., relating to department to maintain lists of licensed facilities; repealing s. 397.6775, F.S., relating to immunity from liability; repealing s. 397.679, F.S., relating to emergency admission; circumstances justifying; repealing s. 397.6791, F.S., relating to emergency admission; persons who may initiate; repealing s. 397.6793, F.S., relating to physician's certificate for emergency admission; repealing s. 397.6795, F.S., relating to transportation-assisted delivery of persons for emergency assessment; repealing s. 397.6797, F.S., relating to dispositional alternatives after emergency admission; repealing s. 397.6798, F.S., relating to alternative involuntary assessment procedure for minors; repealing s. 397.6799, F.S., relating to disposition of minor upon completion of alternative involuntary assessment; repealing s. 397.681, F.S., relating to involuntary petitions; general provisions; court jurisdiction and right to counsel; repealing s. 397.6811, F.S., relating to

involuntary assessment and stabilization; repealing s. 397.6814, F.S., relating to involuntary assessment and stabilization; contents of petition; repealing s. 397.6815, F.S., relating to involuntary assessment and stabilization; procedure; repealing s. 397.6818, F.S., relating to court determination; repealing s. 397.6819, F.S., relating to involuntary assessment and stabilization; responsibility of licensed service provider; repealing s. 397.6821, F.S., relating to extension of time for completion of involuntary assessment and stabilization; repealing s. 397.6822, F.S., relating to disposition of individual after involuntary assessment; repealing s. 397.693, F.S., relating to involuntary treatment; repealing s. 397.695, F.S., relating to involuntary treatment; persons who may petition; repealing s. 397.6951, F.S., relating to contents of petition for involuntary treatment; repealing s. 397.6955, F.S., relating to duties of court upon filing of petition for involuntary treatment; repealing s. 397.6957, F.S., relating to hearing on petition for involuntary treatment; repealing s. 397.697, F.S., relating to court determination; effect of court order for involuntary substance abuse treatment; repealing s. 397.6971, F.S., relating to early release from involuntary substance abuse treatment; repealing s. 397.6975, F.S., relating to extension of involuntary substance abuse treatment period; repealing s. 397.6977, F.S., relating to disposition of individual upon completion of involuntary substance abuse treatment; reenacting ss. 394.4685(1) and 394.469(2), F.S., to incorporate the amendment made to s. 394.4599, F.S., in references thereto; amending s. 394.455, F.S.; revising the definition of “mental illness” to exclude dementia and traumatic brain injuries; amending s. 394.492, F.S.; redefining terms; creating s. 394.761, F.S.; requiring the Agency for Health Care Administration and the Department of Children and Families to develop a plan to obtain federal approval for increasing the availability of federal Medicaid funding for behavioral health care; establishing improved integration of behavioral health and primary care services through the development and effective implementation of coordinated care organizations as the primary goal of obtaining the additional funds; requiring the agency and the department to submit the written plan, which must include certain information, to the Legislature by a specified date; requiring the agency to submit an Excellence in Mental Health Act grant application to the United States Department of Health and Human Services; amending s. 394.9082, F.S.; revising legislative findings and intent; redefining terms; requiring the managing entities, rather than the department, to contract with community based organizations to serve as managing entities; deleting provisions providing for contracting for services; providing contractual responsibilities of a managing entity; requiring the Department of Children and Families to revise contracts with all managing entities by a certain date; providing contractual terms and requirements; providing for termination of a contract with a managing entity under certain circumstances; providing how the department will choose a managing entity and the factors it must consider; requiring the department to develop and incorporate measurable outcome standards while addressing specified goals; providing that managing entities may earn designation as coordinated care organizations by developing and implementing a plan that achieves a certain goal; providing requirements for the plan; providing for earning and maintaining the designation of a managing entity as a coordinated care organization; requiring the department to seek input from certain entities and persons before designating a managing entity as a coordinated care organization; providing that a comprehensive range of services includes specified elements; revising the criteria for which the department may adopt rules and contractual standards related to the qualification and operation of managing entities; deleting certain departmental responsibilities; deleting a provision requiring an annual report to the Legislature; authorizing, rather than requiring, the department to adopt rules; defining the term “public receiving facility”; requiring the department to establish specified standards and protocols with respect to the administration of the crisis stabilization services utilization database; directing managing entities to require public receiving facilities to submit utilization data on a periodic basis; providing requirements for the data; requiring managing entities to periodically submit aggregate data to the department; requiring the department to adopt rules; requiring the department to annually submit a report to the Governor and the Legislature; prescribing report requirements; providing an appropriation to implement the database; creating s. 397.402, F.S.; requiring that the department and the agency submit a plan to the Governor and Legislature by a specified date with options for modifying certain licensure rules and procedures to provide for a single, consolidated license for providers that offer multiple types of mental health and substance abuse services; amending s. 409.967, F.S.; requiring that certain plans or contracts include specified requirements; amending s. 409.973, F.S.; requiring each plan operating in the managed medical

assistance program to work with the managing entity to establish specific organizational supports and service protocols; repealing s. 394.4674, F.S., relating to a plan and report; repealing s. 394.4985, F.S., relating to districtwide information and referral network and implementation; repealing s. 394.745, F.S., relating to an annual report and compliance of providers under contract with the department; repealing s. 397.331, F.S., relating to definitions; repealing s. 397.333, F.S., relating to the Statewide Drug Policy Advisory Council; repealing s. 397.801, F.S., relating to substance abuse impairment coordination; repealing s. 397.811, F.S., relating to juvenile substance abuse impairment coordination; repealing s. 397.821, F.S., relating to juvenile substance abuse impairment prevention and early intervention councils; repealing s. 397.901, F.S., relating to prototype juvenile addictions receiving facilities; repealing s. 397.93, F.S., relating to children’s substance abuse services and target populations; repealing s. 397.94, F.S., relating to children’s substance abuse services and the information and referral network; repealing s. 397.951, F.S., relating to treatment and sanctions; repealing s. 397.97, F.S., relating to children’s substance abuse services and demonstration models; amending s. 491.0045, F.S.; limiting an intern registration to 5 years; providing timelines for expiration of certain intern registrations; providing requirements for issuance of subsequent registrations; prohibiting an individual who held a provisional license from the board from applying for an intern registration in the same profession; amending ss. 397.321, 397.98, 409.966, 943.031, and 943.042, F.S.; conforming provisions and cross-references to changes made by the act; reenacting ss. 39.407(6)(a), 394.67(21), 394.674(1)(b), 394.676(1), 409.1676(2)(c), and 409.1677(1)(b), F.S., relating to the term “suitable for residential treatment” or “suitability,” the term “residential treatment center for children and adolescents,” children’s mental health services, the indigent psychiatric medication program, and the term “serious behavioral problems,” respectively, to incorporate the amendment made to s. 394.492, F.S., in references thereto; providing effective dates.

On motion by Senator Garcia, further consideration of **CS for SB 7068** with pending **Amendment 1 (902964)** was deferred.

CS for SB 1298—A bill to be entitled An act relating to minimum insurance requirements; amending s. 316.646, F.S.; requiring a transportation network company driver to have proof of certain insurance in his or her possession during a specified timeframe; creating s. 627.716, F.S.; defining terms; establishing insurance requirements for short-term rental network companies during certain timeframes; requiring a short-term rental network company to make certain written disclosures to participating lessors; requiring an insurer to defend and indemnify an insured in this state; prohibiting the personal insurance policy of a participating lessor of a short-term rental property from providing specified coverage during certain timeframes except under specified circumstances; requiring a short-term rental network company and its insurer to cooperate with certain claims investigations; providing that the section does not limit the liability of a short-term rental network company under specified circumstances; creating s. 627.748, F.S.; defining terms; requiring a transportation network company driver or such company on the driver’s behalf, or a combination thereof, to maintain primary automobile insurance issued by specified insurers with certain coverages in specified amounts during certain timeframes; requiring a transportation network company driver to maintain primary automobile insurance issued by specified insurers with certain coverages in specified amounts during certain timeframes; requiring the transportation network company to provide automobile insurance in the event insurance maintained by the transportation network company driver lapses or does not provide the required coverage; requiring a transportation network company driver to carry proof of certain insurance coverage at all times during his or her use of a personal vehicle and to disclose specified information in the event of an accident; requiring a transportation network company to make certain disclosures to transportation network company drivers; authorizing insurers to exclude certain coverages during specified periods for policies issued to transportation network company drivers for personal vehicles; requiring a transportation network company and certain insurers to cooperate during a claims investigation to facilitate the exchange of specified information; requiring a transportation network company to determine whether an individual’s personal vehicle is subject to a lien before allowing the individual to act as a driver and, if the vehicle is subject to a lien, to verify that the insurance required by this section provides coverage to the lienholder during specified periods; authorizing the Office of Insurance Regulation to adopt rules to implement the section; providing an effective date.

—as amended April 22 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

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

Amendment 1 (314262)—Delete lines 102-120 and insert:
part VIII of chapter 468, chapter 475, or part I of chapter 509, an association as defined in s. 718.103 or s. 719.103, a homeowners' association as defined in s. 720.301, a developer or managing entity as defined in s. 721.05, or other entity that owns, manages, or otherwise controls the short-term rental property of the participating lessor.

(e) *“Short-term rental network company insurance” means an insurance policy that provides coverage as required by this section at all times during the short-term rental period.*

(f) *“Short-term rental period” means a period of less than 30 days or one calendar month, whichever is less, beginning at the time the participating renter first uses or occupies the short-term rental property and ending at the time the participating renter vacates the short-term rental property.*

(g) *“Short-term rental property” means the entirety or any portion of a property which is used for residential occupancy purposes. The term includes, but is not limited to, a condominium, an apartment, a multifamily dwelling, a single-family structure, or any other rental unit located in this state which is owned or rented by a participating lessor. The term does not include a public lodging establishment licensed under part I of chapter 509 or a timeshare property as defined in s. 721.05.*

On motion by Senator Simmons, **CS for SB 1298** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Hays	Ring
Benacquisto	Hukill	Sachs
Bullard	Joyner	Simmons
Clemens	Latvala	Simpson
Dean	Lee	Smith
Detert	Legg	Sobel
Diaz de la Portilla	Margolis	Soto
Evers	Montford	Thompson
Garcia	Negron	
Grimsley	Richter	

Nays—12

Abruzzo	Brandes	Galvano
Altman	Braynon	Gibson
Bean	Flores	Hutson
Bradley	Gaetz	Stargel

Vote after roll call:

Yea to Nay—Sobel

SPECIAL GUESTS

The President recognized Caroline Meyer, daughter of Reynold Meyer, Chief of Staff of the Senate President's Office, who was present in the chamber.

SENATOR RICHTER PRESIDING

CS for HB 715—A bill to be entitled An act relating to eligibility for coverage by Citizens Property Insurance Corporation; amending s. 627.351, F.S.; deleting a provision prohibiting certain improvements to major structures from being eligible for coverage by Citizens Property Insurance Corporation; revising provisions with respect to prohibitions on coverage for major structures that have undergone specified changes after a specified permit application date; reenacting s. 627.712(1), F.S., relating to residential windstorm coverage, to incorporate the amend-

ment made by this act to s. 627.351, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **CS for HB 715** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Hays	Simmons
Braynon	Hukill	Simpson
Bullard	Hutson	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Margolis	

Nays—None

Vote after roll call:

Yea—Mr. President, Grimsley

Consideration of **CS for CS for SB 596** was deferred.

CS for HB 79—A bill to be entitled An act relating to crisis stabilization services; amending s. 394.9082, F.S.; requiring the Department of Children and Families to develop standards and protocols for the collection, storage, transmittal, and analysis of utilization data from public receiving facilities; defining the term “public receiving facility”; requiring the department to require compliance by managing entities by a specified date; requiring a managing entity to require public receiving facilities in its provider network to submit certain data within specified timeframes; requiring managing entities to reconcile data to ensure accuracy; requiring managing entities to submit certain data to the department within specified timeframes; requiring the department to create a statewide database; requiring the department to adopt rules; requiring the department to submit an annual report to the Governor and the Legislature; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for HB 79** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 420—A bill to be entitled An act relating to animal control; amending s. 588.17, F.S.; providing a procedure for adopting or humanely disposing of impounded stray livestock, except cattle, as an alternative to sale or auction; amending s. 588.18, F.S.; requiring a county animal control center to establish fees and be responsible for damages caused while impounding livestock; amending s. 588.23, F.S.; conforming provisions to changes made by the act; amending s. 828.073, F.S.; conforming provisions to changes made by this act; authorizing certain municipal animal control officers to take custody of an animal found neglected or cruelly treated or to order the owner of such an animal to provide certain care at the owner's expense; authorizing county courts to remand animals to the custody of certain municipalities; authorizing the allocation of auction proceeds to certain animal control officers; amending s. 828.27, F.S.; deleting obsolete provisions; clarifying that certain provisions relating to local animal control are not the exclusive means of enforcing animal control laws; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for CS for SB 420** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 526—A bill to be entitled An act relating to notaries public; amending s. 92.525, F.S.; revising the methods available for verifying documents; amending s. 117.10, F.S.; defining the term “reliable electronic means”; authorizing specified officers to administer oaths by reliable electronic means when engaged in the performance of official duties; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for SB 526** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for CS for SB 252—A bill to be entitled An act relating to insurance; amending s. 408.909, F.S.; revising the due date for an annual report relating to health flex plans which must be submitted by the Office of Insurance Regulation and the Agency for Health Care Administration; amending s. 440.13, F.S.; revising the due date for a biennial report relating to methods to improve the workers' compensation health care delivery system which must be submitted by a certain three-member panel; amending s. 624.413, F.S.; increasing the number of years that a specified examination report remains valid and may be considered for the purpose of applying for a certificate of authority; amending s. 624.425, F.S.; providing that the absence of a counter-signature does not affect the validity of a policy or contract of insurance; amending s. 627.211, F.S.; revising the due date for an annual report relating to certain workers' compensation issues which must be submitted by the office; amending s. 627.971, F.S.; providing that the term “financial guaranty insurance” does not include guarantees of higher education loans unless written by a financial guaranty insurance corporation; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Smith, **CS for CS for CS for SB 252** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 329—A bill to be entitled An act relating to special license plates; amending s. 320.089, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue Combat Action Ribbon, Air Force Combat Action Medal, Distinguished Flying Cross, World War II Veteran, Woman Veteran, Navy Combat Veteran, Marine Corps Combat Veteran, Air Force Combat Veteran, and Navy Submariner license plates; specifying qualifications and requirements for the plates; providing for the use of proceeds from the sale of the plates; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Hays, **CS for CS for HB 329** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Abruzzo	Bullard	Garcia
Altman	Clemens	Gibson
Bean	Dean	Grimsley
Benacquisto	Detert	Hays
Bradley	Evers	Hukill
Brandes	Flores	Hutson
Braynon	Gaetz	Joyner

Latvala	Richter	Sobel
Lee	Ring	Soto
Legg	Sachs	Stargel
Margolis	Simmons	Thompson
Montford	Simpson	
Negron	Smith	

Nays—None

Vote after roll call:

Yea—Mr. President, Diaz de la Portilla, Galvano

CS for CS for SB 596—A bill to be entitled An act relating to craft distilleries; amending s. 565.03, F.S.; defining the term “branded product”; revising the current limitation on the number of containers that may be sold to consumers by craft distilleries; applying such limitation to individual containers for each branded product; prohibiting a craft distillery from shipping or arranging to ship any of its distilled spirits to consumers; providing an exception; requiring the Department of Transportation to install directional signs at specified locations in accordance with Florida’s Highway Guide Sign Program upon the request of a craft distillery licensed in this state; requiring the craft distillery licensed in this state to pay specified costs; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Hays, **CS for CS for SB 596** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

Yea to Nay—Stargel

CS for CS for SB 538—A bill to be entitled An act relating to the disclosure of sexually explicit images; creating s. 847.0136, F.S.; providing definitions; prohibiting an individual from electronically disclosing a sexually explicit image of an identifiable person with the intent to harass such person if the individual knows or should have known that such person did not consent to the disclosure; providing criminal penalties; providing for jurisdiction; providing exceptions; providing civil remedies; exempting providers of specified services; amending s. 921.244, F.S.; requiring a court to order that a person convicted of such offense be prohibited from having contact with the victim; providing criminal penalties for a violation of such order; providing that criminal penalties for certain offenses run consecutively with a sentence imposed for a violation of s. 847.0136, F.S.; reenacting s. 784.048(7), F.S., to incorporate the amendment made to s. 921.244, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for CS for SB 538** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 872—A bill to be entitled An act relating to estates; amending s. 733.106, F.S.; authorizing the court, if costs and attorney fees are to be paid from the estate under specified sections of law, to direct payment from a certain part of the estate or, under specified circumstances, to direct payment from a trust; authorizing costs and fees to be assessed against one or more persons’ part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs and fees; authorizing a court to assess costs and fees without finding that the person engaged in specified wrongful acts; amending s. 733.212, F.S.; revising the required content for a notice of administration; revising provisions that require an interested person, who has been served a notice of administration, to file specified objections in an estate matter within 3 months after service of such notice; providing that the 3-month period may only be extended for certain estoppel; providing that objections that are not barred by the 3-month period must be filed no later than a specified date; deleting references to objections based upon the qualifications of a personal representative; amending s. 733.2123, F.S.; conforming provisions to changes made by the act; amending s. 733.3101, F.S.; requiring a personal representative to resign immediately if he or she knows that he or she was not qualified to act at the time of appointment; requiring a personal representative who was qualified to act at such appointment to file a notice if no longer qualified; authorizing an interested person within a specified period to request the removal of a personal representative who files such notice; providing that a personal representative is liable for costs and attorney fees incurred in a removal proceeding if he or she is removed and should have known of the facts supporting the removal; defining the term “qualified”; amending s. 733.504, F.S.; requiring a personal representative to be removed and the letters of administration revoked if he or she was not qualified to act at the time of appointment; amending s. 733.817, F.S.; defining and redefining terms; deleting a provision that exempts an interest in protected homestead from the apportionment of taxes; providing for the payment of taxes on protected homestead family allowance and exempt property by certain other property to the extent such other property is sufficient; revising the allocation of taxes; revising the apportionment of the net tax attributable to specified interests; authorizing a court to assess liability in an equitable manner under certain circumstances; providing that a governing instrument may not direct that taxes be paid from property other than property passing under the governing instrument, except under specified conditions; requiring that direction in a governing instrument be express to apportion taxes under certain circumstances; requiring that the right of recovery provided in the Internal Revenue Code for certain taxes be expressly waived in the decedent’s will or revocable trust with certain specificity; specifying the property upon which certain tax is imposed for allocation and apportionment of certain tax; providing that a general statement in the decedent’s will or revocable trust waiving all rights of reimbursement or recovery under the Internal Revenue Code is not an express waiver of certain rights of recovery; requiring direction to specifically reference the generation-skipping transfer tax imposed by the Internal Revenue Code to direct its apportionment; authorizing, under certain circumstances, the decedent to direct by will the amount of net tax attributable to

property over which the decedent held a general power of appointment under certain circumstances; providing that an express direction in a revocable trust is deemed to be a direction contained in the decedent's will as well as the revocable trust under certain circumstances; providing that an express direction in the decedent's will to pay tax from the decedent's revocable trust by specific reference to the revocable trust is effective unless a contrary express direction is contained in the revocable trust; revising the resolution of conflicting directions in governing instruments with regard to payment of taxes; providing that the later express direction in the will or other governing instrument controls; providing that the date of an amendment to a will or other governing instrument is the date of the will or trust for conflict resolution only if the codicil or amendment contains an express tax apportionment provision or an express modification of the tax apportionment provision; providing that a will is deemed executed after another governing instrument if the decedent's will and another governing instrument were executed on the same date; providing that an earlier conflicting governing instrument controls as to any tax remaining unpaid after the application of the later conflicting governing instrument; providing that a grant of permission or authority in a governing instrument to request payment of tax from property passing under another governing instrument is not a direction apportioning the tax to the property passing under the other governing instrument; providing a grant of permission or authority in a governing instrument to pay tax attributable to property not passing under the governing instrument is not a direction apportioning the tax to property passing under the governing instrument; providing application; prohibiting the requiring of a personal representative or fiduciary to transfer to a recipient property that may be used for payment of taxes; amending s. 736.1005, F.S.; authorizing the court, if attorney fees are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that fees may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such fees; providing that a court may assess fees without finding that a person engaged specified wrongful acts; amending s. 736.1006, F.S.; authorizing the court, if costs are to be paid from the trust under specified sections of law, to direct payment from a certain part of the trust; providing that costs may be assessed against one or more persons' part of the trust in such proportions as the court finds just and proper; specifying factors that the court may consider in directing the assessment of such costs; providing that specified provisions of the act are remedial and intended to clarify existing law; providing for retroactive and prospective application of specified portions of the act; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Hukill, **CS for CS for SB 872** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 766—A bill to be entitled An act relating to surveillance by a drone; amending s. 934.50, F.S.; defining terms; prohibiting a person, a state agency, or a political subdivision from using a

drone to capture an image of privately owned real property or of the owner, tenant, occupant, invitee, or licensee of such property with the intent to conduct surveillance without his or her written consent if a reasonable expectation of privacy exists; specifying when a reasonable expectation of privacy may be presumed; authorizing the use of a drone by a person or entity engaged in a business or profession licensed by the state in certain circumstances; authorizing the use of a drone by an employee or contractor of a property appraiser for the purpose of assessing property for ad valorem taxation; authorizing the use of a drone by or on behalf of certain utilities for specified purposes; authorizing the use of a drone for aerial mapping under certain circumstances; authorizing the use of a drone for delivering cargo under certain circumstances; authorizing the use of a drone to capture certain images under certain circumstances; providing that an owner, tenant, occupant, invitee, or licensee may initiate a civil action for compensatory damages and may seek injunctive relief against a person, a state agency, or a political subdivision that violates the act; providing for construction; providing for the recovery of attorney fees and punitive damages; specifying that remedies provided by the act are cumulative to other remedies; providing an effective date.

—as amended April 22 was read the third time by title.

THE PRESIDENT PRESIDING

On motion by Senator Hukill, **CS for CS for SB 766** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Flores	Margolis
Abruzzo	Gaetz	Montford
Altman	Galvano	Negron
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Brandes	Grimsley	Simpson
Braynon	Hays	Smith
Bullard	Hukill	Sobel
Clemens	Hutson	Soto
Dean	Joyner	Stargel
Detert	Latvala	Thompson
Diaz de la Portilla	Lee	
Evers	Legg	

Nays—2

Bradley Richter

Vote after roll call:

Yea—Simmons

CS for SB 836—A bill to be entitled An act relating to the Florida Insurance Guaranty Association; amending s. 631.54, F.S.; defining the term "assessment year"; amending s. 631.57, F.S.; revising provisions relating to the levy of assessments on insurers by the Florida Insurance Guaranty Association; specifying conditions under which such assessments are paid; revising procedures and timeframes for the levying of the assessments; revising provisions relating to assessments that are premium and not subject to the premium tax; limiting an insurer's liability for uncollectible emergency assessments; deleting the requirement to file a final accounting report documenting the recoupment; revising an exemption for assessments; amending s. 631.64, F.S.; requiring charges or recoupments to be displayed separately on premium statements to policyholders and prohibiting their inclusion in rates; amending ss. 627.727 and 631.55, F.S.; conforming cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for SB 836** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for HB 209—A bill to be entitled An act relating to the emergency fire rescue services and facilities surtax; amending s. 212.055, F.S.; revising the distribution of surtax proceeds; deleting a provision requiring the county governing authority to develop and execute interlocal agreements with local government entities providing emergency fire and rescue services; requiring a local government entity requesting and receiving certain personnel or equipment from another service provider to pay for such personnel or equipment from its share of surtax proceeds; providing for application of funds if a local government entity receiving a share of the surtax is unable to further reduce ad valorem taxes; deleting a provision requiring local government entities to enter into an interlocal agreement in order to receive surtax proceeds; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Latvala, **CS for CS for HB 209** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for SB 954—A bill to be entitled An act relating to involuntary examinations of minors; amending s. 381.0056, F.S.; revising the definition of the term “emergency health needs”; requiring school health services plans to include notification requirements when a student is removed from school, school transportation, or a school-sponsored activity for involuntary examination; amending s. 394.4599, F.S.; including health care surrogates and proxies as individuals who may act on behalf of an individual involuntarily admitted to a facility; requiring a receiving facility to immediately notify the parent, guardian, caregiver, or guardian advocate of the whereabouts of a minor who is being held for involuntary examination; providing circumstances when notification may be delayed; requiring the receiving facility to make continuous notification attempts; authorizing the receiving facility to seek assistance from law enforcement under certain circumstances; requiring the receiving facility to document notification attempts in the minor’s clinical

record; amending ss. 1002.20 and 1002.33, F.S.; requiring public school or charter school principals or their designees to provide notice of the whereabouts of a student removed from school, school transportation, or a school-sponsored activity for involuntary examination; providing conditions for delay in notification; requiring district school boards and charter school governing boards to develop notification policies and procedures; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Garcia, **CS for SB 954** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for SB 682—A bill to be entitled An act relating to transitional living facilities; creating part XI of ch. 400, F.S.; creating s. 400.997, F.S.; providing legislative intent; creating s. 400.9971, F.S.; providing definitions; creating s. 400.9972, F.S.; requiring the licensure of transitional living facilities; providing license fees and application requirements; requiring accreditation of licensed facilities; creating s. 400.9973, F.S.; providing requirements for transitional living facility policies and procedures governing client admission, transfer, and discharge; creating s. 400.9974, F.S.; requiring a comprehensive treatment plan to be developed for each client; providing plan and staffing requirements; requiring certain consent for continued treatment in a transitional living facility; creating s. 400.9975, F.S.; providing licensee responsibilities with respect to each client and specified others and requiring written notice of such responsibilities to be provided; prohibiting a licensee or employee of a facility from serving notice upon a client to leave the premises or taking other retaliatory action under certain circumstances; requiring the client and client’s representative to be provided with certain information; requiring the licensee to develop and implement certain policies and procedures governing the release of client information; creating s. 400.9976, F.S.; providing licensee requirements relating to administration of medication; requiring maintenance of medication administration records; providing requirements for the self-administration of medication by clients; creating s. 400.9977, F.S.; providing training and supervision requirements for the administration of medications by unlicensed staff; specifying who may conduct the training; requiring licensees to adopt certain policies and procedures and maintain specified records with respect to the administration of medications by unlicensed staff; requiring the Agency for Health Care Administration to adopt rules; creating s. 400.9978, F.S.; providing requirements for the screening of potential employees and training and monitoring of employees for the protection of clients; requiring licensees to implement certain policies and procedures to protect clients; providing conditions for investigating and reporting incidents of abuse, neglect, mistreatment, or exploitation of clients; creating s. 400.9979, F.S.; providing requirements and limitations for the use of physical restraints, seclusion, and chemical restraint medication on clients; providing a limitation on the duration of an emergency treatment order; requiring notification of certain persons when restraint or seclusion is imposed; authorizing the agency to adopt rules; creating s. 400.998, F.S.; providing background screening requirements for licensee personnel; requiring the licensee to maintain certain personnel records; providing administrative responsibilities for licensees; providing recordkeeping requirements; creating s. 400.9981, F.S.; providing licensee responsibilities with respect to the

property and personal affairs of clients; providing requirements for a licensee with respect to obtaining surety bonds; providing recordkeeping requirements relating to the safekeeping of personal effects; providing requirements for trust funds or other property received by a licensee and credited to the client; providing a penalty for certain misuse of a client's personal funds, property, or personal needs allowance; providing criminal penalties for violations; providing for the disposition of property in the event of the death of a client; authorizing the agency to adopt rules; creating s. 400.9982, F.S.; providing legislative intent; authorizing the agency to adopt and enforce rules establishing specified standards for transitional living facilities and personnel thereof; creating s. 400.9983, F.S.; classifying certain violations and providing penalties therefor; providing administrative fines for specified classes of violations; creating s. 400.9984, F.S.; authorizing the agency to apply certain provisions with regard to receivership proceedings; creating s. 400.9985, F.S.; requiring the agency, the Department of Health, the Agency for Persons with Disabilities, and the Department of Children and Families to develop electronic information systems for certain purposes; transferring and renumbering s. 400.805, F.S., as s. 400.9986, F.S.; repealing s. 400.9986, F.S., relating to transitional living facilities, on a specified date; revising the title of part V of ch. 400, F.S.; amending s. 381.745, F.S.; revising the definition of the term "transitional living facility," to conform to changes made by the act; amending s. 381.75, F.S.; revising the duties of the Department of Health and the agency relating to transitional living facilities; amending ss. 381.78, 400.93, 408.802, and 408.820, F.S.; conforming provisions to changes made by the act; reenacting s. 381.79(1), F.S., relating to the Brain and Spinal Cord Injury Program Trust Fund, to incorporate the amendment made by the act to s. 381.75, F.S., in a reference thereto; providing for the act's applicability to licensed transitional living facilities licensed on specified dates; providing effective dates.

—was read the third time by title.

On motion by Senator Grimsley, **CS for SB 682** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

HB 755—A bill to be entitled An act relating to convenience business security; amending s. 812.171, F.S.; revising the definition of the term "convenience business" to delete an exception for certain businesses in which the owner or family members work between specified hours; amending s. 812.173, F.S.; exempting certain businesses in which the owner or family members work between specified hours from specified requirements; amending s. 812.174, F.S.; deleting obsolete provisions; deleting administrative fees required to be submitted to the Attorney General with proposed and biennial robbery deterrence and safety training curriculum for convenience store employees; deleting a requirement for the Attorney General to biennially reapprove such curriculum; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **HB 755** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for HB 243—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; providing and revising definitions; amending s. 382.003, F.S.; requiring the Department of Health to produce and maintain paper death certificates and fetal death certificates and issue burial-transit permits; amending s. 382.006, F.S.; providing responsibility of a funeral director for provision of electronic burial-transit permits or manually produced permits; providing responsibility of the subregistrar for manually filed paper death records; authorizing the department to adopt rules; amending s. 382.007, F.S.; revising provisions relating to records of final dispositions of dead bodies; requiring maintenance of records for a specified period; amending s. 382.008, F.S.; requiring electronic filing of death and fetal death certificates with the department or local registrar; authorizing certain legally authorized persons to provide personal data about the deceased; authorizing the department, rather than the local registrar, to grant an extension of time for providing certain information regarding a fetal death; amending s. 382.0085, F.S.; conforming a cross-reference; amending s. 382.011, F.S.; requiring a funeral director to file a death or fetal death certificate with the department, rather than with the local registrar; amending s. 382.0135, F.S.; requiring the department to electronically notify the United States Social Security Administration of deaths in the state; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for HB 243** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for HB 217—A bill to be entitled An act relating to engineers; amending s. 471.003, F.S.; prohibiting a person who is not licensed as an engineer or a structural engineer from using specified names and titles or practicing engineering or structural engineering; exempting certain persons from the licensing requirements; amending s.

471.005, F.S.; providing definitions; amending s. 471.011, F.S.; establishing various fees for the examination and licensure of structural engineers; amending s. 471.013, F.S.; revising provisions authorizing the Board of Professional Engineers to refuse to certify an applicant due to lack of good moral character to include structural engineer licensure applicants, to conform; amending s. 471.015, F.S.; providing licensure and application requirements for a structural engineer license; exempting under certain conditions a structural engineer who applies for licensure before a specified date from passage of a certain national examination; requiring the board to certify certain applicants for licensure by endorsement; amending ss. 471.019 and 471.025, F.S.; revising continuing education requirements for reactivation of a license and provisions requiring an engineer with a revoked or suspended license to surrender his or her seal, respectively, to include structural engineers, to conform; amending s. 471.031, F.S.; prohibiting specified persons from using specified names and titles; amending s. 471.033, F.S.; providing various acts which constitute grounds for disciplinary action against a structural engineer, to which penalties apply; amending s. 471.037, F.S.; revising applicability, to conform to changes made by the act; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Altman, **CS for CS for HB 217** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gaetz	Montford
Abruzzo	Galvano	Negron
Altman	Garcia	Richter
Bean	Gibson	Ring
Benacquisto	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson
Flores	Margolis	

Nays—2

Bradley	Brandes
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HB 213—A bill to be entitled An act relating to property appraisers; amending s. 195.087, F.S.; specifying that a property appraiser's operating budget is final and shall be funded by the county commission once the Department of Revenue makes its final budget amendments; specifying that the county commission remains obligated to fund the department's final property appraiser's operating budget during the pendency of an appeal to the Administration Commission; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **HB 213** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Detert	Hutson
Abruzzo	Diaz de la Portilla	Joyner
Altman	Evers	Latvala
Bean	Flores	Lee
Benacquisto	Gaetz	Legg
Bradley	Galvano	Margolis
Brandes	Garcia	Montford
Braynon	Gibson	Negron
Bullard	Grimsley	Richter
Clemens	Hays	Ring
Dean	Hukill	Sachs

Simmons	Sobel	Thompson
Simpson	Soto	
Smith	Stargel	

Nays—None

CS for CS for CS for HB 185—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms “identification and location information” and “servicemember”; providing an exemption from public records requirements for identification and location information of servicemembers and the spouses and dependents of servicemembers; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for CS for CS for HB 185** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for SB 278—A bill to be entitled An act relating to downtown development districts; creating s. 189.056, F.S.; providing legislative intent; authorizing municipalities larger than a certain population and located in certain counties to levy an ad valorem tax on real and personal property in downtown development districts; specifying the purpose of such ad valorem tax; limiting the downtown development district's ad valorem millage rate; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz de la Portilla, **CS for CS for SB 278** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Evers	Legg	

Nays—2

Brandes	Margolis
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CS for SB 746—A bill to be entitled An act relating to diabetes awareness training for law enforcement officers; providing a short title; creating s. 943.1726, F.S.; requiring the Department of Law Enforcement to establish an online continued employment training component relating to diabetic emergencies; specifying topics to be included in the instruction; providing that completion of the training may count towards continued employment instruction requirements; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 746**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 201** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

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

CS for HB 201—A bill to be entitled An act relating to diabetes awareness training for law enforcement officers; providing a short title; creating s. 943.1726, F.S.; requiring the Department of Law Enforcement to establish an online continued employment training component relating to diabetic emergencies; specifying instruction to be included in the training component; providing that completion of the training may count toward continued employment instruction requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 746** and read the second time by title.

On motion by Senator Lee, by two-thirds vote **CS for HB 201** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for HB 309—A bill to be entitled An act relating to patient admission status notification; amending s. 395.301, F.S.; providing requirements for licensed medical facilities for patient notification regarding admission status; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for HB 309** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Dean	Hays
Abruzzo	Detert	Hukill
Altman	Diaz de la Portilla	Hutson
Bean	Evers	Joyner
Benacquisto	Flores	Latvala
Bradley	Gaetz	Lee
Brandes	Galvano	Legg
Braynon	Garcia	Margolis
Bullard	Gibson	Montford
Clemens	Grimsley	Negron

Richter	Simpson	Stargel
Ring	Smith	Thompson
Sachs	Sobel	
Simmons	Soto	

Nays—None

SB 996—A bill to be entitled An act relating to home medical equipment; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment and supplies to their patients in the course of their practice from licensure as home medical equipment providers; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 996**, pursuant to Rule 3.11(3), there being no objection, **HB 1305** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

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

HB 1305—A bill to be entitled An act relating to home medical equipment providers; amending s. 400.93, F.S.; exempting allopathic, osteopathic, and chiropractic physicians who sell or rent electrostimulation medical equipment from licensure requirements under certain circumstances; providing an effective date.

—a companion measure, was substituted for **SB 996** and read the second time by title.

On motion by Senator Richter, by two-thirds vote **HB 1305** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for SB 1098—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding certain substances to the Schedule I list of controlled substances; reenacting ss. 39.01(30)(a) and (g), 316.193(5), 322.2616(2)(c), 327.35(5), 440.102(11)(b), 458.3265(1)(e), 459.0137(1)(e), 782.04(1)(a) and (4), 893.0356(2)(a) and (5), 893.05(1), 893.12(2)(b),(c), and (d), 893.13(1)(a), (c), (d), (e), (f), and (h), (2)(a), (4)(b), (5)(b), and (7)(a), 893.135(1)(k) and (l), and 921.0022(3)(b), (c), and (e), F.S., relating to the definitions used in ch. 39, F.S., driving under the influence, suspension of driver licenses, boating under the influence, drug-free workplace programs, pain-management clinics, murder, controlled substance analogs, practitioners and persons administering controlled substances in their absence, contraband seizure and forfeiture, controlled substance offenses, offenses involving trafficking in controlled substances, and the offense severity ranking chart of the Criminal Punishment Code, respectively, to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 1098**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 897** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

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

CS for HB 897—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding certain substances to the Schedule I list of controlled substances; reenacting s. 39.01(30)(a) and (g), F.S., relating to definitions used in chapter 39, F.S., s. 316.193(5), F.S., relating to driving under the influence, s. 322.2616(2)(c), F.S., relating to suspension of driver licenses, s. 327.35(5), F.S., relating to boating under the influence, s. 440.102(11)(b), F.S., relating to drug-free workplace programs, ss. 458.3265(1)(e) and 459.0137(1)(e), F.S., relating to pain-management clinics, s. 782.04(1)(a) and (4), F.S., relating to murder, s. 893.0356(2)(a) and (5), F.S., relating to controlled substance analogs, s. 893.05(1), F.S., relating to practitioners and persons administering controlled substances in their absence, s. 893.12(2)(b), (c), and (d), F.S., relating to contraband seizure and forfeiture, s. 893.13(1)(a), (c), (d), (e), (f), (h), (2)(a), (4)(b), (5)(b), and (7)(a), F.S., relating to controlled substance offenses, s. 893.135(1)(k) and (l), F.S., relating to offenses involving trafficking in controlled substances, and s. 921.0022(3)(b), (c), and (e), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, F.S., to incorporate the amendment made by the act to s. 893.03, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 1098** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote **CS for HB 897** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

Consideration of **CS for CS for SB 382** was deferred.

CS for SB 1388—A bill to be entitled An act relating to special districts; amending s. 11.40, F.S.; conforming cross-references; amending s. 189.011, F.S.; revising legislative intent with respect to the Uniform Special District Accountability Act to include independent and dependent special districts; amending s. 189.016, F.S., deleting a provision requiring a special district to transmit certain budgets to the local government instead of posting such information on the special district's website under specific circumstances; specifying the period in which certain budget information must be posted on the special district's website; amending s. 189.02, F.S.; specifying the Legislature's authority to create dependent special districts by special act; creating s. 189.022, F.S.; requiring a newly created dependent special district, and authorizing an existing dependent special district, to identify the district as dependent in its charter; amending s. 189.031, F.S.; requiring a newly created independent special district, and authorizing an existing independent special district, to identify the district as independent in its charter; transferring, renumbering, and amending ss. 189.034 and 189.035, F.S., deleting provisions requiring that special districts created by special act provide specified information to the Legislative Auditing

Committee or requiring that special districts created by local ordinance provide specified information to the local general-purpose government, to conform; deleting related provisions requiring the Legislative Auditing Committee to provide certain notice to the Legislature or local general-purpose government, as appropriate, when a special district fails to file certain required reports or requested information, to conform; amending s. 189.061, F.S.; conforming provisions; amending s. 189.062, F.S.; making technical changes; amending s. 189.064, F.S.; revising the required content of the special district handbook; creating s. 189.0653, F.S.; requiring special districts created by special act or local ordinance to provide specified information to the Legislative Auditing Committee or local general-purpose government, as appropriate; amending s. 189.067, F.S.; conforming cross-references; amending s. 189.068, F.S.; specifying that local general-purpose governments may review certain special districts; conforming cross-references; amending s. 189.069, F.S.; deleting a cross-reference, to conform; revising the list of items required to be included on the websites of special districts; reenacting ss. 165.0615(16) and 189.074(2)(e) and (3)(g), F.S., relating to municipal conversion of independent special districts upon elector-initiated and approved referendum and the voluntary merger of independent special districts, respectively, to incorporate the amendment made by the act to s. 189.016, F.S., in references thereto; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Stargel, **CS for SB 1388** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Legg
Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Smith
Clemens	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson

Nays—None

Vote after roll call:

Yea—Simpson

CS for SB 636—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising the definition of the term “licensed audit firm”; amending s. 473.309, F.S.; revising practice requirements for partnerships, corporations, and limited liability companies; amending s. 473.3101, F.S.; revising provisions relating to the licensure of firms and public accounting firms; amending s. 473.316, F.S.; revising the definition of the term “quality review” to include a peer review; amending ss. 473.3125 and 473.322, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 636**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 373** was withdrawn from the Committees on Regulated Industries; and Fiscal Policy.

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

CS for CS for HB 373—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising the definition of the term “licensed audit firm”; amending s. 473.309, F.S.; revising practice requirements for partnerships, corporations, and limited liability companies; amending s. 473.3101, F.S.; revising provisions relating to the licensure of firms and public accounting firms; amending s. 473.316, F.S.; revising the definition of the term “quality review” to include a peer

review; amending ss. 473.3125 and 473.322, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 636** and read the second time by title.

On motion by Senator Latvala, by two-thirds vote **CS for CS for HB 373** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for CS for SB 736—A bill to be entitled An act relating to residential properties; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for a certificate based upon the date of issuance and form of delivery; providing that the association waives a specified claim against a person or such person's successors or assigns who rely on the certificate in good faith; authorizing a summary proceeding to be brought to compel an association to prepare or deliver an estoppel certificate; specifying the maximum amounts an association may charge for an estoppel certificate; providing that the authority to charge a fee for the estoppel certificate must be established by a specified written resolution or provided by a written management, bookkeeping, or maintenance contract; deleting obsolete provisions; conforming provisions to changes made by the act; providing an effective date.

—as amended April 22 was read the third time by title.

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

Amendment 1 (729882) (with title amendment)—Delete lines 98-284 and insert:

2. *If the estoppel certificate is requested in conjunction with the sale or refinancing of a unit, and if the fee has not been paid in advance, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. The fee for the certificate is the obligation of the unit owner, and the association may collect the fee in the same manner as an assessment against the unit. An association may not require the payment of any other fees as a condition for the preparation or delivery of an estoppel certificate. The association may not condition the delivery of an estoppel certificate on the payment of the estoppel fee before closing.*

(f)(d) *The authority to charge a fee for the estoppel certificate must shall be established by a written resolution adopted by the board or provided by a written management, bookkeeping, or maintenance contract and is payable upon the preparation of the certificate. If the certificate is requested in conjunction with the sale or mortgage of a unit but the closing does not occur and no later than 30 days after the closing date for which the certificate was sought the preparer receives a written request, accompanied by reasonable documentation, that the sale did not occur from a payor that is not the unit owner, the fee shall be refunded to that payor within 30 days after receipt of the request. The refund is the obligation of the unit owner, and the association may collect it from that owner in the same manner as an assessment as provided in this section.*

Section 2. Subsection (6) of section 719.108, Florida Statutes, is amended to read:

719.108 Rents and assessments; liability; lien and priority; interest; collection; cooperative ownership.—

(6) *An association shall issue an estoppel certificate to a unit owner or the unit owner's designee or a unit mortgagee or the unit mortgagee's designee within 10 business 15 days after receiving a written or electronic request for the certificate. The estoppel certificate must be delivered by mail, by hand delivery, or by electronic means to the requester on the date of issuance.*

(a) *The estoppel certificate must contain all of the following:*

1. *The date of issuance.*

2. *The amount of all assessments and other moneys owed to the association by the unit owner for a specific unit on the date of issuance. This amount is limited to the amounts authorized to be recorded in the official records of the association under s. 719.104(2).*

3. *The amount of any additional assessments and other moneys that are scheduled to become due for each day after the date of issuance for the 30-day or 35-day effective period of the estoppel certificate. This amount is limited to the amounts authorized to be recorded in the official records of the association under s. 719.104(2). In calculating the amounts that are scheduled to become due, the association may assume that any delinquent amounts will remain delinquent during the effective period of the estoppel certificate.*

4. *The amount of any fee charged by the association for preparing and delivering the estoppel certificate. This fee is in addition to any other amounts on the estoppel certificate.*

5. *The signature of an officer or agent of the association.*

(b) *An estoppel certificate that is delivered on the date of issuance has a 30-day effective period. An estoppel certificate that is mailed to the requester has a 35-day effective period.*

(c) *An association waives the right to collect any moneys owed in excess of the amounts specified in the estoppel certificate from any person who in good faith relies upon the estoppel certificate and from that person's successors and assigns.*

(d) *A summary proceeding pursuant to s. 51.011 may be brought to compel compliance with this subsection, and in any such action the prevailing party is entitled to recover reasonable attorney fees by a unit owner or mortgagee, the association shall provide a certificate stating all assessments and other moneys owed to the association by the unit owner with respect to the cooperative parcel. Any person other than the unit owner who relies upon such certificate shall be protected thereby.*

(e)1. *Notwithstanding any limitation on transfer fees contained in s. 719.106(1)(i), an the association or its authorized agent may charge a reasonable fee, which may not exceed its reasonable costs to prepare and deliver for the preparation of the estoppel certificate. However, the fee for the estoppel certificate may not exceed \$200 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable unit. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable unit, an additional fee for the estoppel certificate may not exceed \$200. The association may not charge a fee for an estoppel certificate that is issued more than 10 business days after it receives a request for the certificate. The maximum allowable fees charged in accordance with this section shall be adjusted every 3 years in an amount equal to the annual increases for that 3-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, all items.*

2. *If the estoppel certificate is requested in conjunction with the sale or refinancing of a unit, and if the fee has not been paid in advance, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. The fee for the certificate is the obligation of the unit owner, and the association may collect the fee in the same manner as an assessment against the unit. An association may not require the payment of any other fees as a condition for the preparation or delivery of an*

estoppel certificate. The association may not condition the delivery of an estoppel certificate on the payment of the estoppel fee before closing.

(f) The authority to charge a fee for the estoppel certificate must be established by a written resolution adopted by the board or provided by a written management, bookkeeping, or maintenance contract.

Section 3. Section 720.30851, Florida Statutes, is amended to read:

720.30851 Estoppel certificates.—An association shall issue an estoppel certificate to a parcel owner or the parcel owner's designee or a mortgagee or the mortgagee's designee within 10 business ~~15~~ days after receiving a written or electronic request for the certificate. The estoppel certificate must be delivered by mail, by hand delivery, or by electronic means to the requester on the date of issuance.

(1) The estoppel certificate must contain all of the following:

(a) The date of issuance.

(b) The amount of all assessments and other moneys owed to the association by the parcel owner for a specific parcel as recorded on the date of issuance. This amount is limited to amounts authorized by statute to be recorded in the official records of the association under s. 720.303(4).

(c) The amount of any additional assessments and other moneys that are scheduled to become due for each day after the date of issuance for the 30-day or 35-day effective period of the estoppel certificate. This amount is limited to amounts authorized by statute to be recorded in the official records of the association under s. 720.303(4). In calculating the amounts that are scheduled to become due, the association may assume that any delinquent amounts will remain delinquent during the effective period of the estoppel certificate.

(d) The amount of any fee charged by the association for preparing and delivering the estoppel certificate. This fee is in addition to any other amounts on the certificate.

(e) The signature of an officer or agent of the association.

(2) An estoppel certificate that is delivered on the date of issuance has a 30-day effective period. An estoppel certificate that is mailed to the requester has a 35-day effective period.

(3) An association waives the right to collect any moneys owed in excess of the amounts specified in the estoppel certificate from any person who in good faith relies upon the estoppel certificate and from that person's successors and assigns ~~the date on which a request for an estoppel certificate is received from a parcel owner or mortgagee, or his or her designee, the association shall provide a certificate signed by an officer or authorized agent of the association stating all assessments and other moneys owed to the association by the parcel owner or mortgagee with respect to the parcel. An association may charge a fee for the preparation of such certificate, and the amount of such fee must be stated on the certificate.~~

~~(1) Any person other than a parcel owner who relies upon a certificate receives the benefits and protection thereof.~~

(4)(2) A summary proceeding pursuant to s. 51.011 may be brought to compel compliance with this section, and the prevailing party is entitled to recover reasonable attorney ~~attorney's~~ fees.

(5)(a) An association or its agent may charge a fee, which may not exceed its reasonable costs to prepare and deliver the estoppel certificate. However, the fee for the estoppel certificate may not exceed \$200 if on the date the certificate is issued, no delinquent amounts are owed to the association for the applicable parcel. If an estoppel certificate is requested on an expedited basis and delivered within 3 business days after the request, the association may charge an additional fee of \$100. If delinquent amounts are owed to the association for the applicable parcel, an additional fee for the certificate may not exceed \$200. The association may not charge a fee for an estoppel certificate that is issued more than 10 business days after it receives the request for the certificate. The maximum allowable fees charged in accordance with this section shall be adjusted every 3 years in an amount equal to the annual increases for that 3-year period in the Consumer Price Index for All Urban Consumers, U.S. City Average, all items.

(b) If the estoppel certificate is requested in conjunction with the sale or refinancing of a parcel, and if the fee has not been paid in advance, the fee for the certificate shall be paid to the association from the closing or settlement proceeds. The fee for the certificate is the obligation of the parcel owner, and the association may collect the fee in the same manner as an assessment against the parcel. An association may not require the payment of any other fees as a condition for the preparation or delivery of an estoppel certificate. The association may not condition the delivery of an estoppel certificate on the payment of the estoppel fee before closing.

And the title is amended as follows:

Between lines 15 and 16 insert: prohibiting an association from conditioning the delivery of an estoppel certificate on the payment of an estoppel fee before closing;

On motion by Senator Stargel, **CS for CS for CS for SB 736** as amended was passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Galvano	Margolis
Bean	Garcia	Montford
Benacquisto	Gibson	Negron
Brandes	Grimsley	Richter
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Dean	Hutson	Smith
Detert	Joyner	Sobel
Diaz de la Portilla	Latvala	Soto
Evers	Lee	Stargel
Gaetz	Legg	Thompson

Nays—6

Abruzzo	Clemens	Ring
Altman	Flores	Sachs

Vote after roll call:

Yea—Bradley

Vote preference:

June 24, 2015: Yea to Nay—Brandes

CS for SB 904—A bill to be entitled An act relating to home health services; amending s. 400.462, F.S.; defining a term; amending s. 400.464, F.S.; allowing home health agencies to operate related offices inside of the main office's health service planning district without an additional license; amending s. 400.506, F.S.; providing for the licensure of more than one nurse registry operational site within the same health service planning district; authorizing a licensed nurse registry to operate a satellite office; requiring a nurse registry operational site to keep all original records; requiring a nurse registry to provide notice and certain evidence before it relocates an operational site or opens a satellite office; reenacting ss. 400.497, 817.505(3)(h), 400.506(3), F.S., to incorporate the amendment made to s. 400.506, F.S., in references thereto; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Bean, **CS for SB 904** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Braynon	Flores
Abruzzo	Bullard	Gaetz
Altman	Clemens	Galvano
Bean	Dean	Garcia
Benacquisto	Detert	Grimsley
Bradley	Diaz de la Portilla	Hays
Brandes	Evers	Hukill

Hutson	Montford	Sobel
Joyner	Negron	Soto
Latvala	Ring	Stargel
Lee	Sachs	Thompson
Legg	Simpson	
Margolis	Smith	

Nays—None

Vote after roll call:

Yea—Richter, Simmons

SENATOR RICHTER PRESIDING

SB 1010—A bill to be entitled An act relating to false personation; amending s. 843.08, F.S.; revising the list of officials who are prohibited from being falsely personated; revising terminology; amending s. 843.085, F.S.; prohibiting the sale or transfer of specified badges bearing in any manner or combination the words “fire department” and the ownership or operation of vehicles marked or identified by the words “fire department”; requiring specified intent for certain offenses; providing an exception; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Braynon, **SB 1010** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 697—A bill to be entitled An act relating to public health emergencies; amending s. 381.0012, F.S.; providing additional enforcement authority relating to public health orders issued by the Department of Health; amending s. 381.00315, F.S.; defining terms; authorizing the department to declare, enforce, modify, and abolish isolation of persons, animals, and premises for controlling communicable diseases or providing protection from unsafe conditions that pose a threat to public health; requiring the department to establish rules for conditions and procedures for imposing and releasing an order for isolation; providing that rules established under this section supersede all rules enacted by other state agencies, boards, or political subdivisions; amending s. 817.50, F.S.; prohibiting a person in certain circumstances from falsely claiming to a health care provider, or falsely reporting to a law enforcement officer, that such person has contracted a communicable disease; providing criminal penalties; specifying that the act fulfills an important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **CS for HB 697** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 893—A bill to be entitled An act relating to blanket health insurance eligibility; amending s. 627.659, F.S.; revising the list of special groups of individuals covered by a policy or contract for blanket health insurance; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for CS for HB 893** was passed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for SB 388—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of various transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—as amended April 22 was read the third time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

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

Amendment 1 (301748)—Between lines 106 and 107 insert:

(31) *Buenaventura Boulevard between E. Osceola Parkway and C.R. 530/Simpson Road in Osceola County is designated as “Roberto Clemente Memorial Highway.”*

On motion by Senator Montford, **CS for CS for SB 388** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for CS for HB 165—A bill to be entitled An act relating to property and casualty insurance; amending s. 627.062, F.S.; restricting to certain property rate filings a requirement that the chief executive officer or chief financial officer and chief actuary of a property insurer certify the information contained in a rate filing; amending s. 627.0628, F.S.; requiring an insurer to employ in certain rate filings actuarial methods, principles, standards, models, or output ranges found by the Florida Commission on Hurricane Loss Projection Methodology to be accurate or reliable in determining probable maximum loss levels; authorizing an insurer to employ a model in a rate filing until 120 days after the expiration of the commission's acceptance of that model; prohibiting insurers from modifying or adjusting the model after the commission finds the model to be accurate or reliable in determining probable maximum loss levels; amending s. 627.0645, F.S.; exempting commercial nonresidential multiperil insurance from annual base rate filing; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.7074, F.S.; revising notification requirements for participation in the neutral evaluation program; amending s. 627.736, F.S.; revising the period for applicability of certain Medicare fee schedules or payment limitations; exempting certain federally certified entities from the requirement to be licensed in order to receive reimbursement under the Florida Motor Vehicle No-Fault Law; amending s. 627.744, F.S.; revising preinsurance inspection requirements for private passenger motor vehicles; amending s. 631.65, F.S.; authorizing, rather than prohibiting, an advertisement or a solicitation to use the existence of the Florida Insurance Guaranty Association to sell, solicit, or induce the purchase of certain insurance if the advertisement or solicitation explains specified coverage limits; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for CS for HB 165** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Braynon	Evers
Altman	Bullard	Gaetz
Bean	Clemens	Galvano
Benacquisto	Dean	Garcia
Bradley	Detert	Gibson
Brandes	Diaz de la Portilla	Grimsley

Hays	Margolis	Simpson
Hukill	Montford	Smith
Hutson	Negron	Sobel
Joyner	Richter	Soto
Latvala	Ring	Stargel
Lee	Sachs	Thompson
Legg	Simmons	

Nays—1

Flores

Vote after roll call:

Yea—Mr. President

CS for CS for HB 465—A bill to be entitled An act relating to human trafficking; amending s. 796.07, F.S.; providing enhanced criminal penalties for soliciting another to commit prostitution and similar offenses; requiring persons convicted of such offenses to perform community service and pay for and attend an education program; requiring the court to impose minimum mandatory terms of incarceration for persons convicted two or more times of soliciting another to commit prostitution and similar offenses; providing for impoundment of a vehicle used in soliciting another to commit prostitution and similar offenses; providing an opportunity for owners to prevent the impoundment or immobilization in certain circumstances; amending s. 943.0583, F.S.; providing that any court in the circuit in which the petitioner was arrested may expunge the criminal history record of a victim of human trafficking; requiring a judge to allow an advocate to be present with a human trafficking victim in an expunction hearing in certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for HB 465** was passed and certified to the House. The vote on passage was:

Yeas—38

Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hukill	Smith
Clemens	Hutson	Sobel
Dean	Joyner	Soto
Detert	Latvala	Stargel
Diaz de la Portilla	Lee	Thompson
Evers	Legg	

Nays—None

Vote after roll call:

Yea—Mr. President

HB 467—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; revising an exemption from public records requirements for certain criminal intelligence and investigative information to exempt information that reveals the identity of a victim of certain human trafficking offenses; amending s. 943.0583, F.S.; providing an exemption from public records requirements for investigative information relating to criminal history records of human trafficking victims that have been ordered expunged; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Flores, **HB 467** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—39

Abruzzo	Flores	Margolis
Altman	Gaetz	Montford
Bean	Galvano	Negron
Benacquisto	Garcia	Richter
Bradley	Gibson	Ring
Brandes	Grimsley	Sachs
Braynon	Hays	Simmons
Bullard	Hukill	Simpson
Clemens	Hutson	Smith
Dean	Joyner	Sobel
Detert	Latvala	Soto
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President

THE PRESIDENT PRESIDING

HB 469—A bill to be entitled An act relating to public records; amending s. 409.1678, F.S.; providing an exemption from public records requirements for information about the location of safe houses, safe foster homes, and other residential facilities serving victims of sexual exploitation held by an agency; providing exceptions; providing for future legislative review and repeal of the exemption; providing applicability; amending s. 787.06, F.S.; providing an exemption from public records requirements for information held by an agency about the location of residential facilities serving adult victims of human trafficking involving commercial sexual activity; providing exceptions; providing applicability; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Flores, **HB 469** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Evers	Margolis
Abruzzo	Flores	Negron
Altman	Gaetz	Ring
Bean	Galvano	Sachs
Benacquisto	Garcia	Simmons
Bradley	Gibson	Simpson
Brandes	Grimsley	Smith
Braynon	Hays	Sobel
Bullard	Hukill	Soto
Clemens	Hutson	Stargel
Dean	Joyner	Thompson
Detert	Latvala	
Diaz de la Portilla	Legg	

Nays—None

Vote after roll call:

Yea—Montford, Richter

CS for CS for CS for HB 439—A bill to be entitled An act relating to the Department of Legal Affairs; amending s. 16.56, F.S.; revising the list of offenses that may be investigated and prosecuted by the Office of

Statewide Prosecution; creating s. 16.62, F.S.; authorizing the Department of Legal Affairs to expend a specified amount annually for certain recognition and awards programs; amending s. 409.9203, F.S.; specifying the distribution of certain funds recovered in Medicaid fraud actions; amending ss. 501.203 and 501.204, F.S.; updating references for purposes of the Florida Deceptive and Unfair Trade Practices Act; amending s. 960.03, F.S.; revising the definition of the term “crime” for purposes of obtaining crime victim compensation from the department to include certain forcible felonies; revising provisions concerning acts involving the operation of a motor vehicle, boat, or aircraft; revising the definition of the term “disabled adult”; correcting a cross-reference; amending s. 960.13, F.S.; exempting crime victim compensation awards for catastrophic injury from certain deductions; amending s. 960.195, F.S.; revising the maximum victim compensation amounts that the department may award to an elderly person or disabled adult who suffers a property loss that causes a substantial diminution in his or her quality of life in certain circumstances; revising the conditions under which such persons are eligible for awards; authorizing the department to deny, reduce, or withdraw a specified award upon finding that a claimant or award recipient has not duly cooperated with certain persons and entities; creating s. 960.196, F.S.; providing for relocation assistance for human trafficking victims; amending s. 960.198, F.S.; prohibiting relocation assistance for a domestic violence claim if the victim has received previous relocation assistance for a human trafficking claim; amending s. 960.199, F.S.; deleting provisions relating to relocation assistance for human trafficking victims; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Simmons, **CS for CS for CS for HB 439** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for CS for HB 307—A bill to be entitled An act relating to mobile homes; amending s. 73.072, F.S.; conforming a cross-reference; amending s. 723.003, F.S.; providing definitions; amending s. 723.006, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to approve training and educational programs for board members of mobile home owners’ associations; providing duties of the division; providing requirements for education curriculum information for board member and mobile home owner training; amending s. 723.023, F.S.; revising mobile home owner’s general obligations; amending s. 723.031, F.S.; conforming a cross-reference; amending s. 723.037, F.S.; providing and revising requirements for lot rental increases; amending s. 723.059, F.S.; revising provisions relating to rights of purchasers of lifetime leases; amending s. 723.0611, F.S.; providing for the removal of a member of the board of directors under certain conditions; amending s. 723.078, F.S.; revising provisions with respect to the bylaws of homeowners’ associations; revising quorum and voting requirements; revising provisions relating to board of directors, committee, and member meetings; providing requirements for meeting minutes; revising requirements for the amendment of articles of incorporation and bylaws; revising requirements for the recall of board members; creating s. 723.1255, F.S.; providing requirements for the alternative resolution of recall disputes; creating s. 723.0781, F.S.; specifying certification or educational requirements for a newly elected or appointed

board member; amending s. 723.079, F.S.; revising and providing requirements relating to the official records of the association; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for CS for HB 307** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for HB 641—A bill to be entitled An act relating to amusement games or machines; creating s. 546.10, F.S.; creating the “Family Amusement Games Act”; providing legislative findings; defining terms; authorizing operation of an amusement game or machine pursuant to specified provisions; providing classifications for such a device; providing that specified types of amusement games or machines may only be located at certain locations; specifying the maximum value on the redemption value of a coupon or a point; requiring the Department of Revenue to annually adjust the maximum value; providing a formula for adjustment of the maximum value; requiring the department to publish the amount of the adjusted maximum value; authorizing certain persons or entities to enjoin the operation of an amusement game or machine; providing penalties; amending s. 551.102, F.S.; conforming a cross-reference; repealing s. 849.161, F.S., relating to amusement games or machines; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 641** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Evers	Margolis
Abruzzo	Flores	Montford
Altman	Gaetz	Negron
Bean	Galvano	Richter
Benacquisto	Garcia	Ring
Bradley	Gibson	Sachs
Brandes	Grimsley	Simmons
Braynon	Hays	Simpson
Bullard	Hutson	Smith
Clemens	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson

Nays—1

Hukill

CS for CS for HB 437—A bill to be entitled An act relating to guardians for dependent children who are developmentally disabled or incapacitated; amending s. 39.6251, F.S.; requiring the continued review of the necessity of guardianships for young adults; amending s. 39.701,

F.S.; requiring an updated case plan developed in a face-to-face conference with the child, if appropriate, and other specified persons; providing requirements for the Department of Children and Families when a court determines that there is a good faith basis to appoint a guardian advocate, limited guardian, or plenary guardian for the child and that no less restrictive decisionmaking assistance will meet the child’s needs; requiring the department to provide specified information if another interested party or participant initiates proceedings for the appointment of a guardian advocate, plenary guardian, or limited guardian for the child; requiring that proceedings seeking appointment of a guardian advocate or a determination of incapacity and the appointment of a guardian be conducted in a separate proceeding in guardianship court; amending s. 393.12, F.S.; providing that the guardianship court has jurisdiction over proceedings for appointment of a guardian advocate if petitions are filed for certain minors who are subject to chapter 39, F.S., proceedings if such minors have attained a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order appointing a guardian advocate must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted separately from any other proceeding; amending s. 744.301, F.S.; providing that if a child is subject to proceedings under chapter 39, F.S., the parents may act as natural guardians unless the court finds that it is not in the child’s best interests or their parental rights have been terminated; amending s. 744.3021, F.S.; requiring the guardianship court to initiate proceedings for appointment of guardians for certain minors who are subject to chapter 39, F.S., proceedings if petitions are filed and if such minors have reached a specified age; providing that such minor has the same due process rights as certain adults; providing requirements for when an order of adjudication and letters of limited or plenary guardianship must be issued; providing that proceedings seeking appointment of a guardian advocate for certain minors be conducted separately from any other proceeding; providing an effective date.

—as amended April 22 was read the third time by title.

On motion by Senator Detert, **CS for CS for HB 437** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

HB 461—A bill to be entitled An act relating to independent nonprofit higher educational facilities financing; amending s. 243.52, F.S.; revising the definition of the term “project” for purposes of the Higher Educational Facilities Financing Act; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **HB 461** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Dean
Abruzzo	Brandes	Detert
Altman	Braynon	Diaz de la Portilla
Bean	Bullard	Evers
Benacquisto	Clemens	Flores

Gaetz	Latvala	Simmons
Galvano	Lee	Simpson
Garcia	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Negron	Stargel
Hukill	Richter	Thompson
Hutson	Ring	
Joyner	Sachs	

Nays—None

CS for CS for CS for HB 775—A bill to be entitled An act relating to the appointment of an ad litem; creating s. 49.31, F.S.; defining the term “ad litem”; authorizing a court to appoint an ad litem for certain parties upon whom service of process by publication is made; prohibiting a court from appointing an ad litem to represent an interest for which a personal representative, guardian of property, or trustee is serving; requiring an ad litem, upon discovery that the party it represents is already represented by a personal representative, guardian of property, or trustee, or is deceased, to take certain actions; prohibiting a court from requiring an ad litem to post a bond or designate a resident agent; requiring a court to discharge an ad litem when the final judgment is entered or as otherwise ordered by the court; providing that an ad litem is entitled to an award of a reasonable fee for services and costs; providing for assessment; prohibiting the use of state funds except in certain circumstances; prohibiting declaring certain proceedings ineffective solely due to a lack of statutory authority to appoint an ad litem; providing construction; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **CS for CS for CS for HB 775** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

CS for HB 961—A bill to be entitled An act relating to electronic noticing of trust accounts; amending s. 736.0109, F.S.; authorizing a sender to post a document to a secure electronic account or website upon the approval of a recipient; providing for effective authorization for such posting; requiring a sender to provide a separate notice once a document is electronically posted; specifying when a document sent electronically is deemed received by the recipient; requiring a sender to provide notice of the beginning of a limitations period and authority of a recipient to amend or revoke authorization for electronic posting; providing a form that may be used to effectuate such notice; requiring documents posted to an electronic website to remain accessible to the recipient for a specified period; establishing burdens of proof for purposes of determining whether proper notifications were provided; specifying that electronic messages are deemed received when sent; specifying situations under which electronic messages are not deemed received; specifying that service of documents in a judicial proceeding are governed by the Florida Rules of Civil Procedure; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for HB 961** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Flores	Montford
Abruzzo	Gaetz	Negron
Altman	Galvano	Richter
Bean	Garcia	Ring
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Braynon	Hukill	Smith
Bullard	Hutson	Sobel
Clemens	Joyner	Soto
Dean	Latvala	Stargel
Detert	Lee	Thompson
Diaz de la Portilla	Legg	
Evers	Margolis	

Nays—None

SPECIAL ORDER CALENDAR

CS for CS for SB 600—A bill to be entitled An act relating to insurance guaranty associations; amending s. 625.012, F.S.; revising the definition of the term “asset” to include Florida Insurance Guaranty Association assessments, under certain conditions, for purposes of determining the financial condition of an insurer; amending ss. 631.717 and 631.737, F.S.; transferring a provision relating to the obligation of the Florida Life and Health Insurance Guaranty Association to pay valid claims under certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 600**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 189** was withdrawn from the Committees on Banking and Insurance; Commerce and Tourism; and Fiscal Policy.

On motion by Senator Richter—

CS for HB 189—A bill to be entitled An act relating to insurance guaranty associations; amending s. 625.012, F.S.; revising the definition of the term “asset” to include Florida Insurance Guaranty Association assessments, under certain conditions, for purposes of determining the financial condition of an insurer; amending ss. 631.717 and 631.737, F.S.; transferring a provision relating to the obligation of the Florida Life and Health Insurance Guaranty Association to pay valid claims under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 600** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 189** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 686** was deferred.

CS for SB 792—A bill to be entitled An act relating to pharmacy; amending s. 465.189, F.S.; authorizing a registered intern under the supervision of a pharmacist to administer specified vaccines to an adult; revising which vaccines may be administered by a pharmacist or a registered intern under the supervision of a pharmacist; requiring a one-to-one ratio for such supervision; requiring a registered intern seeking to administer vaccines to be certified to administer such vaccines and to complete a minimum amount of coursework; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 792**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 279** was withdrawn from

the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Fiscal Policy.

On motion by Senator Bean—

CS for HB 279—A bill to be entitled An act relating to pharmacy; amending s. 465.189, F.S.; authorizing a registered intern under the supervision of a pharmacist to administer specified vaccines to an adult; revising which vaccines may be administered by a pharmacist or registered intern under the supervision of a pharmacist; requiring a specified ratio for such supervision; requiring a registered intern seeking to administer vaccines to be certified to administer such vaccines and to complete a minimum amount of coursework; providing an effective date.

—a companion measure, was substituted for **CS for SB 792** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 279** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 748—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.111, F.S.; revising liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; revising provisions relating to the voting process for providing reserves; amending s. 718.116, F.S.; revising applicability; revising effect of a claim of lien; creating s. 718.128, F.S.; authorizing condominium associations to conduct votes of the membership by online voting under certain conditions; providing requirements for online voting; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 718.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 718.707, F.S.; extending the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising what constitutes the official records of an association; amending s. 719.108, F.S.; revising applicability; revising effect of a claim of lien; creating s. 719.129, F.S.; authorizing cooperative associations to conduct votes of the membership by online voting under certain conditions; providing requirements for online voting; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 719.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term “governing documents”; creating s. 720.3015, F.S.; providing a short title; amending s. 720.305, F.S.; revising requirements for levying a fine or suspension; revising application of certain provisions; amending s. 720.306, F.S.; revising requirements for the adoption of amendments to the governing documents; revising requirements for the election of directors; defining the term “any fee, fine, or other monetary obligation”; creating s. 720.317, F.S.; authorizing homeowners’ associations to conduct votes of the membership by online voting under certain conditions; providing requirements for online voting; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 748**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 791** was withdrawn from the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

CS for CS for HB 791—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.111, F.S.; revising liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; authorizing the electronic transmission of notices of certain meetings of a condominium association irrespective of whether authorized by the association’s bylaws; revising provisions relating to the voting process for providing reserves; creating s. 718.128, F.S.; authorizing condominium associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is

counted toward the determination of a quorum; providing applicability; amending s. 719.106, F.S.; authorizing the electronic transmission of notices of certain meetings of a cooperative association irrespective of whether authorized by the association’s bylaws; creating s. 719.129, F.S.; authorizing cooperative associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 720.303, F.S.; authorizing the electronic transmission of notices of certain meetings of a homeowners’ association irrespective of whether authorized by the association’s bylaws; creating s. 720.317, F.S.; authorizing homeowners’ associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 718.116, F.S.; revising applicability; revising effect of a claim of lien; amending s. 718.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 718.707, F.S.; extending the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising what constitutes the official records of an association; amending s. 719.108, F.S.; revising applicability; revising effect of a claim of lien; amending s. 719.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term “governing documents”; creating s. 720.3015, F.S.; providing a short title; amending s. 720.305, F.S.; revising requirements for levying a fine or suspension; revising application of certain provisions; amending s. 720.306, F.S.; revising requirements for the adoption of amendments to the governing documents; revising requirements for the election of directors; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 748** and read the second time by title.

On motion by Senator Ring, further consideration of **CS for CS for HB 791** was deferred.

CS for CS for CS for SB 390—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term “business entity”; amending s. 817.02, F.S.; providing that causing damage to a victim’s credit history or credit rating or otherwise causing harm to the victim in the course of falsely personating the victim is punishable; providing for restitution to victims for certain costs; authorizing the court to issue orders to correct a public record under certain circumstances; providing for a civil cause of action for certain victims; defining the term “victim”; creating s. 817.032, F.S.; defining the term “victim”; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing an exception; providing for verification of a victim’s identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide or decline to provide information in certain circumstances; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; transferring, renumbering, and amending ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; clarifying provisions; amending s. 817.15, F.S.; substituting the term “business entity” for the term “corporation”; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term “business entity” for the term “corporation”; amending s. 817.40, F.S.; specifying that the term “misleading advertising” includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term “business entity” for the term “corporation”; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; creating s. 817.414, F.S.; prohibiting the sale of counterfeit security company signs or decals; providing criminal penalties; amending s.

817.481, F.S.; clarifying provisions; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 390**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 157** was withdrawn from the Committees on Judiciary; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

On motion by Senator Richter—

CS for CS for CS for HB 157—A bill to be entitled An act relating to fraud; creating s. 817.011, F.S.; defining the term “business entity”; amending s. 817.02, F.S.; providing for restitution to victims for certain victim out-of-pocket costs; providing for a civil cause of action for certain victims; creating s. 817.032, F.S.; defining the term “victim”; requiring business entities to provide copies of business records of fraudulent transactions involving identity theft to victims and law enforcement agencies in certain circumstances; providing an exception; providing for verification of a victim’s identity and claim; providing procedures for claims; requiring that certain information be provided to victims without charge; specifying circumstances in which business entities may decline to provide information; providing a limitation on civil liability for business entities that provide or decline to provide information in certain circumstances; specifying that no new record retention is required; providing an affirmative defense to business entities in actions seeking enforcement of provisions; amending s. 817.11, F.S.; making editorial changes; amending and renumbering ss. 817.12 and 817.13, F.S.; combining offense, penalty, and evidence provisions and transferring such provisions to s. 817.11, F.S.; amending s. 817.14, F.S.; making editorial changes; amending s. 817.15, F.S.; substituting the term “business entity” for the term “corporation”; amending ss. 817.17 and 817.18, F.S.; including counties and other political subdivisions in provisions prohibiting the false marking of goods or packaging with a location of origin; reorganizing penalty provisions; amending s. 817.19, F.S.; prohibiting fraudulent issuance of indicia of membership interest in a limited liability company; amending s. 817.39, F.S.; substituting the term “business entity” for the term “corporation”; amending s. 817.40, F.S.; specifying that the term “misleading advertising” includes electronic forms of dissemination; amending s. 817.411, F.S.; substituting the term “business entity” for the term “corporation”; specifying that certain false statements made through electronic means are prohibited; amending s. 817.412, F.S.; specifying that electronic statements are included in provisions prohibiting false representations of used goods as new; creating s. 817.414, F.S.; prohibiting the sale of counterfeit security company signs or decals; providing criminal penalties; amending s. 817.481, F.S.; revising a catchline; making technical changes; amending s. 817.50, F.S.; revising criminal penalties for fraudulently obtaining goods or services from a health care provider; amending s. 817.568, F.S.; expanding specified identity theft offenses to include all persons rather than being limited to natural persons; including dissolved business entities within certain offenses involving fraudulent use of personal identification information of deceased persons; amending s. 817.569, F.S.; prohibiting a person from knowingly providing false information that becomes part of a public record to facilitate or further the commission of certain offenses; providing criminal penalties; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 390** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 157** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 288—A bill to be entitled An act relating to utilities regulation; amending s. 350.01, F.S.; providing term limits for commissioners appointed after a specified date; requiring the Florida Public Service Commission to hold public customer service meetings in certain service territories; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission’s web page; amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; reenacting and amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; providing applicability; amending s. 350.042, F.S.; revising the prohibition against ex parte communication to apply to any matter that a commissioner knows or reasonably expects will be filed within a certain timeframe; providing legislative intent; defining terms; applying the prohibition against ex parte communications to specified meetings; requiring the Governor to remove from office any commissioner found to have willfully and knowingly violated the ex parte communications statute; amending s. 350.0611, F.S.; authorizing the Public Counsel to be a party to settlement agreements in any proceeding before the commission in which he or she has participated as a party; prohibiting a settlement agreement from being submitted to or approved by the Florida Public Service Commission under certain circumstances; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring that the commission approve new tariffs and certain changes to existing tariffs; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; creating s. 366.95, F.S.; defining terms; authorizing electric utilities to petition the Florida Public Service Commission for certain financing orders that authorize the issuance of nuclear asset-recovery bonds, the imposition, collection, and periodic adjustments of nuclear asset-recovery charges, and the creation of nuclear asset-recovery property; providing requirements; providing exceptions to the commission’s jurisdictions as it relates to financing orders; specifying duties of electric utilities that have obtained a financing order and issued nuclear asset-recovery bonds; specifying properties, requirements and limitations relating to nuclear asset-recovery property; providing requirements as to the sufficiency of the description of certain nuclear asset-recovery property; subjecting financing statements to the Uniform Commercial Code; providing an exception; specifying that nuclear asset-recovery bonds are not public debt; specifying certain state pledges relating to bondholders; declaring that certain entities are not electric utilities under certain circumstances; specifying effect of certain provisions in situations of conflict; providing for protecting the validity of nuclear-asset recovery bonds under certain circumstances; providing penalties; reenacting ss. 403.537(1)(a) and 403.9422(1)(a), F.S., relating to determination of need for electric and natural gas transmission lines, respectively; reenacting s. 350.043, F.S., relating to the enforcement and interpretation of laws relating to the commission; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 288**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7109** was withdrawn from the Committees on Communications, Energy, and Public Utilities; and Appropriations.

On motion by Senator Latvala—

CS for HB 7109—A bill to be entitled An act relating to the Florida Public Service Commission; amending s. 350.01, F.S.; providing term limits for commissioners appointed after a specified date; requiring that specified meetings, workshops, hearings, or proceedings of the commission be streamed live and recorded copies be made available on the commission’s website; amending s. 350.031, F.S.; requiring a person who lobbies a member of the Florida Public Service Commission Nominating Council to register as a lobbyist; requiring implementation by joint rule; amending s. 350.041, F.S.; requiring public service commissioners to annually complete ethics training; amending s. 350.042, F.S.; revising the prohibition against ex parte communications to include any matter that a commissioner knows or reasonably expects will be filed within a certain timeframe; providing legislative intent; defining terms; applying

the prohibition against ex parte communications to specified meetings; specifying conditions under which the Governor must remove from office any commissioner found to have willfully and knowingly violated the ex parte communications law; amending s. 366.05, F.S.; limiting the use of tiered rates in conjunction with extended billing periods; limiting deposit amounts; requiring a utility to notify each customer if it has more than one rate for any customer class; requiring the utility to provide good faith assistance to the customer in determining the best rate; assigning responsibility to the customer for the rate selection; requiring the commission to approve new tariffs and certain changes to existing tariffs; amending s. 366.82, F.S.; requiring that money received by a utility for the development of demand-side renewable energy systems be used solely for that purpose; creating s. 366.95, F.S.; defining terms; authorizing electric utilities to petition the commission for certain financing orders that authorize the issuance of nuclear asset-recovery bonds, authorize the imposition, collection, and periodic adjustments of nuclear asset-recovery charges, and authorize the creation of nuclear asset-recovery property; providing requirements; providing exceptions to the commission's jurisdiction for certain aspects of financing orders; specifying duties of electric utilities that have obtained a financing order and issued nuclear asset-recovery bonds; specifying properties, requirements, and limitations relating to nuclear asset-recovery property; providing requirements as to the sufficiency of the description of certain nuclear asset-recovery property; subjecting financing statements to the Uniform Commercial Code; providing an exception; specifying that nuclear asset-recovery bonds are not public debt; specifying certain state pledges relating to bondholders; declaring that certain entities are not electric utilities under certain circumstances; specifying effect of certain provisions in situations of conflict; providing for protecting validity of certain bonds under certain circumstances; providing penalties; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 288** and read the second time by title.

Senator Latvala moved the following amendment:

Amendment 1 (620188) (with directory and title amendments)—Between lines 76 and 77 insert:

(8) *At least annually, the commission shall hold a customer service meeting, open to the public, in the service territory of each public utility regulated by the commission which supplies electricity.*

And the directory clause is amended as follows:

Delete line 66 and insert: Statutes, is amended, and subsections (8) and (9) are added to that

And the title is amended as follows:

Delete line 5 and insert: date; requiring the Florida Public Service Commission to hold public customer service meetings in certain service territories; requiring that specified meetings, workshops,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following substitute amendment which was adopted:

Amendment 2 (606844) (with directory and title amendments)—Delete line 77 and insert:

(8) *At least every other year, the commission shall hold a customer service meeting, open to the public, in the service territory of each public utility regulated by the commission which supplies electricity.*

(9) *Each meeting, including each internal affairs meeting,*

And the directory clause is amended as follows:

Delete line 66 and insert: Statutes, is amended, and subsections (8) and (9) are added to that

And the title is amended as follows:

Delete line 5 and insert: date; requiring the commission to hold a customer service meeting at least every other year; requiring that specified meetings, workshops,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following amendment:

Amendment 3 (163040)—Delete line 233 and insert:
utility or the utility returning any overcharge requested by that customer.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following substitute amendment which was adopted:

Amendment 4 (251712)—Delete lines 214-233 and insert:

(c) *Effective January 1, 2016, a utility may not charge or receive a deposit in excess of the amounts specified in paragraphs 1. and 2.*

1. *For an existing account, the total deposit may not exceed 2 months of average actual charges, calculated by adding the monthly charges from the 12-month period immediately before the date any change in the deposit amount is sought, dividing this total by 12, and multiplying the result by 2. If the account has less than 12 months of actual charges, the deposit shall be calculated by adding the available monthly charges, dividing this total by the number of months available, and multiplying the result by 2.*

2. *For a new service request, the total deposit may not exceed 2 months of projected charges, calculated by adding 12 months of projected charges, dividing this total by 12, and multiplying the result by 2.*

3. *For each new service deposit established under paragraph 2. on or after January 1, 2017, the amount of the deposit shall be recalculated using actual data when the new customer has had continuous service for a 12-month period. If the recalculated amount exceeds the amount of the deposit that was collected from the customer, the customer shall pay that portion of the difference that may be billed by the utility. If the recalculated amount is less than the amount of the deposit collected from the customer, the utility shall credit the difference to the customer.*

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Latvala moved the following amendment which was adopted:

Amendment 5 (927036) (with title amendment)—Between lines 1080 and 1081 insert:

Section 8. *For the 2015-2016 fiscal year, the sums of \$34,338 in recurring and \$13,775 in nonrecurring funds from the General Revenue Fund are appropriated to the Florida Public Service Commission for the purpose of implementing this act.*

And the title is amended as follows:

Delete line 60 and insert: circumstances; providing penalties; providing an appropriation; providing an

Pursuant to Rule 4.19, **CS for HB 7109**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1222—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of “general lines agent,” to remove a restriction with respect to agents transacting health insurance; limiting the types of health insurance agents; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency's place of business; amending s. 626.221, F.S.; revising examination requirements and exemptions for applicants for certain agent and adjuster licenses; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain prelicensure education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming pro-

visions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative's license; amending s. 626.7354, F.S.; revising provisions relating to customer representative compensation to allow the receipt of commissions by such representatives if the commissions do not constitute the primary source of compensation; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified period of time; amending s. 626.753, F.S.; conforming provisions to changes made by act; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; amending s. 626.931, F.S.; deleting provisions that require surplus lines agents to file a quarterly affidavit with the Florida Surplus Lines Office; amending ss. 626.932, 626.935, and 626.936, F.S.; conforming provisions to changes made by act; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity contract or life insurance policy under certain circumstances; defining the term "surrender"; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1222**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1133** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

CS for CS for HB 1133—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of "general lines agent," to remove certain restrictions regarding health insurance; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency's place of business; amending s. 626.221, F.S.; revising examination requirements for applicants for a license as a general lines agent, personal lines agent, or all-lines adjuster; creating examination requirements and qualifications for exemption from examinations for personal lines agents, life agents, and health agents; revising examination requirements for applicants qualifying for license transfer and applicants that hold a comparable license in another state; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain pre-licensure education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming provisions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative's license; amending s. 626.7354, F.S.; deleting a prohibition on a customer representative's compensation including commissions but prohibiting the compensation from being based primarily on commissions; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified time period after policy expiration; amending s. 626.753, F.S.; authorizing certain agents and customer representatives to share commissions; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity or life insurance policy under certain circumstances; defining the term "surrender"; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1222** and read the second time by title.

On motion by Senator Richter, further consideration of **CS for CS for HB 1133** was deferred.

On motion by Senator Ring, the Senate resumed consideration of—

CS for CS for HB 791—A bill to be entitled An act relating to residential properties; amending s. 617.0721, F.S.; authorizing the use of a copy, facsimile transmission, or other reliable reproduction of an original proxy vote for certain purposes; amending s. 718.111, F.S.; revising liability of unit owners under certain conditions; revising what constitutes official records of an association; amending s. 718.112, F.S.; authorizing the electronic transmission of notices of certain meetings of a condominium association irrespective of whether authorized by the association's bylaws; revising provisions relating to the voting process for providing reserves; creating s. 718.128, F.S.; authorizing condominium associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 719.106, F.S.; authorizing the electronic transmission of notices of certain meetings of a cooperative association irrespective of whether authorized by the association's bylaws; creating s. 719.129, F.S.; authorizing cooperative associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 720.303, F.S.; authorizing the electronic transmission of notices of certain meetings of a homeowners' association irrespective of whether authorized by the association's bylaws; creating s. 720.317, F.S.; authorizing homeowners' associations to conduct votes of the membership by online voting under certain conditions; providing that a member voting electronically is counted toward the determination of a quorum; providing applicability; amending s. 718.116, F.S.; revising applicability; revising effect of a claim of lien; amending s. 718.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 718.707, F.S.; extending the time period for classification as bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising what constitutes the official records of an association; amending s. 719.108, F.S.; revising applicability; revising effect of a claim of lien; amending s. 719.303, F.S.; providing that a fine may be levied by the board under certain conditions; revising requirements for levying a fine or suspension; amending s. 720.301, F.S.; revising the definition of the term "governing documents"; creating s. 720.3015, F.S.; providing a short title; amending s. 720.305, F.S.; revising requirements for levying a fine or suspension; revising application of certain provisions; amending s. 720.306, F.S.; revising requirements for the adoption of amendments to the governing documents; revising requirements for the election of directors; providing an effective date.

—which was previously considered this day.

Pursuant to Rule 4.19, **CS for CS for HB 791** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter—

CS for CS for CS for HB 87—A bill to be entitled An act relating to construction defect claims; amending s. 558.001, F.S.; revising legislative intent; amending s. 558.002, F.S.; revising the definition of the term "completion of a building or improvement"; amending s. 558.004, F.S.; providing additional requirements for a notice of claim; revising requirements for a response; revising provisions relating to production of certain records; amending ss. 718.203 and 719.203, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 87** was placed on the calendar of Bills on Third Reading.

CS for SB 476—A bill to be entitled An act relating to mental health; amending s. 394.455, F.S.; redefining the term "psychiatric nurse"; amending s. 394.463, F.S.; adding a psychiatric nurse as a person at a receiving facility authorized to perform a required examination of certain patients; prohibiting the release of a patient from a receiving facility that is owned or operated by a hospital or health system without specified approvals; authorizing the release of a patient by a psychiatric nurse under certain circumstances; prohibiting a psychiatric nurse from releasing a patient if the involuntary examination was initiated by a

psychiatrist without the psychiatrist's approval; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 476**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 335** was withdrawn from the Committees on Health Policy; Children, Families, and Elder Affairs; and Rules.

On motion by Senator Grimsley—

CS for CS for HB 335—A bill to be entitled An act relating to psychiatric nurses; amending s. 394.455, F.S.; revising the definition of the term “psychiatric nurse” to require specified national certification; amending s. 394.463, F.S.; authorizing a psychiatric nurse to approve the involuntary examination or release of a patient from a receiving facility in accordance with a specified protocol and under certain conditions; providing an effective date.

—a companion measure, was substituted for **CS for SB 476** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 335** was placed on the calendar of Bills on Third Reading.

On motion by Senator Richter, the Senate resumed consideration of—

CS for CS for HB 1133—A bill to be entitled An act relating to the Division of Insurance Agent and Agency Services; amending s. 626.015, F.S.; revising the definition of “general lines agent,” to remove certain restrictions regarding health insurance; amending s. 626.0428, F.S.; revising licensure requirements of certain agents in charge of an agency's place of business; amending s. 626.221, F.S.; revising examination requirements for applicants for a license as a general lines agent, personal lines agent, or all-lines adjuster; creating examination requirements and qualifications for exemption from examinations for personal lines agents, life agents, and health agents; revising examination requirements for applicants qualifying for license transfer and applicants that hold a comparable license in another state; amending s. 626.241, F.S.; revising the scope of license examinations for agents and adjusters; amending s. 626.2817, F.S.; revising requirements of certain pre-licensure education courses for insurance agents and other licensees; amending s. 626.311, F.S.; conforming provisions to changes made by the act; amending s. 626.732, F.S.; revising requirements relating to knowledge, experience, and instruction for applicants for a license as a general lines or personal lines agent; amending s. 626.7351, F.S.; revising qualifications for a customer representative's license; amending s. 626.7354, F.S.; deleting a prohibition on a customer representative's compensation including commissions but prohibiting the compensation from being based primarily on commissions; amending s. 626.748, F.S.; requiring agents to maintain certain records for a specified time period after policy expiration; amending s. 626.753, F.S.; authorizing certain agents and customer representatives to share commissions; amending ss. 626.7851 and 626.8311, F.S.; revising requirements relating to the knowledge, experience, or instruction for life agents and health agents, respectively; amending s. 626.9541, F.S.; providing that certain provisions relating to illegal dealings in premiums are applicable notwithstanding any other provision of law; amending s. 627.4553, F.S.; requiring an insurance agent to provide and retain certain information upon surrender of an annuity or life insurance policy under certain circumstances; defining the term “surrender”; amending s. 631.341, F.S.; authorizing certain notices of insolvency to be delivered to policyholders by certain methods; providing an effective date.

—which was previously considered this day.

Pursuant to Rule 4.19, **CS for CS for HB 1133** was placed on the calendar of Bills on Third Reading.

SB 788—A bill to be entitled An act relating to disabled parking; amending s. 316.1964, F.S.; revising provisions that allow counties and municipalities to charge fees for vehicles displaying a disabled parking permit at certain timed parking facilities; excluding vehicles displaying a DV license plate from payment of such fees; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 788**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 471** was withdrawn from the Committees on Transportation; Community Affairs; and Fiscal Policy.

On motion by Senator Sobel—

CS for HB 471—A bill to be entitled An act relating to disabled parking; amending s. 316.1964, F.S.; revising provisions that allow counties and municipalities to charge fees for vehicles displaying a disabled parking permit at certain timed parking facilities; excluding vehicles displaying a “DV” license plate issued to certain disabled veterans from payment of such fees; providing an effective date.

—a companion measure, was substituted for **SB 788** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 471** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 680—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring that personal flotation devices be used in accordance with the United States Coast Guard approval label; reenacting s. 327.50(1)(a), F.S., relating to vessel safety equipment, to incorporate changes to federal regulations; amending s. 379.223, F.S.; authorizing citizen support organizations to receive funds from the commission if the organization provides services by contract under certain circumstances; amending s. 379.3012, F.S.; revising the rulemaking authority of the commission relating to the alligator management and trapping program; amending s. 379.357, F.S.; revising the dates for tarpon tag validity; deleting the requirement that tax collectors submit forms annually relating to the number of unissued tags; deleting the requirement for submitting forms relating to tarpon landed; amending s. 379.361, F.S.; removing the income requirement for a restricted species endorsement on a saltwater products license; amending s. 379.364, F.S.; requiring resident dealers to pay a certain fee per annum; removing the requirement for dealers and buyers to forward reports relating to the number and kinds of hide bought; removing the requirement that common carriers ship, transport, or receive only hides or furs marked with certain identifying information; amending s. 379.3751, F.S.; removing the rulemaking authority of the commission to limit the number of participants engaged in the taking of alligators or their eggs from the wild and to establish appropriate qualifications for certain alligator collectors; providing exemptions for alligator trapping licenses; requiring certain licenses to be issued without fee to residents who meet the requirements for disability; clarifying that a management area permit is not required for a person engaged in the taking of an alligator under a permit that authorizes the taking of alligators; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; amending s. 379.3752, F.S.; removing the requirement that the commission expend one-third of the revenue from the issuance of alligator hatchling tags for alligator husbandry research; providing that the transfer of fees for marketing and education services is contingent upon annual appropriation; deleting the requirement that the number of tags pursuant to a collection permit be equal to a safe yield of alligators; amending s. 379.401, F.S.; conforming provisions to changes made by the act; creating s. 379.412, F.S.; establishing penalties for the unlawful feeding of wildlife and freshwater fish; providing applicability; defining the term “violation”; repealing s. 379.3011, F.S., relating to the alligator trapping program; repealing s. 379.3013, F.S., relating to alligator study requirements; repealing s. 379.3016, F.S., relating to the prohibition against the sale of alligator products and associated penalties; repealing s. 379.3017, F.S., relating to the restricted use of the terms “alligator” or “gator” in certain sales; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 680**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7021** was withdrawn from the Committees on Environmental Preservation and Conservation; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Dean—

CS for HB 7021—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending ss. 327.37, 327.39, and 327.50, F.S.; requiring that personal floatation devices be used in accordance with the United States Coast Guard approval label during operation of certain vessels or personal watercraft or while engaged in water skiing, parasailing, aquaplaning, and similar activities; reenacting s. 327.50(1)(a), F.S., relating to vessel safety equipment, to incorporate changes to federal regulations; amending s. 379.223, F.S.; authorizing citizen support organizations to receive funds from the commission if the organization provides services by contract under certain circumstances; amending s. 379.3012, F.S.; conforming provisions relating to implementation of the alligator management and trapping program to changes made by the act; amending s. 379.357, F.S.; revising the time period for which tarpon tags are valid; removing provisions requiring tax collectors to submit unissued tarpon tags and audit reports to the commission; removing provisions requiring individuals to submit information regarding landed tarpon to the commission; amending s. 379.361, F.S.; removing criteria for issuance of restricted species endorsements on saltwater products licenses; amending s. 379.364, F.S.; removing provisions requiring dealers and buyers of certain hides and furs to submit reports to the commission; removing provisions prohibiting the shipment of hides or furs without specified information; amending s. 379.3751, F.S.; removing provisions authorizing the commission to limit the number of participants engaged in the taking of alligators or their eggs; exempting certain persons from alligator trapping license requirements and fees; providing that certain permit holders engaged in the taking of alligators are not required to possess management area permits; amending s. 379.3752, F.S.; removing provisions requiring alligator hide validation tags to be affixed to the hide of any alligator taken from the wild; revising provisions requiring the commission to transfer certain revenues for alligator husbandry research; requiring the commission to transfer funds, contingent upon certain appropriations, from the alligator management program to the General Inspection Trust Fund for the purpose of providing marketing and education services regarding alligator products produced in this state; removing provisions authorizing the commission to limit the number of tags available for alligators taken pursuant to a collection permit; amending s. 379.401, F.S.; conforming provisions to changes made by the act; creating s. 379.412, F.S.; providing penalties for the feeding of wildlife and freshwater fish; providing applicability; defining the term “violation”; repealing s. 379.3011, F.S., relating to the alligator trapping program; repealing s. 379.3013, F.S., relating to alligator study requirements; repealing s. 379.3016, F.S., relating to the unlawful sale of alligator products; repealing s. 379.3017, F.S., relating to products derived or made from the skins of other crocodilia; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 680** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 7021** was placed on the calendar of Bills on Third Reading.

CS for SB 1270—A bill to be entitled An act relating to criminal justice; providing a short title; amending ss. 741.31, 784.047, and 784.0487, F.S.; providing enhanced criminal penalties for a third or subsequent violation of an injunction for protection against specified acts of violence or a foreign protection order issued under specified provisions; amending s. 775.15, F.S.; revising time limitations for the criminal prosecution of specified sexual battery offenses if the victim is 16 years of age or older; providing applicability; amending s. 847.0141, F.S.; removing the court's discretion to impose a specified penalty for a first violation of sexting; requiring a minor cited for a first violation to sign and accept a citation to appear before juvenile court or, in lieu of appearing in court, to complete community service work, pay a civil penalty, or participate in a cyber-safety program within a certain period of time, if such program is locally available; requiring the citation to be in a form prescribed by the issuing law enforcement agency; requiring such citation to include certain information; authorizing a court to order certain penalties under certain circumstances; authorizing a court to order specified additional penalties in certain circumstances; authorizing a law enforcement officer to issue a civil citation in lieu of criminal penalties; prohibiting the court from imposing incarceration; specifying that all court records and any information obtained or produced are confidential; providing retroactive application of confidentiality provisions for certain violations; conforming provisions to changes made by

the act; requiring that a specified percentage of civil penalties received by a juvenile court be remitted by the clerk of court to the county commission to provide cyber-safety training for minors; requiring that the remaining percentage remain with the clerk of the court to cover administrative costs; amending s. 948.11, F.S.; authorizing the Department of Corrections or a local law enforcement agency to electronically monitor an offender under specified circumstances; amending s. 985.0301, F.S.; creating exclusive original jurisdiction in the circuit court when a child is alleged to have committed a noncriminal violation that is assigned to juvenile court; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1270**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 133** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

On motion by Senator Soto, the rules were waived and—

CS for HB 133—A bill to be entitled An act relating to sexual offenses; providing a short title; amending s. 775.15, F.S.; revising time limitations for the criminal prosecution of specified sexual battery offenses if the victim is 16 years of age or older; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 1270** and read the second time by title.

Senator Soto moved the following amendment:

Amendment 1 (142782) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *This act may be cited as the “43 Days Initiative Act.”*

Section 2. Subsection (4) of section 741.31, Florida Statutes, is amended to read:

741.31 Violation of an injunction for protection against domestic violence.—

(4)(a) A person who willfully violates an injunction for protection against domestic violence issued pursuant to s. 741.30, or a foreign protection order accorded full faith and credit pursuant to s. 741.315, by:

1. Refusing to vacate the dwelling that the parties share;
2. Going to, or being within 500 feet of, the petitioner's residence, school, place of employment, or a specified place frequented regularly by the petitioner and any named family or household member;
3. Committing an act of domestic violence against the petitioner;
4. Committing any other violation of the injunction through an intentional unlawful threat, word, or act to do violence to the petitioner;
5. Telephoning, contacting, or otherwise communicating with the petitioner directly or indirectly, unless the injunction specifically allows indirect contact through a third party;
6. Knowingly and intentionally coming within 100 feet of the petitioner's motor vehicle, whether or not that vehicle is occupied;
7. Defacing or destroying the petitioner's personal property, including the petitioner's motor vehicle; or
8. Refusing to surrender firearms or ammunition if ordered to do so by the court

commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, *except as provided in paragraph (c).*

(b)1. It is a violation of s. 790.233, and a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, for a person to violate a final injunction for protection against domestic violence by having in his or her care, custody, possession, or control any firearm or ammunition.

2. It is the intent of the Legislature that the disabilities regarding possession of firearms and ammunition are consistent with federal law. Accordingly, this paragraph shall not apply to a state or local officer as defined in s. 943.10(14), holding an active certification, who receives or possesses a firearm or ammunition for use in performing official duties on behalf of the officer's employing agency, unless otherwise prohibited by the employing agency.

(c) *A person who has two or more prior convictions for violation of an injunction and who commits any third or subsequent violation commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. For purposes of this paragraph, the term "conviction" means a determination of guilt that is the result of a plea or a trial, regardless of whether adjudication is withheld or a plea of nolo contendere is entered.*

Section 3. Section 784.047, Florida Statutes, is amended to read:

784.047 Penalties for violating protective injunction against violators.—

(1) A person who willfully violates an injunction for protection against repeat violence, sexual violence, or dating violence, issued pursuant to s. 784.046, or a foreign protection order accorded full faith and credit pursuant to s. 741.315 by:

- (a)(1) Refusing to vacate the dwelling that the parties share;
- (b)(2) Going to, or being within 500 feet of, the petitioner's residence, school, place of employment, or a specified place frequented regularly by the petitioner and any named family or household member;
- (c)(3) Committing an act of repeat violence, sexual violence, or dating violence against the petitioner;
- (d)(4) Committing any other violation of the injunction through an intentional unlawful threat, word, or act to do violence to the petitioner;
- (e)(5) Telephoning, contacting, or otherwise communicating with the petitioner directly or indirectly, unless the injunction specifically allows indirect contact through a third party;
- (f)(6) Knowingly and intentionally coming within 100 feet of the petitioner's motor vehicle, whether or not that vehicle is occupied;
- (g)(7) Defacing or destroying the petitioner's personal property, including the petitioner's motor vehicle; or
- (h)(8) Refusing to surrender firearms or ammunition if ordered to do so by the court,

commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, *except as provided in subsection (2).*

(2) *A person who has two or more prior convictions for violation of an injunction and who commits any third or subsequent violation commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. For purposes of this subsection, the term "conviction" means a determination of guilt that is the result of a plea or a trial, regardless of whether adjudication is withheld or a plea of nolo contendere is entered.*

Section 4. Subsection (4) of section 784.0487, Florida Statutes, is amended to read:

784.0487 Violation of an injunction for protection against stalking or cyberstalking.—

(4)(a) A person who willfully violates an injunction for protection against stalking or cyberstalking issued pursuant to s. 784.0485, or a foreign protection order accorded full faith and credit pursuant to s. 741.315, by:

- 1.(a) Going to, or being within 500 feet of, the petitioner's residence, school, place of employment, or a specified place frequented regularly by the petitioner and any named family members or individuals closely associated with the petitioner;
- 2.(b) Committing an act of stalking against the petitioner;

3.(e) Committing any other violation of the injunction through an intentional unlawful threat, word, or act to do violence to the petitioner;

4.(d) Telephoning, contacting, or otherwise communicating with the petitioner, directly or indirectly, unless the injunction specifically allows indirect contact through a third party;

5.(e) Knowingly and intentionally coming within 100 feet of the petitioner's motor vehicle, whether or not that vehicle is occupied;

6.(f) Defacing or destroying the petitioner's personal property, including the petitioner's motor vehicle; or

7.(g) Refusing to surrender firearms or ammunition if ordered to do so by the court,

commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, *except as provided in paragraph (b).*

(b) *A person who has two or more prior convictions for violation of an injunction and who commits any third or subsequent violation commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. For purposes of this paragraph, the term "conviction" means a determination of guilt that is the result of a plea or a trial, regardless of whether adjudication is withheld or a plea of nolo contendere is entered.*

Section 5. Paragraph (b) of subsection (13) of section 775.15, Florida Statutes, is republished, and subsection (14) of that section is amended, to read:

775.15 Time limitations; general time limitations; exceptions.—

(13)

(b) If the offense is a first degree felony violation of s. 794.011 and the victim was under 18 years of age at the time the offense was committed, a prosecution of the offense may be commenced at any time. This paragraph applies to any such offense except an offense the prosecution of which would have been barred by subsection (2) on or before October 1, 2003.

(14)(a) A prosecution for a first or second degree felony violation of s. 794.011, if the victim is 16 ~~18~~ years of age or older at the time of the offense and the offense is reported to a law enforcement agency within 72 hours after commission of the offense, may be commenced at any time. ~~If the offense is not reported within 72 hours after the commission of the offense, the prosecution must be commenced within the time periods prescribed in subsection (2).~~

(b) *Except as provided in paragraph (a) or paragraph (13)(b), a prosecution for a first or second degree felony violation of s. 794.011, if the victim is 16 years of age or older at the time of the offense, must be commenced within 6 years after the violation is committed. This paragraph applies to any such offense except an offense the prosecution of which would have been barred by subsection (2) on or before July 1, 2015.*

Section 6. Subsections (3) and (5) of section 847.0141, Florida Statutes, are amended, and subsection (6) is added to that section, to read:

847.0141 Sexting; prohibited acts; penalties.—

(3) A minor who violates subsection (1):

(a) Commits a noncriminal violation for a first violation, ~~punishable by 8 hours of community service or, if ordered by the court in lieu of community service, a \$60 fine. The court may also order the minor to participate in suitable training or instruction in lieu of, or in addition to, community service or a fine. The minor must sign and accept a citation indicating a promise to appear before the juvenile court. In lieu of appearing in court, the minor may complete 8 hours of community service work, pay a \$60 civil penalty, or participate in a cyber-safety program if such a program is locally available. The minor must satisfy any penalty within 30 days after receipt of the citation.~~

1. A citation issued to a minor under this subsection must be in a form prescribed by the issuing law enforcement agency, must be signed by the minor, and must contain all of the following:

- a. The date and time of issuance.
- b. The name and address of the minor to whom the citation is issued.
- c. A thumbprint of the minor to whom the citation is issued.
- d. Identification of the noncriminal violation and the time it was committed.
- e. The facts constituting reasonable cause.
- f. The specific section of law violated.
- g. The name and authority of the citing officer.
- h. The procedures that the minor must follow to contest the citation, perform the required community service, pay the civil penalty, and participate in a cyber-safety program.

2. If the citation is contested and the court determines that the minor committed a noncriminal violation under this section, the court may order the minor to perform 8 hours of community service, pay a \$60 civil penalty, or participate in a cyber-safety program, or any combination thereof.

3. A minor who fails to comply with the citation waives his or her right to contest it, and the court may impose any of the penalties identified in subparagraph 2. or issue an order to show cause. Upon a finding of contempt, the court may impose additional age-appropriate penalties, which may include issuance of an order to the Department of Highway Safety and Motor Vehicles to withhold issuance of, or suspend the driver license or driving privilege of, the minor for 30 consecutive days. However, the court may not impose incarceration.

(b) Commits a misdemeanor of the first degree for a violation that occurs after the minor has been ~~being~~ found to have committed a noncriminal violation for sexting or has satisfied the penalty imposed in lieu of a court appearance as provided in paragraph (a), punishable as provided in s. 775.082 or s. 775.083, unless a law enforcement officer elects to issue a civil citation as provided in paragraph (3)(a).

(c) Commits a felony of the third degree for a violation that occurs after the minor has been ~~being~~ found to have committed a misdemeanor of the first degree for sexting, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(5) As used in this section, the term “found to have committed” means a determination of guilt that is the result of a plea or trial, or a finding of delinquency that is the result of a plea or an adjudicatory hearing, regardless of whether adjudication is withheld.

(6) Eighty percent of all civil penalties received by a juvenile court pursuant to this section shall be remitted by the clerk of the court to the county commission to provide training on cyber-safety for minors. The remaining 20 percent shall remain with the clerk of the court to defray administrative costs.

Section 7. Subsection (1) of section 948.11, Florida Statutes, is amended to read:

948.11 Electronic monitoring devices.—

(1) The Department of Corrections or a local law enforcement agency may, ~~at its discretion,~~ electronically monitor an offender sentenced to community control or ordered to comply with house arrest who is wearing electronic monitoring equipment as a condition of bond or pretrial release or who is otherwise wearing electronic monitoring equipment pursuant to a court order for a protective injunction issued for domestic violence as defined in s. 741.30; repeat violence, sexual violence, or dating violence, as defined in s. 784.046; or a stalking injunction as defined in s. 784.048.

Section 8. Subsection (1) of section 985.0301, Florida Statutes, is amended to read:

985.0301 Jurisdiction.—

(1) The circuit court has exclusive original jurisdiction of proceedings in which a child is alleged to have committed:

- (a) ~~to have committed~~ A delinquent act or violation of law.

- (b) A noncriminal violation that has been assigned to juvenile court by law.

Section 9. This act shall take effect July 1, 2015.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to criminal justice; providing a short title; amending ss. 741.31, 784.047, and 784.0487, F.S.; providing enhanced criminal penalties for a third or subsequent violation of an injunction for protection against specified acts of violence or a foreign protection order issued under specified provisions; amending s. 775.15, F.S.; revising time limitations for the criminal prosecution of specified sexual battery offenses if the victim is 16 years of age or older; providing applicability; amending s. 847.0141, F.S.; removing the court’s discretion to impose a specified penalty for a first violation of sexting; requiring a minor cited for a first violation to sign and accept a citation to appear before juvenile court or, in lieu of appearing in court, to complete community service work, pay a civil penalty, or participate in a cyber-safety program within a certain period of time, if such program is locally available; requiring the citation to be in a form prescribed by the issuing law enforcement agency; requiring such citation to include certain information; authorizing a court to order certain penalties under certain circumstances; authorizing a court to order specified additional penalties in certain circumstances; authorizing a law enforcement officer to issue a civil citation in lieu of criminal penalties; prohibiting the court from imposing incarceration; conforming provisions to changes made by the act; requiring that a specified percentage of civil penalties received by a juvenile court be remitted by the clerk of court to the county commission to provide cyber-safety training for minors; requiring that the remaining percentage remain with the clerk of the court to cover administrative costs; amending s. 948.11, F.S.; authorizing the Department of Corrections or a local law enforcement agency to electronically monitor an offender under specified circumstances; amending s. 985.0301, F.S.; creating exclusive original jurisdiction in the circuit court when a child is alleged to have committed a noncriminal violation that is assigned to juvenile court; providing an effective date.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Soto moved the following amendment to **Amendment 1 (142782)** which was adopted:

Amendment 1A (155464)—Delete line 165 and insert:
older at the time of the offense, must be commenced within 8

Amendment 1 (142782) as amended was adopted.

Pursuant to Rule 4.19, **CS for HB 133**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1224—A bill to be entitled An act relating to health care representatives; amending s. 743.0645, F.S.; conforming provisions to changes made by the act; amending s. 765.101, F.S.; defining terms for purposes of provisions relating to health care advanced directives; revising definitions to conform to changes made by the act; amending s. 765.102, F.S.; revising legislative intent to include reference to surrogate authority that is not dependent on a determination of incapacity; amending s. 765.104, F.S.; conforming provisions to changes made by the act; amending s. 765.105, F.S.; conforming provisions to changes made by the act; providing an exception for a patient who has designated a surrogate to make health care decisions and receive health information without a determination of incapacity being required; amending ss. 765.1103 and 765.1105, F.S.; conforming provisions to changes made by the act; amending s. 765.202, F.S.; revising provisions relating to the designation of health care surrogates; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate; creating s. 765.2035, F.S.; providing for the designation of health care surrogates for minors; providing for designation of an alternate surrogate; providing for decisionmaking if neither the designated surrogate nor the designated alternate surrogate is willing, able, or reasonably available to make health care decisions for the minor on behalf of the minor’s principal; authorizing designation of a separate surrogate to consent to mental health treatment for a minor; providing that the health care surrogate authorized to make health care decisions for a

minor is also the minor's principal's choice to make decisions regarding mental health treatment for the minor unless provided otherwise; providing that a written designation of a health care surrogate establishes a rebuttable presumption of clear and convincing evidence of the minor's principal's designation of the surrogate; creating s. 765.2038, F.S.; providing a suggested form for the designation of a health care surrogate for a minor; amending s. 765.204, F.S.; conforming provisions to changes made by the act; providing for notification of incapacity of a principal; providing that a health care provider may justifiably rely on decisions made by a surrogate; providing for when there are conflicting decisions between surrogate and patient; amending ss. 765.205, 765.302, 765.303, 765.304, 765.306, 765.404, and 765.516, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for CS for SB 1224** to **CS for CS for CS for HB 889**.

Pending further consideration of **CS for CS for SB 1224** as amended, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 889** was withdrawn from the Committees on Judiciary; Health Policy; and Rules.

On motion by Senator Joyner—

CS for CS for CS for HB 889—A bill to be entitled An act relating to health care representatives; amending s. 743.0645, F.S.; conforming provisions to changes made by the act; amending s. 765.101, F.S.; defining terms for purposes of provisions relating to health care advanced directives; revising definitions to conform to changes made by the act; amending s. 765.102, F.S.; revising legislative intent to include reference to surrogate authority that is not dependent on a determination of incapacity; amending s. 765.104, F.S.; conforming provisions to changes made by the act; amending s. 765.105, F.S.; conforming provisions to changes made by the act; providing an exception for a patient who has designated a surrogate to make health care decisions and receive health information without a determination of incapacity being required; amending ss. 765.1103 and 765.1105, F.S.; conforming provisions to changes made by the act; amending s. 765.202, F.S.; revising provisions relating to the designation of health care surrogates; amending s. 765.203, F.S.; revising the suggested form for designation of a health care surrogate; creating s. 765.2035, F.S.; providing for the designation of health care surrogates for minors; providing for designation of an alternate surrogate; providing for decisionmaking if neither the designated surrogate nor the designated alternate surrogate is willing, able, or reasonably available to make health care decisions for the minor on behalf of the minor's principal; authorizing designation of a separate surrogate to consent to mental health treatment for a minor; providing that the health care surrogate authorized to make health care decisions for a minor is also the minor's principal's choice to make decisions regarding mental health treatment for the minor unless provided otherwise; providing that a written designation of a health care surrogate establishes a rebuttable presumption of clear and convincing evidence of the minor's principal's designation of the surrogate; creating s. 765.2038, F.S.; providing a suggested form for the designation of a health care surrogate for a minor; amending s. 765.204, F.S.; specifying that a principal's wishes are controlling while he or she has decisionmaking capacity; providing a duty for providers to communicate to such a principal; conforming provisions to changes made by the act; providing for notification of incapacity of a principal; providing that a health care provider may justifiably rely on decisions made by a surrogate; providing for situations when there are conflicting decisions between surrogate and patient; amending s. 765.205, F.S.; conforming provisions to changes made by the act; amending ss. 765.302, 765.303, 765.304, 765.306, 765.404, and 765.516, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1224** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 889** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1304—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; authorizing the Chief Inspector General or his or her designee to retain legal counsel and issue

and enforce subpoenas under certain circumstances; amending s. 20.055, F.S.; revising the definitions of the terms “agency head” and “state agency” to include the Office of Early Learning of the Department of Education; prescribing additional hiring requirements, employment qualifications, and terms of employment for inspectors general and staff of the office of inspector general; establishing the duty of specified persons and entities with respect to cooperation with an inspector general's official duties; requiring contracts and other specified documents to contain a statement regarding compliance with an inspector general's official duties; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1304**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 371** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Fiscal Policy.

On motion by Senator Latvala—

CS for CS for CS for HB 371—A bill to be entitled An act relating to agency inspectors general; amending s. 20.055, F.S.; revising definitions; providing additional hiring requirements, employment qualifications, and terms of employment for inspectors general and staff; establishing the duty of specified persons and entities with respect to cooperation with an inspector general's official duties; requiring contracts and other specified documents to contain a statement regarding compliance with an inspector general's official duties; amending s. 14.32, F.S.; authorizing the Chief Inspector General to retain legal counsel and issue and enforce subpoenas under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1304** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 371** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1306—A bill to be entitled An act relating to insurance fraud; repealing s. 400.993, F.S., relating to criminal penalties applicable to unlicensed health care clinics and the reporting of unlicensed health care clinics; amending s. 400.9935, F.S.; revising provisions related to unlawful, noncompensable, and unenforceable health care clinic charges or reimbursement claims; revising and providing criminal penalties for making unlawful charges, operating or failing to report an unlicensed clinic, filing false or misleading information related to a clinic license application, and other violations; defining the term “convicted”; amending s. 626.9894, F.S.; conforming provisions to changes made by the act; repealing s. 626.9895, F.S., relating to the establishment of a motor vehicle insurance fraud direct-support organization; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1306**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1127** was withdrawn from the Committees on Banking and Insurance; Criminal Justice; and Appropriations.

On motion by Senator Bradley—

CS for CS for HB 1127—A bill to be entitled An act relating to insurance fraud; repealing s. 400.993, F.S., relating to criminal penalties applicable to unlicensed health care clinics and the reporting of unlicensed health care clinics; amending s. 400.9935, F.S.; revising provisions related to unlawful, noncompensable, and unenforceable health care clinic charges or reimbursement claims; revising and providing criminal penalties for making unlawful charges, operating or failing to report an unlicensed clinic, filing false or misleading information related to a clinic license application, and other violations; defining the term “convicted”; amending s. 626.9894, F.S.; conforming provisions to changes made by the act; repealing s. 626.9895, F.S., relating to the establishment of a motor vehicle insurance fraud direct-support organization; amending s. 921.0022, F.S.; conforming provisions of the offense severity

ranking chart of the Criminal Punishment Code to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1306** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1127** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1126—A bill to be entitled An act relating to continuing care communities; amending s. 651.055, F.S.; revising requirements for continuing care contracts; amending s. 651.028, F.S.; revising authority of the Office of Insurance Regulation to waive requirements for accredited facilities; amending s. 651.071, F.S.; revising the subordination of continuing care and continuing care at-home contracts that are deemed preferred claims in receivership or liquidation proceedings; amending s. 651.105, F.S.; revising notice requirements; revising duties of the office; requiring an agent of a provider to provide a copy of an examination report and corrective action plan under certain conditions; amending s. 651.081, F.S.; requiring a residents' council to provide a forum for certain purposes; requiring a residents' council to adopt its own bylaws and governance documents; amending s. 651.085, F.S.; revising provisions relating to quarterly meetings between residents and the governing body of the provider; revising powers of the residents' council; amending s. 651.091, F.S.; revising continuing care facility reporting requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1126**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 749** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Fiscal Policy.

On motion by Senator Altman—

CS for HB 749—A bill to be entitled An act relating to continuing care communities; amending s. 651.055, F.S.; revising requirements for continuing care contracts; amending s. 651.028, F.S.; revising authority of the Office of Insurance Regulation to waive requirements for accredited facilities; amending s. 651.071, F.S.; providing that continuing care and continuing care at-home contracts are preferred claims subject to a secured claim in the event of liquidation or receivership proceedings against a provider; revising subordination of claims; amending s. 651.105, F.S.; revising notice requirements; revising duties of the office; requiring an agent of a provider to provide a copy of an examination report and corrective action plan under certain conditions; amending s. 651.081, F.S.; requiring a residents' council to provide a forum for certain purposes; requiring a residents' council to adopt its own bylaws and governance documents under certain conditions; amending s. 651.085, F.S.; revising provisions relating to quarterly meetings between residents and the governing body of the provider; revising powers of the residents' council; amending s. 651.091, F.S.; revising continuing care facility reporting requirements; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1126** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 749** was placed on the calendar of Bills on Third Reading.

SB 732—A bill to be entitled An act relating to sentencing; amending s. 775.089, F.S.; revising the definition of the term “victim” to include governmental entities and political subdivisions in certain instances; creating ss. 838.23 and 839.27, F.S.; requiring the sentencing judge to order restitution and a specified number of community service work hours for violations of chapter 838, F.S., relating to bribery and misuse of public office, or chapter 839, F.S., relating to offenses by public officers and employees; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 732**, pursuant to Rule 3.11(3), there being no objection, **HB 115** was withdrawn from the Committees on Criminal Justice; Judiciary; and Fiscal Policy.

On motion by Senator Abruzzo—

HB 115—A bill to be entitled An act relating to sentencing; amending s. 775.089, F.S.; revising the definition of the term “victim” to include governmental entities and political subdivisions in certain instances; creating ss. 838.23 and 839.27, F.S.; requiring the sentencing judge to order restitution and a specified number of community service work hours for violations of chapter 838, F.S., relating to bribery and misuse of public office, or chapter 839, F.S., relating to offenses by public officers and employees; providing an effective date.

—a companion measure, was substituted for **SB 732** and read the second time by title.

Pursuant to Rule 4.19, **HB 115** was placed on the calendar of Bills on Third Reading.

CS for SB 240—A bill to be entitled An act relating to driver licenses and identification cards; amending ss. 322.051 and 322.08, F.S.; providing for the Department of Highway Safety and Motor Vehicles to accept a military identification card to meet certain requirements for issuance of an identification card or a driver license, respectively; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 240**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 27** was withdrawn from the Committees on Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Rules.

On motion by Senator Brandes—

CS for HB 27—A bill to be entitled An act relating to driver licenses and identification cards; amending ss. 322.051, 322.08, and 322.14, F.S.; providing for the Department of Highway Safety and Motor Vehicles to accept a military identification card to meet certain requirements for the issuance of a driver license or identification card; authorizing the word “Veteran” to be exhibited on the driver license or identification card of a veteran; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 240** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 27** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 326—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish procedures for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of owners, directors, and chief financial officers of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for falsely advertising a recovery residence as a “certified recovery residence”; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for falsely advertising oneself as a “certified recovery residence administrator”; prohibiting a certified recovery residence administrator from managing more than three recovery residences at any given time; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; re-

quiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list upon written request to the department; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to a certified recovery residence or a recovery residence owned and operated by the licensed service provider; defining the term “refer”; conforming cross-references; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 326**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 21** was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Clemens—

CS for CS for HB 21—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish procedures for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of owners, directors, and chief financial officers of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for falsely advertising a recovery residence as a “certified recovery residence”; creating s. 397.4871, F.S.; providing legislative intent; requiring the department to create a voluntary certification program for recovery residence administrators; directing the department to approve at least one credentialing entity by a specified date to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for falsely advertising oneself as a “certified recovery residence administrator”; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list upon written request to the department; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to a certified recovery residence or a recovery residence owned and operated by the licensed service provider; defining the term “refer”; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 326** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 21** was placed on the calendar of Bills on Third Reading.

SB 434—A bill to be entitled An act relating to public libraries; amending s. 257.015, F.S.; defining the terms “depository library” and “state publication”; amending s. 257.02, F.S.; revising the composition and duties of the State Library Council; amending s. 257.04, F.S.; revising the powers and duties of the Division of Library and Information Services of the Department of State; requiring the division to coordinate with the Division of Blind Services of the Department of Education to provide certain services; authorizing the division to issue electronic information; amending s. 257.05, F.S.; providing legislative findings; revising provisions regarding the delivery and distribution of publications;

requiring specified entities in state government to designate a state publications liaison; removing the definition of the term “public document”; revising the duties of the division with respect to the management of the State Publications Program; amending s. 257.36, F.S.; removing a provision requiring the division to provide a centralized microfilming program for state agencies; amending ss. 257.105, 283.31, and 286.001, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **SB 434** to **HB 553**.

Pending further consideration of **SB 434** as amended, pursuant to Rule 3.11(3), there being no objection, **HB 553** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Detert—

HB 553—A bill to be entitled An act relating to public libraries; amending s. 257.015, F.S.; defining the terms “depository library” and “state publication”; amending s. 257.02, F.S.; revising the composition and duties of the State Library Council; amending s. 257.04, F.S.; revising the powers and duties of the Division of Library and Information Services of the Department of State; requiring the division to coordinate with the Division of Blind Services of the Department of Education to provide certain services; authorizing the division to issue electronic information; amending s. 257.05, F.S.; providing legislative findings; revising provisions regarding the delivery and distribution of publications; requiring specified entities in state government to designate a state publications liaison; removing the definition of the term “public document”; revising the duties of the division with respect to the management of the State Publications Program; amending s. 257.36, F.S.; removing a provision requiring the division to provide a centralized microfilming program for state agencies; amending ss. 257.105, 283.31, and 286.001, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 434** as amended and read the second time by title.

Pursuant to Rule 4.19, **HB 553** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 524—A bill to be entitled An act relating to rental agreements; creating s. 83.561, F.S.; providing that a purchaser takes title to a tenant-occupied residential property following a foreclosure sale subject to the rights of the tenant; specifying the rights of the tenant; authorizing a tenant to remain in possession of the property for 30 days following receipt of a written notice; prescribing the form for a 30-day notice of termination; establishing requirements for delivery of the notice; authorizing a purchaser to apply for a writ of possession if the tenant refuses to vacate the property; providing exceptions; providing for construction; providing that a lender foreclosing on tenant-occupied residential premises does not assume the obligations of a landlord unless certain conditions are met; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 524**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 779** was withdrawn from the Committees on Judiciary; Banking and Insurance; and Rules.

On motion by Senator Soto—

CS for CS for HB 779—A bill to be entitled An act relating to rental agreements; creating s. 83.561, F.S.; providing that a purchaser taking title to a tenant-occupied residential property following a foreclosure sale takes title to the property, subject to the rights of the tenant; specifying the rights of the tenant; authorizing a tenant to remain in possession of the property for 30 days following receipt of written notice; prescribing the form for a 30-day notice of termination; establishing requirements for delivery of the notice; authorizing a purchaser to apply

for a writ of possession if a tenant refuses to vacate the property; providing exceptions; providing for construction; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 524** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 779** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 282—A bill to be entitled An act relating to tracking devices or tracking applications; creating s. 934.425, F.S.; defining terms; prohibiting the installation of a tracking device or tracking application without a person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions to the prohibition on installation of tracking devices or tracking applications; providing criminal penalties; amending s. 493.6118, F.S.; providing that violations of the prohibition on installation of tracking devices or tracking applications by private investigative, private security, and repossession services are grounds for disciplinary action, to which penalties apply; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 282**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 197** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Rules.

On motion by Senator Hukill—

CS for CS for HB 197—A bill to be entitled An act relating to tracking devices or tracking applications; creating s. 934.425, F.S.; providing definitions; prohibiting the installation of a tracking device or tracking application without the person's consent; creating a presumption that consent is revoked upon initiation of specified proceedings; providing exceptions; providing criminal penalties; amending s. 493.6118, F.S.; providing that violations of the prohibition on installation of tracking devices and tracking applications by private investigative, private security, and repossession services are grounds for disciplinary action, to which penalties apply; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 282** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 197** was placed on the calendar of Bills on Third Reading.

SB 164—A bill to be entitled An act relating to the Crime Stoppers Trust Fund; amending s. 16.555, F.S.; authorizing a county that is awarded a grant from the trust fund to use such funds for the purchase and distribution of promotional items; making technical changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 164**, pursuant to Rule 3.11(3), there being no objection, **HB 193** was withdrawn from the Committees on Criminal Justice; Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Fiscal Policy.

On motion by Senator Bean—

HB 193—A bill to be entitled An act relating to the Crime Stoppers Trust Fund; amending s. 16.555, F.S.; authorizing a county that is awarded a grant from the trust fund to use such funds for the purchase and distribution of promotional items; making technical changes; providing an effective date.

—a companion measure, was substituted for **SB 164** and read the second time by title.

Pursuant to Rule 4.19, **HB 193** was placed on the calendar of Bills on Third Reading.

CS for SB 414—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; re-

quiring a public accommodation to permit use of a service animal by an individual with a disability under certain circumstances; prohibiting a public accommodation from inquiring about the nature or extent of an individual's disability; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties for certain persons or entities who interfere with use of a service animal in specified circumstances; specifying that the act does not limit certain rights or remedies granted under federal or state law; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 414**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 71** was withdrawn from the Committees on Commerce and Tourism; Community Affairs; and Fiscal Policy.

On motion by Senator Altman—

CS for HB 71—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an individual with a disability under certain circumstances; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties for certain persons or entities who interfere with use of a service animal in specified circumstances; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

—a companion measure, was substituted for **CS for SB 414** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 71** was placed on the calendar of Bills on Third Reading.

SB 956—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term "freight logistics zone"; authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 956**, pursuant to Rule 3.11(3), there being no objection, **HB 257** was withdrawn from the Committees on Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Fiscal Policy.

On motion by Senator Simpson—

HB 257—A bill to be entitled An act relating to freight logistics zones; creating s. 311.103, F.S.; defining the term "freight logistics zone"; authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; providing an effective date.

—a companion measure, was substituted for **SB 956** and read the second time by title.

Pursuant to Rule 4.19, **HB 257** was placed on the calendar of Bills on Third Reading.

CS for SB 1136—A bill to be entitled An act relating to title insurance; amending s. 631.401, F.S.; revising procedures and requirements relating to the recovery of assessments from title insurers through surcharges assessed on policies; revising provisions relating to surcharges collected in excess of the assessments paid by title insurers; revising requirements for the payment of excess surcharges to the In-

surance Regulatory Trust Fund; authorizing the Financial Services Commission and the Department of Financial Services to adopt rules for certain purposes; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1136**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 927** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Hukill—

CS for HB 927—A bill to be entitled An act relating to title insurance; amending s. 631.401, F.S.; revising procedures and requirements relating to the recovery of assessments from title insurers through surcharges assessed on policies; revising provisions relating to surcharges collected in excess of the assessments paid by title insurers; revising requirements for the payment of excess surcharges to the Insurance Regulatory Trust Fund; authorizing the Financial Services Commission to adopt rules for certain purposes; authorizing the Division of Rehabilitation and Liquidation to adopt rules for certain purposes; providing an effective date.

—a companion measure, was substituted for **CS for SB 1136** and read the second time by title.

Senator Hukill moved the following amendment which was adopted:

Amendment 1 (366320) (with title amendment)—Delete line 99 and insert:

(10) *The department may*

And the title is amended as follows:

Delete lines 10-13 and insert: authorizing the Financial Services Commission and the Department of Financial Services to adopt rules for certain purposes; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 927**, as amended, was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Brandes, by two-thirds vote **SR 1664** was withdrawn from further consideration.

On motion by Senator Simmons, the rules were waived and **CS for SB 1248** was removed from the Special Order Calendar for Monday, April 27, 2015 and returned to the calendar of bills on second reading.

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

On motion by Senator Simmons, the rules were waived and **CS for SB 7068** was retained on the calendar of Bills on Third Reading.

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, April 23, 2015: SM 1422, CS for CS for SB 1296, CS for SB 7078, CS for CS for SB 7070, CS for SB 7052, CS for SB 1170, CS for CS for SB 908, CS for SB 916, CS for SB 946, CS for SB 574, CS for SB 724, CS for CS for SB 600, CS for SB 686, CS for SB 792, CS for CS for CS for SB 748, CS for CS for CS for SB 390, CS for CS for CS for SB 288, CS for CS for SB 1222, CS for SB 476, SB 788, CS for CS for SB 680, CS for SB 1270, CS for CS for SB 1224, CS for CS for SB 1304, CS for CS for SB 1306, CS for CS for SB 1126, SB 732, CS for SB 240, CS for CS for SB 326, SB 434, CS for CS for SB 524, CS for CS for SB 282, SB 164, CS for SB 414, SB 956, CS for SB 1136.

Respectfully submitted,
David Simmons, Rules Chair
Bill Galvano, Majority Leader
Arthenia L. Joyner, Minority Leader

The Committee on Appropriations recommends the following pass: SB 1582

The bill was placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 34; CS for SB 284; CS for SB 318; CS for SB 714; CS for SB 948; CS for SB 1102; SB 1116; CS for SB 1264; SB 1468; SB 1522; CS for SB 1538; CS for SB 1552; CS for SB 7006

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Judiciary; and Senator Diaz de la Portilla—

CS for CS for SB 34—A bill to be entitled An act for the relief of Asia Rollins by the Public Health Trust of Miami-Dade County, d/b/a Jackson Memorial Hospital; providing an appropriation to compensate her for injuries and damages sustained as a result of the negligence of the Public Health Trust of Miami-Dade County; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senator Diaz de la Portilla—

CS for CS for SB 284—A bill to be entitled An act relating to private property rights; amending s. 70.001, F.S.; revising the terms “property owner” and “real property”; authorizing a governmental entity to treat a written claim as pending litigation for purposes of holding certain meetings privately; providing that any settlement agreement reached between an owner and a governmental entity applies so long as the agreement resolves all issues; providing exceptions to the applicability of the Bert J. Harris, Jr., Private Property Rights Protection Act; creating s. 70.45, F.S.; defining terms; authorizing a property owner to bring an action to recover damages caused by a prohibited exaction; requiring a property owner to provide written notice of such action to the relevant governmental entity; authorizing the governmental entity to treat such a claim as pending litigation for purposes of holding certain meetings privately; specifying the burden of proof imposed on the governmental entity and the property owner, respectively, in such an action; authorizing the award of reasonable attorney fees and costs under specified circumstances; waiving the state’s sovereign immunity for certain causes of action; providing applicability; amending s. 70.80, F.S.; specifying that an action for a prohibited exaction is not to be construed in pari materia with certain other actions; providing an effective date.

By the Committees on Appropriations; and Judiciary; and Senators Diaz de la Portilla and Detert—

CS for CS for SB 318—A bill to be entitled An act relating to guardianship proceedings; amending s. 709.2105, F.S.; revising the qualifications of an agent in the execution of power of attorney to include certain not-for-profit corporations; providing criteria for such corporations; amending s. 709.2109, F.S.; requiring the filing of a motion before suspension of a power of attorney in proceedings to determine a principal’s incapacity or for appointment of a guardian advocate under certain circumstances; amending ss. 744.107 and 744.1075, F.S.; authorizing a court to appoint the office of criminal conflict and civil regional counsel as a court monitor in guardianship proceedings; amending s. 744.108, F.S.; providing that fees and costs incurred by an attorney appointed by a court or an attorney who has rendered services to a ward in compensation proceedings are payable from guardianship assets; providing that expert testimony is not required in proceedings to determine compensation for an attorney, a guardian, or a person employed by a guardian; requiring a person offering expert testimony to provide notice to interested persons; providing that reasonable expert witness fees are recoverable; amending s. 744.3025, F.S.; providing that a court may appoint a guardian ad litem to represent a minor if necessary to protect the minor’s interest in a settlement; providing that a settlement of a minor’s

claim is subject to certain confidentiality provisions; amending s. 744.3031, F.S.; requiring notice to an alleged incapacitated person and such person's attorney of a petition for appointment of an emergency temporary guardian before a hearing on the petition commences; providing an exception; prohibiting the final payment of the emergency temporary guardian fees and his or her attorney fees until the final report is filed; amending s. 744.309, F.S.; providing that a for-profit corporation may act as guardian of a person under certain circumstances; providing conditions; requiring the posting and maintenance of a fiduciary bond; limiting liability; requiring the corporation to maintain certain insurance coverage; providing for certain grandfathered guardianships; amending s. 744.3115, F.S.; directing the court to specify authority for health care decisions with respect to a ward's advance directive; amending s. 744.312, F.S.; requiring a court to consider the wishes of the ward's relatives when appointing a guardian; prohibiting a court from giving preference to the appointment of certain persons as guardians; providing requirements for the appointment of professional guardians; amending s. 744.3203, F.S.; providing grounds for filing a motion for suspension of a power of attorney before determination of incapacity; providing criteria for such motion; requiring a hearing under certain conditions; providing for the award of attorney fees and costs; amending s. 744.331, F.S.; directing the court to consider certain factors when determining incapacity; requiring that the examining committee be paid from state funds as court-appointed expert witnesses if a petition for incapacity is dismissed or denied; requiring that a petitioner reimburse the state for such expert witness fees if the court finds the petition to have been filed in bad faith; amending s. 744.344, F.S.; revising conditions under which the court is authorized to appoint an emergency temporary guardian; amending s. 744.345, F.S.; revising provisions relating to letters of guardianship; creating s. 744.359, F.S.; prohibiting abuse, neglect, or exploitation of a ward by a guardian; requiring reporting thereof to the Department of Children and Families central abuse hotline; providing for interpretation; amending s. 744.361, F.S.; providing additional powers and duties of a guardian; amending s. 744.367, F.S.; revising the period during which a guardian must file an annual guardianship plan with the court; amending s. 744.369, F.S.; providing for the continuance of a guardian's authority to act under an expired annual report under certain circumstances; amending s. 744.3715, F.S.; providing that an interested party may petition the court regarding a guardian's failure to comply with the duties of a guardian; amending s. 744.464, F.S.; establishing the burden of proof for determining restoration of capacity of a ward in pending guardianship cases; requiring a court to advance such cases on the calendar; providing applicability; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Grimsley and Gaetz—

CS for CS for SB 714—A bill to be entitled An act relating to environmental control; amending s. 20.255, F.S.; revising the organizational structure of the Department of Environmental Protection; amending s. 373.227, F.S.; prohibiting water management districts from modifying permitted allocation amounts under certain circumstances; requiring water management districts to adopt rules to promote water conservation incentives; amending s. 373.323, F.S.; revising eligibility requirements for taking the water well contractor licensure examination; amending s. 373.467, F.S.; revising the qualifications for membership on the Harris Chain of Lakes Restoration Council; authorizing the Lake County legislative delegation to waive such membership qualifications for good cause; providing for council vacancies; amending s. 373.705, F.S.; requiring water management districts to promote expanded cost-share criteria for additional conservation practices; amending s. 378.209, F.S.; excluding clay settling areas from reclamation rate requirements under certain circumstances; amending s. 403.067, F.S.; authorizing land set-asides and land-use modifications that reduce nutrient loads into nutrient-impaired surface waters to be used under the water quality credit trading program; amending s. 403.201, F.S.; providing applicability of prohibited variances relating to certain discharges of waste; amending s. 403.709, F.S.; establishing a solid waste landfill closure account within the Solid Waste Management Trust Fund to be used for specified purposes; providing for the deposit of certain funds into the account; providing an appropriation; amending s. 403.713, F.S.; providing a limit on the exercise of flow control authority for landfill gas-to-energy facilities; reenacting s. 373.414(17), F.S., relating to additional criteria for activities in surface waters and wetlands,

to incorporate the amendment made to s. 403.201, F.S.; providing an effective date.

By the Committees on Appropriations; and Higher Education; and Senator Gaetz—

CS for CS for SB 948—A bill to be entitled An act relating to education; amending s. 282.0051, F.S.; requiring the Agency for State Technology to establish and publish information technology architecture standards for purposes of implementing digital classrooms by a specified date; requiring the agency to collaborate with the Department of Education and the Department of Management Services to identify certain state term contract or other local procurement options for services that support such standards and to identify certain shared services available through the State Data Center to facilitate the implementation of school district digital classrooms plans; requiring the agency's annual assessment of the Department of Education to review specified issues with respect to school district digital classrooms plans and to provide planning assistance to address and reduce issues identified by the assessment; amending s. 282.00515, F.S.; conforming a cross-reference to changes made by the act; creating s. 282.0052, F.S.; establishing requirements for the agency or a contracted organization with respect to the establishment and assessment of digital classrooms information technology architecture standards; requiring the agency or contracted organization to annually submit a report to the Governor and the Legislature; prescribing report requirements; requiring the agency to annually update the Commissioner of Education on the status of technology infrastructure; requiring the Department of Education to annually update school districts regarding compliance with information technology architecture standards and provide planning guidance; requiring a school district to take certain action in the event of noncompliance with information technology architecture standards; amending s. 402.56, F.S.; revising the membership of the Children and Youth Cabinet; amending s. 446.021, F.S.; revising terms; amending s. 446.032, F.S.; conforming a provision to changes made by the act; requiring the Department of Education, in collaboration with the Department of Economic Opportunity, to identify, develop, and register specified apprenticeship programs; requiring the department to annually submit an accountability report with specified requirements to the Governor, the Legislature, and the Higher Education Coordinating Council; requiring the department to post on its Internet website specified information regarding apprenticeship programs; amending s. 446.045, F.S.; clarifying State Apprenticeship Advisory Council membership; amending s. 446.052, F.S.; requiring the Department of Education, in collaboration with the Department of Economic Opportunity, to identify, develop, and register specified preapprenticeship programs; requiring the department to annually submit an accountability report with specified requirements to the Governor, the Legislature, and the Higher Education Coordinating Council; requiring the department to post on its Internet website specified information regarding preapprenticeship programs; requiring the Department of Education, in collaboration with the Department of Economic Opportunity and CareerSource Florida, Inc., to submit an operational report to the Governor, the Legislature, and the Higher Education Coordinating Council with specified information; providing for expiration; amending s. 446.081, F.S.; clarifying the limitations of certain provisions; amending s. 446.091, F.S.; conforming a provision to a change made by the act; amending s. 446.092, F.S.; revising characteristics of an apprenticeable occupation; amending s. 1000.03, F.S.; revising the mission of the Florida K-20 education system; amending s. 1001.02, F.S.; revising the duties of the State Board of Education with respect to the supervision of the divisions of the Department of Education; amending s. 1001.03, F.S.; revising requirements for the state board's articulation accountability measures; authorizing the state board to take certain action in the event of noncompliance of a district school board or a Florida Community College System institution board of trustees; defining the term "college"; specifying authorized and prohibited uses of the term; conforming provisions to changes made by the act; amending s. 1001.20, F.S.; requiring the Office of Technology and Information Services of the Department of Education to consult with the Agency for State Technology in developing the 5-year strategic plan for Florida digital classrooms; removing an obsolete date; revising requirements for the 5-year strategic plan; expanding the list of responsibilities of the Office of Technology and Information Services; amending s. 1001.42, F.S.; prohibiting a technical center governing board from approving specified courses and programs; amending s. 1001.43, F.S.; authorizing district school boards to adopt a standard student attire policy;

establishing criteria for and the purpose of the policy; providing immunity from civil liability for district school boards that implement a standard student attire policy under certain conditions; amending s. 1001.44, F.S.; prescribing the mission and responsibilities of a career center operated by a district school board; specifying certain restrictions applicable to a career center; amending s. 1001.60, F.S.; redesignating the "Florida College System" as the "Florida Community College System"; amending s. 1001.705, F.S.; prescribing the mission and responsibilities of the State University System; amending s. 1001.7065, F.S.; revising a requirement that a specified state research university establish an institute for online learning; conforming provisions to changes made by the act; creating ss. 1001.815 and 1001.92, F.S.; requiring the Board of Governors and the State Board of Education to base state performance funds for the State University System and the Florida College System, respectively, on specified metrics adopted by each board; specifying allocation of the funds; requiring certain funds to be withheld from an institution based on specified performance; requiring the boards to submit reports by a specified time to the Governor and the Legislature; requiring the boards to adopt rules; amending s. 1002.20, F.S.; conforming cross-references; revising provisions related to participation in extracurricular activities; conforming provisions to changes made by the act; amending s. 1002.33, F.S.; conforming cross-references; amending s. 1002.34, F.S.; prescribing the mission and responsibilities of a charter technical career center; specifying certain restrictions applicable to a charter technical career center; amending s. 1003.42, F.S.; requiring that instructional staff of public schools provide instruction to students about the terrorist attacks occurring on September 11, 2001, and the impact of those events; providing a short title; amending s. 1004.015, F.S.; revising the composition of the Higher Education Coordinating Council; creating s. 1004.084, F.S.; requiring the Board of Governors and the State Board of Education to identify strategies and initiatives to reduce the cost of higher education; requiring the Board of Governors and the state board to annually submit a report to the Governor and the Legislature; amending s. 1004.085, F.S.; defining the term "instructional materials"; revising policies and procedures relating to textbooks; requiring a public postsecondary institution to post information relating to required and recommended textbooks and instructional materials and prices in its course registration system and on its website; requiring the state board and the Board of Governors to adopt textbook and instructional materials affordability policies, procedures, and guidelines; providing requirements for the use of adopted undergraduate textbooks and instructional materials; requiring annual reporting of textbook and instructional materials cost information and affordability policies and procedures to the Chancellor of the Florida College System or the Chancellor of the State University System; requiring electronic copies of the affordability policies and procedures be sent annually to the state board or the Board of Governors; amending s. 1004.65, F.S.; providing that Florida Community College System institutions may offer upper level instruction and award baccalaureate degrees, as authorized; conforming provisions to changes made by the act; amending s. 1004.92, F.S.; requiring the State Board of Education to adopt rules relating to accountability for career education; amending s. 1006.15, F.S.; establishing guiding principles for extracurricular activities; defining terms; revising academic eligibility requirements; specifying grounds for student ineligibility for participation in interscholastic extracurricular activities; specifying conditions under which students who are enrolled in public schools, certain private schools, or home education programs may participate in the extracurricular activities of a public school; deleting obsolete provisions; amending s. 1006.16, F.S.; revising insurance requirements to include students who participate in nonathletic extracurricular activities; requiring that insurance coverage provided by district school boards for participants in extracurricular activities include certain students; amending s. 1006.19, F.S.; providing a period within which an audit of a nonprofit association's records must be provided to the Auditor General; requiring the Auditor General to conduct operational audits of the nonprofit association's accounts and records; amending s. 1006.20, F.S.; providing for review of the Florida High School Athletic Association (FHSAA) performance of duties; providing requirements regarding fees and admission prices; revising requirements for FHSAA membership and providing membership alternatives; revising provisions regarding student eligibility and transfer; providing procedures for resolving student eligibility disputes; revising the governing structure of the FHSAA; deleting provisions relating to the FHSAA's board of directors, representative assembly, public liaison advisory committee, and appeals committees; deleting requirements with respect to amendments to the FHSAA's bylaws; amending s. 1006.735, F.S.; establishing the Rapid Response Education and Training Program

within the Complete Florida Plus Program; requiring the Complete Florida Plus Program to work with Enterprise Florida, Inc., to offer credible education and training commitments to businesses; specifying the duties of the Rapid Response Education and Training Program; requiring reports to the Legislature; requiring the Division of Career and Adult Education within the Department of Education to conduct an analysis and assessment of the effectiveness of the education and training programs; amending s. 1007.01, F.S.; revising required components for articulation policies established and adopted by the state board and the Board of Governors; amending s. 1007.23, F.S.; revising requirements for the statewide articulation agreement; amending s. 1007.271, F.S.; exempting dual enrollment students from paying technology fees; requiring a home education secondary student to be responsible for his or her own instructional materials and transportation in order to participate in the dual enrollment program unless the articulation agreement provides otherwise; requiring a postsecondary institution that is eligible to participate in the dual enrollment program to enter into a home education articulation agreement; requiring the postsecondary institution to annually complete and submit the agreement to the Department of Education by a specified date; conforming provisions to changes made by the act; authorizing certain instructional materials to be made available free of charge to dual enrollment students in home education programs and private schools if provided for in the articulation agreement; requiring the department to review dual enrollment articulation agreements submitted for certain students, including home education students and private school students, to participate in a dual enrollment program; requiring the Commissioner of Education to notify the district school superintendent and the president of the postsecondary institution if the dual enrollment articulation agreement does not comply with statutory requirements; requiring a district school board and a Florida College System institution to annually complete and submit to the department by a specified date a dual enrollment articulation agreement with a state university and an eligible independent college or university, as applicable; providing requirements for a private school student to participate in a dual enrollment program; requiring a postsecondary institution eligible to participate in the dual enrollment program to enter into an articulation agreement with each private school student seeking enrollment in a dual enrollment course and his or her parent; requiring the postsecondary institution to annually complete and submit the articulation agreement to the department by a specified date; providing requirements for the articulation agreement; amending s. 1007.273, F.S.; revising requirements for a contract between a district school board and a Florida Community College System institution for the administration of collegiate high school programs; requiring school districts and Florida Community College System institutions to annually report specified information regarding collegiate high school programs to the Department of Education; amending s. 1007.33, F.S.; revising provisions regarding baccalaureate degree programs that may be offered by a Florida Community College System institution; prohibiting a Florida Community College System institution from offering a Bachelor of Arts degree program; removing obsolete language; revising provisions regarding the approval process for baccalaureate degree programs; restricting total upper-level, undergraduate full-time equivalent enrollment at a Florida Community College System institution; amending s. 1008.38, F.S.; revising minimum requirements for an articulation accountability process; amending s. 1009.22, F.S.; revising the amount by which tuition may vary for the combined total of the standard tuition and out-of-state fees; amending s. 1009.23, F.S.; prohibiting resident tuition at a Florida College System institution from exceeding a specified amount per credit hour; revising the amount by which tuition may vary for the combined total of the standard tuition and out-of-state fees; requiring a Florida College System institution to publicly notice meetings at which votes on proposed tuition or fee increases are scheduled; amending s. 1009.24, F.S.; prohibiting resident undergraduate tuition at a state university from exceeding a specified amount per credit hour; removing authority for a designee of the Board of Governors to establish graduate and professional tuition and out-of-state fees; prohibiting graduate and professional program tuition from exceeding a specified amount; requiring a state university to publicly notice meetings at which votes on proposed tuition or fee increases are scheduled; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; requiring a student, as a prerequisite for the Florida Academic Scholars award, the Florida Medallion Scholars award, or the Florida Gold Seal Vocational Scholars award, to identify a social or civic issue or a professional area of interest and develop a plan for his or her personal involvement in addressing the issue or learning about the area; prohibiting the student from receiving remuneration or academic credit

for the volunteer service work performed except in certain circumstances; requiring the hours of volunteer service work to be documented in writing and signed by the student, the student's parent or guardian, and a representative of the organization for which the student performed the volunteer service work; amending s. 1009.893, F.S., changing the name of the "Florida National Merit Scholar Incentive Program" to the "Benacquisto Scholarship Program"; providing that a student who receives the scholarship award under the program be referred to as a Benacquisto Scholar; encouraging all eligible Florida public or independent postsecondary educational institutions, and requiring all eligible state universities, to become a college-sponsor of the program; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; requiring supplemental academic instruction categorical funds and research-based reading instruction allocation funds to be used by a school district that has one or more of the lowest-performing elementary schools for additional intensive reading instruction at such school during the summer program in addition to instruction during the school year; providing that the school must comply with additional instruction requirements the following year for certain students; requiring the Department of Education to provide a list of specified elementary schools by a specified date; encouraging schools districts to provide a summer program with a focus on reading for specified students; revising the formula for calculating the value of full-time equivalent student membership for students who earn CAPE industry certifications through dual enrollment; increasing the bonus awarded to teachers who provided instruction in courses that led to certain CAPE industry certifications; specifying a maximum bonus amount per teacher per school year; revising the calculation used to determine the discretionary millage compression supplement; revising the formula for computing the district sparsity index for districts with a specified full-time equivalent student membership; deleting obsolete language; revising the calculation of the virtual education contribution; revising the date by which district school boards must annually submit a digital classrooms plan to the Department of Education; requiring the department to contract with an independent auditing entity in the event of noncompliance with minimum protocols and requirements in the administration of online assessments; requiring a charter school to submit the school's digital classrooms plan to the applicable school district; requiring that the plan be submitted in a specified format; specifying conditions for a school district to maintain eligibility for Florida digital classrooms allocation funds; requiring the Commissioner of Education to implement an online portal for electronic submission of digital classrooms plans by a specified date; requiring a charter school to annually report to the department regarding the use of specified funds; revising requirements for the commissioner's annual report to the Governor and the Legislature regarding the digital classrooms plan; creating a federally connected student supplement for school districts; specifying eligibility requirements and calculations for the supplement; providing for the withholding of a district's safe schools funding for failure to comply with certain reporting requirements with respect to school safety and student discipline; conforming provisions to changes made by the act; amending s. 1011.71, F.S.; conforming a cross-reference; authorizing enterprise resource software to be acquired by certain fees and agreements; creating s. 1011.802, F.S.; creating the Florida Apprenticeship Grant Program within the Department of Education to provide grants to specific centers and institutions for the creation of new apprenticeship programs or the expansion of existing apprenticeship programs; providing funding for the program; providing requirements related to applications, program priority, use of grant funds, and quarterly reports; amending s. 1012.34, F.S.; requiring that classroom teacher performance evaluations be based upon the performance of students with fewer than a specified number of absences; amending s. 1012.39, F.S.; providing requirements regarding liability insurance for students participating in a clinical field experience; amending s. 1012.71, F.S.; requiring a classroom teacher to provide the school district with receipts for the expenditure of certain funds; requiring a classroom teacher to return funds for which there are undocumented expenditures to the district school board; requiring such funds to be deposited into the school advisory council account; creating s. 1012.731, F.S.; providing legislative intent; establishing the Florida Best and Brightest Teacher Scholarship Program; providing eligibility criteria; requiring a school district to annually submit the number of eligible teachers to the department; providing for funding and the disbursement of funds; defining the term "school district" for purposes of the act; amending s. 1012.75, F.S.; requiring the department to administer an educator liability insurance program; defining terms; specifying program administration and eligibility requirements; creating s. 1013.385, F.S.; providing for school district construction flexibility; au-

thorizing exceptions to educational facilities construction requirements under certain circumstances; amending s. 1013.40, F.S.; increasing the number of beds that may be in a dormitory constructed by certain Florida College System institutions; amending s. 1013.74, F.S.; authorizing a university board of trustees to expend specified reserve or carry forward balances for academic instructional space or critical deferred maintenance needs; requiring the state board and the Board of Governors to submit a report to the Governor and the Legislature by a specified date; prescribing report requirements; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Communications, Energy, and Public Utilities; and Senator Legg—

CS for CS for SB 1102—A bill to be entitled An act relating to utility projects; providing a short title; providing definitions; authorizing certain local government entities to finance the costs of a utility project by issuing utility cost containment bonds upon application by a local agency; specifying application requirements; requiring a successor entity of a local agency to assume and perform the obligations of the local agency with respect to the financing of a utility project; providing procedures for local agencies to use when applying to finance a utility project using utility cost containment bonds; authorizing an authority to issue utility cost containment bonds for specified purposes related to utility projects; authorizing an authority to form alternate entities to finance utility projects; requiring the governing body of the authority to adopt a financing resolution and impose a utility project charge on customers of a publicly owned utility as a condition of utility project financing; specifying required and optional provisions of the financing resolution; specifying powers of the authority; requiring the local agency or its publicly owned utility to assist the authority in the establishment or adjustment of the utility project charge; requiring that customers of the public utility specified in the financing resolution pay the utility project charge; providing for adjustment of the utility project charge; establishing ownership of the revenues of the utility project charge; requiring the local agency or its publicly owned utility to collect the utility project charge; conditioning a customer's receipt of public utility services on payment of the utility project charge; authorizing a local agency or its publicly owned utility to use available remedies to enforce collection of the utility project charge; providing that the pledge of the utility project charge to secure payment of bonds issued to finance the utility project is irrevocable and cannot be reduced or impaired except under certain conditions; providing that a utility project charge constitutes utility project property; providing that utility project property is subject to a lien to secure payment of costs relating to utility cost containment bonds; establishing payment priorities for the use of revenues of the utility project property; providing for the issuance and validation of utility cost containment bonds; securing the payment of utility cost containment bonds and related costs; providing that utility cost containment bonds do not obligate the state or any political subdivision and are not backed by their full faith and credit and taxing power; requiring that certain disclosures be printed on utility cost containment bonds; providing that financing costs related to utility cost containment bonds are an obligation of the authority only; providing limitations on the state's ability to alter financing costs or utility project property under certain circumstances; prohibiting an authority with outstanding payment obligations on utility cost containment bonds from becoming a debtor under certain federal or state laws; providing for construction; endowing public entities with certain powers; providing an effective date.

By the Committee on Appropriations; and Senator Abruzzo—

CS for SB 1116—A bill to be entitled An act relating to the Literacy Jump Start Pilot Project; requiring the Office of Early Learning to establish the pilot project in St. Lucie County to assist low-income, at-risk children in developing emergent literacy skills; requiring the office to select an organization to implement the pilot project; requiring the office to oversee implementation of the pilot project; defining the term "emergent literacy"; providing eligibility requirements for participation; requiring background screening for child care personnel; requiring emergent literacy training for instructors; encouraging the coordination of basic health screening and immunization services in conjunction with emergent literacy instruction; requiring annual submission of an ac-

countability report; requiring the office to allocate funds for the pilot project; providing an effective date.

By the Committees on Appropriations; and Education Pre-K - 12; and Senator Legg—

CS for CS for SB 1264—A bill to be entitled An act relating to education; amending s. 282.0051, F.S.; requiring the Agency for State Technology to establish and publish information technology architecture standards for purposes of implementing digital classrooms by a specified date; requiring the agency to collaborate with the Department of Education and the Department of Management Services to identify certain state contract procurement options for services that support such standards and to identify certain shared services available through the State Data Center to facilitate the implementation of school district digital classrooms plans; requiring the agency's annual assessment of the Department of Education to review specified issues with respect to school district digital classrooms plans and to provide planning assistance to address and reduce issues identified by the assessment; amending s. 282.00515, F.S.; conforming a cross-reference to changes made by the act; creating s. 282.0052, F.S.; establishing requirements for the agency or a contracted organization with respect to the establishment and assessment of digital classrooms information technology architecture standards; requiring the agency or contracted organization to annually submit a report to the Governor and the Legislature; prescribing report requirements; requiring the agency to annually update the Commissioner of Education on the status of technology infrastructure; requiring the Department of Education to annually update school districts regarding compliance with information technology architecture standards and provide planning guidance; requiring a school district to take certain action in the event of noncompliance with information technology architecture standards; amending s. 1001.20, F.S.; requiring the Office of Technology and Information Services of the Department of Education to consult with the Agency for State Technology in developing the 5-year strategic plan for Florida digital classrooms; removing an obsolete date; revising requirements for the 5-year strategic plan; expanding the list of responsibilities of the Office of Technology and Information Services; amending s. 1001.42, F.S.; revising the powers and duties of the district school board to authorize the adoption of rules regarding procurement practices; defining the term "electronic auction services"; amending s. 1006.27, F.S.; authorizing a district school board's use of electronic auction services in conjunction with bid pooling for school buses and related purchases; amending s. 1011.62, F.S.; revising the date by which district school boards must annually submit a digital classrooms plan to the Department of Education; revising minimum requirements for the digital classrooms plan; requiring the department to contract with an independent auditing entity in the event of noncompliance with minimum protocols and requirements in the administration of online assessments; requiring a charter school to submit the school's digital classrooms plan to the applicable school district; specifying required format for the plan; specifying conditions for a school district to maintain eligibility for Florida digital classrooms allocation funds; requiring the Commissioner of Education to implement an online portal for electronic submission of digital classrooms plans by a specified date; requiring a charter school to annually report to the department regarding the use of specified funds; revising requirements for the commissioner's annual report to the Governor and the Legislature regarding the digital classrooms plan; amending s. 1011.71, F.S.; authorizing enterprise resource software to be acquired by certain fees and agreements; providing an effective date.

By the Committee on Appropriations; and Senator Richter—

CS for SB 1468—A bill to be entitled An act relating to the regulation of oil and gas resources; amending s. 377.19, F.S.; applying the definitions of certain terms to additional sections of ch. 377, F.S.; conforming a cross-reference; defining the term "high pressure well stimulation"; amending s. 377.22, F.S.; revising the rulemaking authority of the Department of Environmental Protection; providing that certain information may be considered proprietary business information; amending s. 377.24, F.S.; requiring that a permit be obtained before the performance of any high pressure well stimulation; specifying that a permit may authorize single or multiple activities; prohibiting the department from approving any permit for a high pressure well stimulation until rulemaking is complete; amending s. 377.241, F.S.; requiring the Division of Resource Management to give consideration to and be guided by certain additional criteria when issuing permits; amending s. 377.242, F.S.; authorizing the department to issue permits for the performance of high pressure well stimulation; clarifying provisions relating to division inspection; prohibiting a county, municipality, or other political subdivi-

sion of the state from adopting or establishing permitting programs for certain oil and gas activities; amending s. 377.2425, F.S.; requiring an applicant or operator to provide surety that performance of a high pressure well stimulation will be conducted in a safe and environmentally compatible manner; creating s. 377.2436, F.S.; directing the department to conduct a study on high pressure well stimulations; providing study criteria; requiring the study to be submitted to the Governor and the Legislature by a specified date; requiring the study to be posted on the department website; amending s. 377.37, F.S.; increasing the maximum amount for civil penalties; creating s. 377.45, F.S.; requiring the department to designate the national chemical registry as the state's registry; requiring service providers, vendors, or well owners or operators to report certain information to the registry; providing applicability; providing an appropriation; providing an effective date.

By the Committee on Appropriations; and Senator Detert—

CS for SB 1522—A bill to be entitled An act relating to workforce training; amending s. 446.021, F.S.; redefining terms; amending s. 446.032, F.S.; conforming a provision to changes made by the act; requiring the Department of Education, in collaboration with the Department of Economic Opportunity, to identify and recommend specified apprenticeship programs; requiring the department to annually submit an accountability report with specified requirements to the Governor, the Legislature, and the Higher Education Coordinating Council; requiring the department to post on its Internet website specified information regarding apprenticeship programs; amending s. 446.052, F.S.; requiring the Department of Education, in collaboration with the Department of Economic Opportunity, to identify and recommend specified preapprenticeship programs; requiring the department to annually submit an accountability report with specified content to the Governor, the Legislature, and the Higher Education Coordinating Council; requiring the department to post on its Internet website specified information regarding preapprenticeship programs; requiring the Department of Education, in collaboration with the Department of Economic Opportunity and CareerSource, Florida, Inc., to submit an operational report to the Governor, the Legislature, and the Higher Education Coordinating Council with specified information; amending s. 446.091, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Communications, Energy, and Public Utilities; and Senator Simpson—

CS for CS for SB 1538—A bill to be entitled An act relating to a natural gas rebate program; amending s. 377.810, F.S.; authorizing the Department of Agriculture and Consumer Services to receive additional applications from certain applicants; authorizing any remaining unencumbered funds to be used by the department to award additional rebates; providing an effective date.

By the Committees on Appropriations; and Education Pre-K - 12; and Senator Benacquisto—

CS for CS for SB 1552—A bill to be entitled An act relating to student choice; amending s. 1002.20, F.S.; conforming a provision to changes made by the act; authorizing parents of public school students to seek private educational choice options through the Florida Personal Learning Scholarship Accounts Program under certain circumstances; providing that a parent has the right to know certain financial information; requiring the information to be published in a parent guide; amending s. 1002.31, F.S.; requiring each district school board to allow a parent to enroll his or her child in and transport his or her child to any public school that has not reached capacity in the district; authorizing a school district to provide transportation to such students at the district's discretion; requiring the student to remain at such school for a specified timeframe; revising requirements for the controlled open enrollment process; authorizing a parent to enroll his or her child in and transport his or her child to any public school that has not reached capacity in the state; requiring each district school board to establish a transfer process to another classroom teacher; providing that a parent is not given the right to choose a specific classroom teacher; providing requirements for the transfer process; amending s. 1002.33, F.S.; revising the required contents of charter school applications; requiring a charter school to submit quarterly financial statements for the first year of operation with specified information included; requiring a charter school to submit a plan to become financially viable under certain circumstances; conforming provisions regarding the appeal process for denial of a high-

performing charter school application; specifying that the reading curriculum and instructional strategies in a charter school's charter satisfy the research-based reading plan requirement and that charter schools are eligible for the research-based reading allocation; requiring a person or officer of an entity who submits a charter school application to undergo background screening; prohibiting a sponsor from approving a charter school application until completion, receipt, and review of the results of such screening; requiring a charter to document that the governing board is independent of a management company or co-operative; revising charter provisions relating to long-term charters and charter terminations; revising the deadline by which a charter school must have a certificate of occupancy or temporary certificate of occupancy; revising conditions for nonrenewal or termination of a charter; requiring the sponsor to review monthly financial statements; requiring the sponsor to notify specified parties of a charter's termination under certain circumstances; requiring a charter school's governing board to appoint a representative to provide information and assistance to parents; requiring the governing board to hold a certain number of meetings that are noticed, open, and accessible to the public per school year; authorizing a charter school that has not reached capacity to be open to any student in the state; revising requirements for the funding of charter schools; prohibiting the district school board from delaying payment to a charter school under specified circumstances; requiring the Department of Education to include a standard application form when providing information to the public on how to form, operate, and enroll in a charter school; prohibiting an employee of a management company or co-operative from being a member of a charter school governing board; prohibiting specified conflicts of interests on the part of members of the governing board of a charter school or charter school cooperative organization; amending s. 1002.331, F.S.; providing an exception to the prohibition on a high-performing charter school establishing more than one charter school in this state under specified circumstances; conforming provisions and a cross-reference to changes made by the act; deleting obsolete provisions; creating s. 1003.3101, F.S.; requiring each district school board to establish a classroom teacher transfer process for parents, approve or deny a request within a certain timeframe, and post an explanation of the transfer process in the student handbook or a similar publication; amending s. 1003.57, F.S.; revising program requirements for exceptional students instruction; requiring each school district to enter into an agreement with a hospital by a specified date; creating s. 1004.6491, F.S.; establishing the Florida Institute for Charter School Innovation; specifying requirements for the institute; requiring an annual report to the Governor and the Legislature; requiring a report on the institute's annual financial audit to the Auditor General, the Board of Governors of the State University System, and the State Board of Education; creating s. 1011.6202, F.S.; creating the Principal Autonomy Pilot Program Initiative; providing a procedure for a school district to participate in the program; providing requirements for participating school districts and schools; exempting participating school districts from certain laws and rules; requiring principals of participating schools to complete a specific professional development program; providing for the term of participation in the program; providing for renewal or revocation of authorization to participate in the program; providing for reporting and rulemaking; amending s. 1011.64, F.S.; providing that certain training may be included in school district minimum classroom expenditure requirements; amending s. 1011.69, F.S.; requiring participating district school boards to allocate a specified percentage of certain funds to participating schools; amending s. 1012.28, F.S.; providing additional authority and responsibilities of the principal of a participating school in a charter school district; amending s. 1012.42, F.S.; authorizing a parent who receives notification that a teacher is teaching outside his or her field to request that his or her child be transferred to another classroom teacher within the school and grade in which the child is currently enrolled; amending s. 1012.986, F.S.; specifying the contents of a specific professional development program for certain school principals; amending s. 1013.62, F.S.; revising eligibility requirements for charter school capital outlay funding; specifying the applicability of certain reporting requirements to charter schools and public schools; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Education Pre-K - 12; and Senator Legg—

CS for CS for SB 7006—A bill to be entitled An act relating to early learning; providing a directive to the Division of Law Revision and Information to change the term “family day care home” to “family child care home,” and the term “family day care” to “family child care”; amending ss. 125.0109 and 166.0445, F.S.; including large family child care homes in local zoning regulation requirements; amending s. 402.302, F.S.; redefining the term “substantial compliance”; requiring

the Department of Children and Families to adopt rules for compliance by certain programs regulated, but not licensed, by the department; amending s. 402.3025, F.S.; revising requirements for nonpublic schools delivering certain voluntary prekindergarten education programs and school readiness programs; amending s. 402.305, F.S.; revising certain minimum standards for child care facilities; prohibiting the transfer of ownership of such facilities to specified individuals; creating s. 402.3085, F.S.; requiring nonpublic schools or providers seeking to operate certain programs to annually obtain a certificate from the department or a local licensing agency; providing for issuance of the certificate upon examination of the applicant's premises and records; prohibiting a provider from participating in the programs without a certificate; authorizing local licensing agencies to apply their own minimum child care standards under certain circumstances; amending s. 402.311, F.S.; providing for the inspection of programs regulated by the department; amending s. 402.3115, F.S.; providing for abbreviated inspections of specified child care homes; requiring rulemaking; amending s. 402.313, F.S.; revising provisions for licensure, registration, and operation of family child care homes; amending s. 402.3131, F.S.; revising requirements for large family child care homes; amending s. 402.316, F.S.; providing exemptions from child care facility licensing standards; requiring a child care facility operating as a provider of certain voluntary prekindergarten education programs or child care programs to comply with minimum standards; providing penalties for failure to disclose or for use of certain information; requiring the department to establish a fee for inspection and compliance activities; amending s. 627.70161, F.S.; revising restrictions on residential property insurance coverage to include coverage for large family child care homes; amending s. 1001.213, F.S.; providing additional duties of the Office of Early Learning; amending s. 1002.53, F.S.; revising requirements for application and determination of eligibility to enroll in the Voluntary Prekindergarten (VPK) Education Program; amending s. 1002.55, F.S.; revising requirements for a school-year prekindergarten program delivered by a private prekindergarten provider, including requirements for providers, instructors, and child care personnel; providing requirements in the case of provider violations; amending s. 1002.59, F.S.; conforming a cross-reference to changes made by the act; amending ss. 1002.61 and 1002.63, F.S.; revising employment requirements and educational credentials of certain instructional personnel; amending s. 1002.71, F.S.; revising information that must be provided to parents; amending s. 1002.75, F.S.; revising provisions included in the standard statewide VPK program provider contract; amending s. 1002.77, F.S.; revising the purpose and meetings of the Florida Early Learning Advisory Council; amending s. 1002.81, F.S.; revising certain program definitions; amending s. 1002.82, F.S.; revising the powers and duties of the Office of Early Learning; revising provisions included in the standard statewide school readiness provider contract; amending s. 1002.84, F.S.; revising the powers and duties of early learning coalitions; conforming provisions to changes made by the act; amending s. 1002.87, F.S.; revising student eligibility and enrollment requirements for the school readiness program; amending s. 1002.88, F.S.; revising eligibility requirements for program providers that want to deliver the school readiness program; providing conditions for denial of initial eligibility; providing child care personnel requirements; amending s. 1002.89, F.S.; revising the use of funds for the school readiness program; amending s. 1002.91, F.S.; prohibiting an early learning coalition from contracting with specified persons; amending s. 1002.94, F.S.; revising establishment of a community child care task force by an early learning coalition; requiring the Office of Early Learning to conduct a pilot project to study the impact of assessing the early literacy skills of certain VPK program participants; requiring the office to report its findings to the Governor and the Legislature by specified dates; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 22 was corrected and approved.

CO-INTRODUCERS

Senators Abruzzo—CS for SB 1270; Gaetz—SM 1422

ADJOURNMENT

On motion by Senator Simmons, the Senate adjourned at 4:11 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, April 24 or upon call of the President.

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JOURNAL OF THE SENATE

SENATE BILLS, RESOLUTIONS AND MEMORIALS BY NUMBER WITH SUBJECT, INTRODUCER AND DISPOSITION

REGULAR SESSION
March 3 through May 1, 2015

(To Obtain the Number of a Bill, see Subject Index)

Abbreviations

BA — Bill Action
Ch. — Chapter Number, Bill Passed
CO — Co-Introducers
CR — Committee Report
CS — Committee Substitute
FR — First Reading
MO — Motion
RC — Reference Change

Boldfaced Page Numbers — Passage of Bill

Types of Bills

SB/HB — Senate/House Bill
SCR/HCR — Senate/House Concurrent Resolution
SJR/HJR — Senate/House Joint Resolution
SM/HM — Senate/House Memorial
SR — Senate Resolution

Final Disposition

Adopted
CBP — Companion Bill Passed
DCC — Died in Conference Committee
DCH — Died on House Calendar
DCS — Died on Senate Calendar
DHC — Died in House Committee
DM — Died in Messages
DNI — Died, Not Introduced
DPR — Died Pending Reference Review
DSC — Died in Senate Committee
FPH — Failed to Pass House
FPS — Failed to Pass Senate
LTH — Laid on Table in House
LTS — Laid on Table in Senate
Passed
UHC — Unfavorable Report, House Committee
USC — Unfavorable Report, Senate Committee
Vetoed
WNI — Withdrawn, Not Introduced
WS — Withdrawn from the Senate

SB		SB	
2	Greyhound Racing Injuries (Fiscal Policy and others) (BA)5, (CO)5, (MO)7, (FR)35, (CS)148, (CR)157, (CR)158, (CR)160 DM	44	Relief of the Estate of Lazaro Rodriguez by the City of Hialeah (Grimsley) (FR)37, (CR)258, (CR)316, (CR)425, (BA)661, (CR)682 LTS/CBP-CS/HB 3505
4	Not Used	46	Relief of Clinton Treadway by the State of Florida (Grimsley) (FR)37, (CR)159 DSC
6	Not Used	48	WNI
8	Not Used	50	Relief of Brian Pitts by the State of Florida (Braynon) (FR)37 DSC
10	Not Used	52	Relief of the Estate of Manuel Antonio Matute by the Palm Beach County Sheriff's Office (Negron) (FR)37, (CR)158, (CR)159, (CR)192, (BA)660, (CR)682 LTS/CBP-CS/HB 3533
12	Not Used	54	Relief of Mark T. Sawicki and Sharon L. Sawicki by the City of Tallahassee (Montford) (FR)38, (CR)158, (CR)159, (CR)372, (CR)425, (BA)660, (CR)682 LTS/CBP-CS/HB 3523
14	Not Used	56	Relief of Ramiro Companioni by the City of Tampa (Braynon) (FR)38 DSC
16	Not Used	58	Relief of C.M.H. by the Department of Children and Families (Judiciary and Simpson) (FR)38, (CR)159, (CR)192, (CS)199, (CR)373 DSC
18	Not Used	60	Relief of Roy Wright and Ashley Wright by the North Brevard County Hospital District (Judiciary and Simpson) (FR)38, (CS)149, (CR)159, (CR)160, (CR)190, (CR)504, (BA)659, (CR)682 LTS/CBP-CS/HB 3543
20	Not Used	62	Relief of Shuler Limited Partnership by the Florida Forest Service (Montford) (FR)38, (CR)260 DSC
22	Relief of Joseph Stewart and Audrey Stewart by the City of Jacksonville (Judiciary and others) (FR)36, (CS)149, (CR)159, (CR)160, (CR)192, (BA)660, (CR)682 LTS/CBP-CS/HB 3519	64	Relief of Monica Cantillo Acosta and Luis Alberto Cantillo Acosta by Miami-Dade County (Legg) (FR)38, (CR)351, (CR)372, (CR)425, (BA)661, (CR)682 LTS/CBP-CS/HB 3549
24	Relief of J.D.S. by the Agency for Persons with Disabilities (Soto) (FR)36, (CR)158, (CR)159, (CR)373 DSC	66	Relief of Ronald Miller by the City of Hollywood (Judiciary and Legg) (FR)38, (CR)226, (CR)259, (CS)266, (CR)425, (BA)661, (CR)682 LTS/CBP-CS/HB 3521
26	Relief of Thomas and Karen Brandi by Haines City (Diaz de la Portilla) (FR)36, (CR)191, (CR)258, (CR)426 USC/LTS	68	Relief of Carl Abbott by the Palm Beach County School Board (Judiciary and Legg) (FR)38, (CS)149, (CR)159, (CR)373, (CR)504, (BA)659, (CR)682 LTS/CBP-CS/HB 3511
28	Relief of Charles Pandrea by the North Broward Hospital District (Diaz de la Portilla) (FR)36, (CR)260, (CR)316 DSC	70	Relief/Amie Draiemann O'Brien, Hailey Morgan Stephenson, and Christian Darby Stephenson, II/Department of Transportation (Judiciary and Flores) (FR)38, (CR)191, (CR)259, (CS)266, (CR)373 DSC
30	Relief of Jennifer Wohlgemuth by the Pasco County Sheriff's Office (Montford) (FR)36, (CR)258, (CR)316 DSC	72	Relief of Altavious Carter by the Palm Beach County School Board (Flores) (FR)39, (CR)159, (CR)190, (CR)373 DSC
32	Relief of Donald Brown by the District School Board of Sumter County (Soto) (FR)36 DSC		
34	Relief of Asia Rollins by the Public Health Trust of Miami-Dade County (Appropriations and others) (FR)37, (CS)149, (CR)159, (CR)194, (CR)600, (CS/CS)600, (BA)659, (CR)682 LTS/CBP-CS/HB 3527		
36	Relief of the Estate of Victor Guerrero by Pasco County (Judiciary and Diaz de la Portilla) (FR)37, (CR)191, (CR)193, (CS)199, (CR)372, (CR)425, (BA)660, (CR)682 LTS/CBP-CS/HB 3513		
38	Relief of Dennis Darling, Sr., and Wendy Smith by the State of Florida (Joyner) (FR)37, (CR)191, (CR)258 DSC		
40	Relief of L.T. by the Department of Children and Families (Judiciary and Ring) (FR)37, (CS)149, (CR)159, (CR)373 DSC		
42	Relief of Javier Soria by Palm Beach County (Judiciary and Braynon) (FR)37, (CS)149, (CR)159, (CR)160, (CR)252, (CR)425, (BA)661, (CR)682 LTS/CBP-CS/HB 3547		

- SB
74 Relief of "Survivor" and the Estate of "Victim" by the Department of Children and Families (Flores) (FR)39 DSC
76 DSC
78 Relief of Maricelly Lopez by the City of North Miami (Judiciary and Flores) (FR)39, (CR)258, (CR)317, (CS)317, (CR)425, (BA)661, (CR)682 LTS/CBP-CS/HB 3557
80 Relief of Michael and Patricia Rardin by the North Broward Hospital District (Judiciary and Flores) (FR)39, (CR)226, (CR)259, (CS)266, (CR)373, (CR)504, (BA)659, (CR)682 LTS/CBP-CS/HB 3555
82 Relief of Mark, Robin, and Marcus Button by the Pasco County School Board (Grimsley) (FR)39 DSC
84 Relief of Sharon Robinson by the Central Florida Regional Transportation Authority (Judiciary and Soto) (FR)39, (CR)191, (CR)259, (CS)266, (CR)373, (CR)504, (BA)659, (BA)660, (CR)682 LTS/CBP-CS/HB 3531
86 Medical Tourism (Bean) (FR)39 DSC
SCR
88 Equal Rights for Men and Women (Joyner and Margolis) (FR)39 DSC
SB
90 Jury Composition (Margolis) (FR)39 DSC
92 High School Graduation Requirements (Hukill and others) (FR)39 DSC
94 Closing the Gap Grant Program (Joyner and Abruzzo) (FR)40, (CR)158, (CR)159, (CR)160, (CO)216, (BA)219, (CR)221, (BA)244 Ch. 2015-10
96 Patriotic Film Screening (Hays) (FR)40 DSC
98 Employment Discrimination (Joyner and others) (FR)40, (CO)280 DSC
100 Student Assessment Program (Bean) (FR)40 DSC
102 Digital Assets (Fiscal Policy and others) (FR)40, (CS)149, (CR)160, (CR)351, (CS/CS)352, (CR)425 DCS
SR
104 Spinal Cord Injury Awareness Week (Hukill and Gaetz) (FR)282 Adopted CBP-HR 9115
106 Financial Literacy Month (Hukill and Sachs) (FR)359 Adopted
SB
108 Florida Retirement System (Diaz de la Portilla) (FR)40, (MO)503 WS
110 Taxes (Finance and Tax and others) (FR)40, (CS)149, (CR)160, (CR)192, (CS/CS)199 DSC
112 Special License Plates (Transportation and others) (FR)40, (CS)149, (CR)160, (CR)226, (CS/CS)228, (CR)344, (CR)377, (CR)422, (CO)456, (BA)462, (CO)704 LTS/CBP-CS/CS/HB 329
114 State Minimum Wage (Bullard) (FR)40 DSC
116 Gaming (Margolis) (FR)41, (MO)422 WS
118 Voluntary Contributions for Public Education Facilities (Fiscal Policy and others) (FR)41, (CR)192, (CS)199, (CR)351, (CR)425, (CS/CS)426, (BA)667, (CR)682, (BA)698, (CO)704 DM
120 State Lotteries (Margolis) (FR)41, (MO)422 WS
122 WNI
124 Advance Deposit Wagering (Margolis) (FR)41, (MO)422 WS
126 Social Media Privacy (Clemens and Latvala) (FR)41 DSC
128 New Small Business Tax Credit (Soto) (FR)41 DSC
130 Florida Catastrophic Storm Risk Management Center (Hays) (FR)41, (CR)157, (CR)158, (CR)226, (CR)316, (BA)341 DCS
132 Disabled Parking Permits (Transportation and others) (FR)41, (CS)149, (CR)159, (CR)160, (CO)216, (BA)219, (CR)221, (CO)225, (BA)244, 517 Ch. 2015-11
134 Lifetime Electronic Monitoring of Sex Offenders (Diaz de la Portilla) (FR)41 DSC
136 Public Officers and Employees (Community Affairs and others) (FR)42, (CS)149, (CR)160, (CR)192, (CS/CS)199, (CO)216 DSC
138 Tax-exempt Income (Hukill) (FR)42, (CR)158 DSC
140 Tax On Sales, Use, and Other Transactions (Hukill and Richter) (FR)42, (CR)191, (CR)252 DSC
142 Nonresidential Farm Buildings (Finance and Tax and Dean) (FR)42, (CR)158, (CR)253, (CS)254 DSC
144 Public Records/Impaired Practitioner Consultants (Health Policy and Bean) (FR)42, (CS)150, (CR)158, (CR)159, (CR)160, (BA)219, (CR)221, (BA)244, 517 Ch. 2015-37
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146 Autism (Ring and Sachs) (FR)42, (CR)316 DSC
148 Resident Status for Tuition Purposes (Ring) (FR)42 DSC
150 Student Loans (Ring and others) (FR)42, (CR)158 DSC
152 Disability Awareness (Education Pre-K - 12 and Ring) (FR)42, (CS)150, (CR)159, (CR)194, (CR)226 DCS
154 Hazardous Walking Conditions (Appropriations and others) (FR)43, (CS)150, (CR)157, (CR)159, (CR)192, (CR)194, (CS/CS)200, (CR)425, (CS/CS/CS)426, (BA)687, (CR)702 LTS/CBP-CS/CS/CS/HB 41
156 Prohibited Discrimination (Abruzzo and others) (FR)43, (CO)216, (CO)280 DSC
158 Civil Liability of Farmers (Evers and Latvala) (FR)43, (CR)159, (CR)192, (BA)219, (CR)221, (BA)245, 517 Ch. 2015-38
160 Rural Letter Carriers (Fiscal Policy and Evers) (FR)43, (CR)158, (CR)194, (CR)227, (CS)228, (BA)312, (CR)316, (BA)326, 517 Ch. 2015-81
162 Compensation of Victims of Wrongful Incarceration (Joyner and Bradley) (FR)43, (CR)159 DSC
164 Crime Stoppers Trust Fund (Evers and Grimsley) (FR)43, (CR)158, (CO)216, (CR)258, (CR)373, (CR)425, (BA)599, (CR)600 LTS/CBP-HB 193
166 Hydraulic Fracturing (Soto and others) (FR)43 DSC
168 Mobile Home Parks (Negron) (FR)43, (CR)158, (CR)191, (CR)259 DCS
170 Florida Public Service Commission (Legg) (FR)44 DSC/CBP-CS/HB 7109
172 Local Government Pension Reform (Governmental Oversight and Accountability and others) (FR)44, (CS)150, (CR)158, (CR)160, (CR)259, (BA)365, (CR)372, (BA)402, (BA)411, (BA)483 Ch. 2015-39
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174 Fair Housing Month (Joyner) (FR)392 Adopted CBP-HR 9081
SB
176 Licenses to Carry Concealed Weapons or Firearms (Evers) (FR)44, (CR)159, (CR)191 DSC
SR
178 American Stroke Month (Hukill) (FR)459 Adopted CBP-HR 9003
SB
180 School Safety (Evers) (FR)44, (CR)252 DSC
182 Public Records and Meetings/Postsecondary Education Executive Search (Governmental Oversight and Accountability and others) (FR)44, (CS)150, (CR)160, (CR)193, (CS/CS)200 DSC
184 Federal Write-in Absentee Ballot (Evers and Gaetz) (FR)44, (CR)191, (CR)259, (BA)312, (CR)316, (BA)326, 327, 517 Ch. 2015-40
186 Alcoholic Beverages (Fiscal Policy and others) (FR)45, (CS)150, (CR)159, (CR)191, (CR)351, (CS/CS)352, (BA)364, (CR)372, (BA)396, (BA)400, (BA)401, 402 Ch. 2015-12 CBP-CS/CS/SB 596
188 Original Works of Art (Margolis and Abruzzo) (FR)45, (MO)422 WS
190 Hospices (Bean and Hays) (FR)45 DSC
192 Wireless Communications Devices (Altman) (FR)45, (CR)316 DSC
194 Transportation Services Procurement (Altman) (FR)45 DSC
196 Qualified Television Revolving Loan Fund (Bean) (FR)45 DSC
198 Local Government Infrastructure Surtax (Altman) (FR)45 DSC
200 Public Records/E-mail Addresses/Tax Notices (Governmental Oversight and Accountability and Latvala) (FR)45, (CS)150, (CR)158, (CR)160, (CR)192, (BA)219, (CR)221, (BA)245 Ch. 2015-13
202 Insurer Notifications (Commerce and Tourism and others) (FR)45, (CS)151, (CS/CS)151, (CR)159, (CR)160, (BA)219, (CR)221, (BA)245, (BA)297 LTS/CBP-CS/HB 273
204 Sexual Orientation Change Efforts (Clemens) (FR)45 DSC
206 Individuals with Disabilities (Fiscal Policy and others) (FR)46, (CR)158, (CR)160, (CO)216, (CR)227, (CS)228 DCS
SJR
208 Convicted Felons/Voting Rights and Right to Hold Public Office (Clemens and others) (FR)46 DSC

- SB
- 210 Licensing of Facilities that Offer Health and Human Services (Children, Families, and Elder Affairs and Gibson) (FR)46, (CR)192, (CS)200, (CR)344 DSC
- 212 Department of Corrections (Bradley and Brandes) (FR)46 DSC
- 214 Discrimination in Employment Screening (Clemens and others) (FR)46 DSC
- 216 Publicly Funded Retirement Programs (Appropriations and others) (FR)46, (CS)151, (CR)160, (CR)190, (CR)422, (CS/CS)422, (BA)611, (CR)633 LTS
- 218 Interception and Recording of Oral Communications (Simpson and Sachs) (FR)46, (MO)221 WS/CBP-HB 7001
- 220 Commercial Motor Vehicle Review Board (Fiscal Policy and others) (FR)46, (CR)193, (CS)200, (CR)253, (CS/CS)254, (CR)351, (CS/CS/CS)352, (CR)422, (BA)462, (BA)523, (BA)607 LTS/CBP-CS/HB 145
- 222 Electronic Commerce (Judiciary and others) (FR)47, (CS)151, (CR)159, (CR)193, (CS/CS)200, (CR)344, (CS/CS/CS)345, (BA)365, (CR)372, (BA)400, 517 Ch. 2015-14
- 224 Public Records/Public Agency Contracts (Judiciary and others) (FR)47, (CS)151, (CR)160, (CR)193, (CS/CS)200, (CO)216, (CR)259, (BA)312, (BA)313, (BA)314, (CR)316, (BA)327 DM
- 226 Racing Animals (Regulated Industries and others) (FR)47, (CS)151, (CR)159, (CR)190, (CO)216, (CR)226, (CR)316, (BA)341 LTS/CBP-CS/HB 239
- 228 Online Voter Application (Appropriations and others) (FR)47, (CO)216, (CR)226, (CS)228, (CR)344, (CR)425, (CS/CS)427, (BA)667, (CR)682, (BA)757, 758 Ch. 2015-36
- 230 Public Utilities (Dean and Gaetz) (FR)47, (CR)158, (CR)194 DSC/CBP-CS/HB 7109
- 232 Department of Economic Opportunity (Hays) (FR)47 DSC
- 234 Motor Vehicle Insurance (Judiciary and others) (FR)47, (CS)151, (CR)160, (CR)192, (CR)193, (CS/CS)201, (BA)219, (CR)221, (BA)245, (BA)297, (BA)298 LTS/CBP-CS/HB 4011
- 236 Used Tire Sales (Evers) (FR)47 DSC
- 238 Athletic Coaches (Ring) (FR)47, (CR)190, (CR)258 DSC
- 240 Driver Licenses and Identification Cards (Transportation and others) (FR)48, (CR)192, (CS)201, (CR)344, (CO)350, (CR)425, (BA)597, (CR)600 LTS/CBP-CS/HB 27
- 242 Publicly Funded Retirement Plans (Community Affairs and Brandes) (FR)48, (CR)158, (CR)192, (CS)201, (CR)377, (BA)610, (CR)633 LTS/CBP-CS/CS/HB 1309
- 244 Volunteer Rural Firefighting (Community Affairs and others) (FR)48, (CR)259, (CS)266, (CR)372, (CS/CS)373 DSC
- 246 Texting While Driving (Sachs) (FR)48, (CR)316 DSC
- 248 Public Records/Body Camera Recording Made by a Law Enforcement Officer (Rules and others) (FR)48, (CS)151, (RC)157, (CR)159, (CO)216, (CR)227, (CS/CS)228, (CR)351, (CS/CS/CS)353, (BA)415, (CR)422, (BA)483, (CO)518, (CO)820 Ch. 2015-41
- 250 Membership Organizations (Children, Families, and Elder Affairs and others) (FR)48, (CO)216, (CR)425, (CS)427 DSC/CBP-CS/SB 7078
- 252 Insurance (Rules and others) (FR)48, (CR)193, (CS)201, (CR)344, (CS/CS)345, (CR)377, (CS/CS/CS)380, (CR)422, (BA)462, (BA)573 Ch. 2015-42
- 254 Charter Schools (Clemens and Bullard) (FR)48 DSC
- 256 Identification Cards (Transportation and Sobel) (FR)48, (CR)226, (CS)228, (CR)344 DSC
- 258 Property and Casualty Insurance (Appropriations and others) (FR)48, (CS)152, (CR)159, (CR)194, (CR)227, (CS/CS)229, (BA)494, (CR)504 LTS/CBP-CS/CS/CS/HB 165, CS/HB 273
- 260 Value Adjustment Board Proceedings (Finance and Tax and Bradley) (FR)49, (CR)158, (CR)193, (CS)201, (CR)259, (CR)316, (BA)340, (BA)341 LTS/CBP-CS/HB 489
- 262 Racing Animals (Smith) (FR)49 DSC/CBP-CS/HB 239
- 264 Traffic Enforcement Agencies and Traffic Citations (Fiscal Policy and others) (FR)49, (CR)158, (CR)160, (CR)193, (CS)201, (CR)316, (BA)341, (BA)361, 517 Ch. 2015-15
- 266 Property Appraisers (Ring) (FR)49, (CR)158, (CR)190, (CR)377, (CR)422, (BA)472 LTS/CBP-HB 213
- 268 Amusement Games or Machines (Finance and Tax and others) (FR)49, (CR)227, (CS)229, (CO)280, (CR)316, (CS/CS)317, (CR)425, (BA)495, (CR)504 LTS/CBP-CS/HB 641
- 270 Use of Wireless Communications Devices While Operating a Motor Vehicle (Soto) (FR)49, (CR)317 USC/LTS
- SB
- 272 Motor Vehicle Signage (Soto) (FR)49 DSC
- 274 WNI
- 276 Arrest Booking Photographs (Soto and Sachs) (FR)49 DSC
- 278 Downtown Development Districts (Appropriations and others) (FR)50, (CR)158, (CR)253, (CS)254, (CR)377, (CS/CS)380, (CR)422, (BA)472, (BA)578, 703 Ch. 2015-43
- 280 Teacher Salaries (Soto and others) (FR)50, (CO)216 DSC
- 282 Tracking Devices or Tracking Applications (Rules and others) (FR)50, (CR)260, (CS)266, (RC)348, (CR)378, (CR)425, (CS/CS)427, (BA)599, (CR)600 LTS/CBP-CS/CS/HB 197
- 284 Private Property Rights (Appropriations and others) (FR)50, (CR)259, (CS)266, (CR)426, (CR)600, (CS/CS)600, (BA)666, (CR)682 LTS/CBP-CS/CS/CS/HB 383
- 286 Classified Advertisement Websites (Community Affairs and Diaz de la Portilla) (FR)50, (CR)221, (CS)221, (CR)258 DSC
- 288 Utilities Regulation (Appropriations and others) (FR)50, (CS)152, (CR)159, (MO)316, (CR)372, (CS/CS)373, (CR)425, (CS/CS/CS)427, (BA)589, (BA)590, (CR)600 LTS/CBP-CS/HB 7109
- 290 Carrying a Concealed Weapon or a Concealed Firearm (Rules and others) (FR)50, (CS)152, (CR)159, (CR)191, (CR)193, (CS/CS)201, (BA)219, (CR)221, (BA)245, 456, (CO)820 Ch. 2015-44
- 292 Small Business Financial Assistance (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)50, (CS)152, (CR)159, (CR)194 DSC
- 294 Florida Kidcare Program (Garcia and others) (FR)51, (CR)158, (CR)194, (CO)216 DSC
- 296 Diabetes Advisory Council (Fiscal Policy and others) (FR)51, (CS)152, (CR)160, (CR)192, (CR)194, (CS/CS)201, (CO)216, (CR)227, (CS/CS/CS)229, (BA)251, (CR)252, (BA)301, 456 Ch. 2015-45
- SR
- 298 A Safe Haven for Newborns Month (Garcia) (FR)218 Adopted CBP-HR 9019
- SB
- 300 Driver Licenses and Identification Cards (Garcia and others) (FR)51, (CO)216 DSC
- 302 Community Contribution Tax Credit Program (Simpson) (FR)51, (CR)158, (CR)160 DSC
- 304 Substance Abuse Treatment, Assessment, and Stabilization (Garcia and Evers) (FR)51, (CO)216 DSC
- 306 WNI
- 308 WNI
- 310 Streamlined Sales and Use Tax Agreement (Margolis) (FR)51, (MO)422 WS
- 312 Restitution for Juvenile Offenses (Children, Families, and Elder Affairs and others) (FR)52, (CR)158, (CR)260, (CS)267, (CR)372 DSC
- 314 Petroleum Restoration Program (Appropriations and others) (FR)52, (CR)192, (CS)201, (CR)378, (CR)425, (CS/CS)427, (BA)687, (CR)702 LTS
- 316 WNI
- 318 Guardianship Proceedings (Appropriations and others) (FR)52, (CR)192, (CS)201, (RC)212, (CR)351, (CR)600, (CS/CS)600, (BA)664, (BA)665, (CR)682, (CO)684, (CO)820 LTS/CBP-CS/CS/CS/HB 5, CS/HB 7
- 320 Adoption and Foster Care (Fiscal Policy and others) (FR)53, (CR)158, (CR)160, (CR)193, (CS)202, (CO)216, (BA)365, (BA)366, (CR)372 LTS/CBP-CS/HB 7013
- 322 Medicaid Reimbursement for Hospital Providers (Fiscal Policy and others) (FR)53, (CR)158, (CO)239, (CR)425, (CS)427 DCS
- 324 Specialty License Plates (Diaz de la Portilla) (FR)53 DSC
- 326 Substance Abuse Services (Appropriations and others) (FR)53, (CS)152, (CR)159, (CR)194, (CO)216, (CR)422, (CS/CS)422, (BA)597, (BA)598, (CR)600 LTS/CBP-CS/CS/HB 21
- 328 Cardiopulmonary Resuscitation Training in Public Schools (Altman and Sobel) (FR)53, (CO)216 DSC
- 330 Missing Persons with Special Needs (Children, Families, and Elder Affairs and others) (FR)54, (CS)153, (CR)160, (CR)258, (CR)377, (CS/CS)380 DSC
- 332 Nursing Home Facility Pneumococcal Vaccination Requirements (Grimsley) (FR)54, (CR)159, (CR)160, (CR)226, (BA)251, (CR)252, (BA)300, 517 Ch. 2015-16
- 334 Criminal History Records of Minors (Joyner) (FR)54 DSC
- 336 Sexual Predators and Offenders (Gibson) (FR)54 DSC

- SB
 338 Engineers (Fiscal Policy and others) (FR)54, (CR)192, (CS)202, (CR)344, (CR)377, (CS/CS)380, (CR)422, (BA)469 LTS
 340 Crisis Stabilization Services (Appropriations and others) (FR)54, (CR)158, (CR)194, (CR)377, (CS)380, (CO)391, (CR)422, (BA)461 LTS/CBP-CS/HB 79
 342 No Contact Orders (Rules and others) (FR)54, (CS)153, (CR)160, (CR)193, (CS/CS)202, (CR)227, (CS/CS/CS)229, (BA)251, (CR)252, (BA)**301**, 456 Ch. 2015-17
 344 Mental Health Education (Education Pre-K - 12 and Sobel) (FR)54, (CR)343, (CS)345, (CR)377 DSC
 346 School Bus Stop Safety (Simmons and Bullard) (FR)55, (CR)190, (CR)194, (CO)239 DSC
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 350 Statewide Prepaid Dental Program for Medicaid-eligible Children (Flores) (FR)55 DSC
 352 American Founders' Month (Flores) (FR)55, (CR)316 DSC
 354 Windstorm Insurance Coverage (Bullard) (FR)55 DSC
 356 Employment of Felons (Bullard) (FR)55 DSC
 358 Public School Instruction (Abruzzo and Gaetz) (FR)55 DSC
 360 Public Records/Claim Settlement on Behalf of a Ward or Minor (Governmental Oversight and Accountability and others) (FR)56, (CS)153, (CR)160, (CR)373, (CS/CS)374, (CR)425, (BA)662, (CR)682 LTS/CBP-CS/HB 7, CS/CS/CS/HB 5
 362 Powers of Attorney (Judiciary and Lee) (FR)56, (CS)153, (CR)159 DSC
 364 Driver License Requirements (Soto) (FR)56 DSC
 366 Guardianship Proceedings (Stargel) (FR)56 DSC/CBP-CS/CS/CS/HB 5, CS/HB 7
 368 Rights of Grandparents (Fiscal Policy and others) (FR)56, (CR)190, (CR)258, (CR)378, (CR)425, (CS)428, (BA)612, (CR)633, (CO)684 LTS/CBP-CS/CS/HB 149
 370 Students With Disabilities (Soto) (FR)56 DSC
 372 Confidential Informants (Criminal Justice and Dean) (FR)56, (CR)253, (CS)254 DSC
 374 Chemicals in Consumer Products (Sobel) (FR)57 DSC
 376 Use of a Tanning Facility by a Minor (Sobel) (FR)57 DSC
 378 Juvenile Justice (Criminal Justice and others) (FR)57, (CR)192, (CS)203, (CO)216, (CR)259, (CR)351, (CR)372, (BA)414, (BA)**484** Ch. 2015-46
 380 Persons with Developmental Disabilities (Bradley and Altman) (FR)57, (CR)158, (CR)194, (CO)815 DSC
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 384 Small Business Saturday Sales Tax Holiday (Finance and Tax and others) (FR)58, (CS)154, (CR)160, (CR)253, (CS/CS)255 DSC
 386 Voter Registration (Gibson) (FR)58, (CR)191 DSC
 388 Transportation Facility Designations (Fiscal Policy and others) (FR)58, (CR)351, (CS)353, (RC)355, (CR)425, (CS/CS)428, (CO)456, (BA)494, (CR)504, (BA)583, **583** DM
 390 Fraud (Fiscal Policy and others) (FR)58, (CR)154, (CR)159, (CR)160, (CR)259, (CS/CS)267, (CR)373, (CR)425, (CS/CS/CS)428, (BA)588, (BA)589, (CR)600 LTS/CBP-CS/CS/CS/HB 157
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 396 Florida Historic Capitol (Appropriations and others) (FR)59, (CS)154, (CR)159, (CR)194, (CR)227, (CS/CS)229, (CR)316, (BA)342, (BA)**362**, (BA)754, **757** Ch. 2015-47
 398 Agricultural Tax Exemptions (Stargel and Soto) (FR)59, (CR)158, (CR)190, (CO)239 DSC
- SJR
 400 Renewable Energy Source Device/Taxation (Communications, Energy, and Public Utilities and Brandes) (FR)59, (CR)193, (CS)203 DSC
- SB
 402 Renewable Energy Source Devices (Communications, Energy, and Public Utilities and Brandes) (FR)59, (CR)193, (CS)203 DSC
- SB
 404 Improvements to Real Property Damaged by Sinkhole Activity (Simpson) (FR)59, (CR)158, (CR)191, (CR)259, (CR)377 DCS/CBP-CS/CS/SB 1216
 406 Sales of Tax Certificates for Unpaid Taxes (Detert and Soto) (FR)60 DSC
 408 Designated Areas for Skateboarding, Inline Skating, Paintball, or Freestyle or Mountain and Off-roading Bicycling (Simmons) (FR)60, (CR)158, (CR)191, (CR)226, (CR)316, (BA)340, (BA)**360**, 517 Ch. 2015-48
 410 Mandatory Supervision for Released Violent Offenders (Dean) (FR)60 DSC
 412 Alarm Systems (Diaz de la Portilla) (FR)60 DSC
 414 Service Animals (Commerce and Tourism and Altman) (FR)60, (CR)317, (CS)318, (CR)372, (CR)425, (BA)599, (CR)600 LTS/CBP-CS/HB 71
 416 Labeling of Genetically Engineered Foods (Ring) (FR)60 DSC
 418 Construction Defect Claims (Regulated Industries and Richter) (FR)60, (CR)317, (CS)318, (CR)351, (CR)425, (BA)495, (BA)501, (CR)504 LTS/CBP-CS/CS/CS/HB 87
 420 Animal Control (Appropriations and others) (FR)60, (CR)158, (CR)221, (CS)222, (RC)238, (CR)377, (CS/CS)380, (CR)422, (BA)461, (BA)462, (BA)**573**, 703 Ch. 2015-18
- SR
 422 Donna Edna Shalala, Ph.D. (Garcia and Gaetz) (FR)606 Adopted CBP-HR 9061
 424 Independent Colleges & Universities of Florida (Bean) (FR)357, **358** Adopted CBP-HR 9067
- SB
 426 Trust Funds of the Department of Education and the Board of Governors of the State University System (Appropriations and Gaetz) (BA)6, (MO)7, (FR)61, (CS)154, (CR)157, (CR)160, 376, 391, 440 Ch. 2015-7
 428 Trust Funds Administered by the Department of Environmental Protection (Appropriations and Hays) (BA)7, (FR)61, (CS)154, (CR)157, (CR)160, (BA)**218**, 376, 391, 440 Ch. 2015-8
 430 Central Florida Beltway Trust Fund/Department of Transportation (Latvala) (BA)7, (MO)7, (FR)61, (CR)157, (CR)159, 376, 391, 440 Ch. 2015-9
 432 Daylight Saving Time (Soto) (FR)61 DSC
 434 Public Libraries (Detert) (FR)61, (CR)158, (CR)194, (CR)425, (BA)598, (CR)600 LTS/CBP-HB 553
 436 Notaries Public (Soto) (FR)61 DSC
 438 Palliative Care (Sobel and others) (FR)61, (CR)372, (CR)422 DSC
 440 Contraband Forfeiture (Criminal Justice and Bean) (FR)62, (CR)259, (CS)267 DSC
 442 Local Government Services (Altman) (FR)62 DSC
 444 Prosecution of Juveniles (Soto) (FR)62 DSC
 446 Florida College System Boards of Trustees (Bradley) (FR)62, (CR)158, (CR)192, (BA)313, (BA)314, (CR)316, (BA)328, (BA)**360**, **760** Ch. 2015-19
 448 Educational Facilities (Flores and Margolis) (FR)62, (CR)316 DSC
 450 Pain Management Clinics (Benacquisto and Gaetz) (FR)62, (CR)158, (CR)194, (CR)226, (BA)251, (CR)252, (BA)**300**, 517 Ch. 2015-49
- SR
 452 Landscape Architecture Month (Flores) (FR)283 Adopted
- SB
 454 Specialty License Plates/Rotary's Camp Florida (Simpson) (FR)62 DSC
 456 Labor Pools (Braynon and Smith) (FR)62, (CR)158, (CR)191, (CR)226, (BA)251, (CR)252, (BA)**300**, 456 Ch. 2015-20
 458 Elections (Margolis) (FR)62, (MO)422 WS
 460 Traffic Safety (Flores) (FR)62 DSC
 462 Family Law (Lee) (FR)62, (CR)191, (CR)192, (BA)220, (CR)221, (BA)245, (BA)298, (BA)326, (BA)360, (BA)396, (MO)422, (BA)461, (BA)523, (BA)607, (BA)662, (BA)**679** DCH
 464 Controlled Substances (Fiscal Policy and Joyner) (FR)63, (CR)258, (CR)378, (CR)425, (CS)429 DSC
 466 Low-voltage Alarm Systems (Regulated Industries and Flores) (FR)63, (CR)191, (CR)193, (CS)203, (CR)351, (BA)364, (CR)372, (BA)**400**, 517 Ch. 2015-50

- SB
- 468 Package Stores (Regulated Industries and Grimsley) (FR)63, (CR)227, (CS)229, (MO)503 WS
- 470 Public Food Service Establishment Inspections (Sobel) (FR)63 DSC
- 472 Tuition and Fee Exemptions (Detert and Sachs) (FR)63 DSC
- 474 Mental Health Treatment (Sobel) (FR)63 DSC
- 476 Mental Health (Health Policy and Grimsley) (FR)63, (CR)253, (CS)255, (CR)377, (CR)425, (BA)591, (BA)592, (CR)600 LTS/CBP-CS/CS/HB 335
- 478 Telehealth (Health Policy and others) (FR)63, (CS)154, (CR)159, (CR)426 DSC
- 480 Student Data Privacy (Braynon) (FR)64 DSC
- 482 Community Health Worker Certification (Braynon and Joyner) (FR)64, (CR)190, (CO)216 DSC
- 484 Regional Planning Councils (Community Affairs and Simpson) (FR)64, (CR)192, (CS)203, (CR)351 DSC/CBP-CS/CS/SB 1216
- 486 Health Care Clinic Act (Sobel and Gaetz) (FR)64, (CR)252 DSC/CBP-CS/CS/CS/HB 165
- 488 Expunging and Sealing Criminal History Records (Criminal Justice and others) (FR)65, (CR)253, (CS)255, (CO)456 DSC
- 490 State Lotteries (Regulated Industries and Thompson) (FR)65, (CR)192, (CS)203, (RC)212 DSC
- 492 Driving Safety (Thompson) (FR)65, (CR)316 DSC
- 494 Intimate Apparel (Thompson) (FR)65 DSC
- 496 Guardians (Appropriations and others) (FR)65, (CS)155, (CR)160, (CR)192, (CS/CS)204, (CR)425, (CS/CS/CS)429, (BA)495, (BA)496, (CR)504 LTS/CBP-CS/CS/HB 437
- 498 Juvenile Justice (Thompson) (FR)65 DSC
- 500 Mobile Home Park Tenancies (Detert) (FR)65 DSC/CBP-CS/CS/HB 307
- 502 Health Providers (Thompson) (FR)66 DSC
- 504 Playground Safety (Sobel) (FR)66 DSC
- 506 Sales and Use Tax (Legg) (FR)66 DSC
- 508 Small Business Participation in State Contracting (Bullard) (FR)66, (CR)190 DSC
- 510 Miami-Dade County Lake Belt Area (Environmental Preservation and Conservation and Garcia) (FR)66, (CR)259, (CS)267, (RC)277, (CR)372, (CR)425, (BA)662, (BA)664, (CR)682, (BA)697 LTS/CBP-CS/HB 359
- 512 HIV Testing (Fiscal Policy and others) (FR)66, (CO)216, (CR)221, (CS)222, (CR)373, (CR)425, (CS/CS)429, (BA)613, (CR)633 LTS/CBP-CS/CS/HB 321
- 514 Baker Act (Abruzzo and Clemens) (FR)66, (CR)190 DSC
- 516 Health Insurance Coverage for Emergency Services (Bean and Garcia) (FR)66 DSC
- 518 Voluntary Prekindergarten Education Program (Gibson and Gaetz) (FR)66, (CR)190, (CR)344 DSC
- 520 Long-term Care Insurance (Grimsley) (FR)67, (CR)158, (CR)226, (CR)343, (CR)372, (BA)414, (BA)484 Ch. 2015-21
- 522 Division of Bond Finance (Brandes) (FR)67, (CR)158, (CR)191, (CR)226, (CR)316, (BA)342, (BA)362, 517 Ch. 2015-22
- 524 Rental Agreements (Rules and others) (FR)67, (CR)258, (CR)372, (CS)374, (CR)425, (CS/CS)429, (BA)598, (BA)599, (CR)600 LTS/CBP-CS/CS/HB 779
- 526 Notaries Public (Commerce and Tourism and Grimsley) (FR)67, (CS)155, (CR)160, (CR)191, (CR)259, (CR)422, (BA)462, (BA)573, 703 Ch. 2015-23
- 528 Medical Use of Marijuana (Brandes) (FR)67 DSC
- 530 School District Policy (Fiscal Policy and Ring) (FR)67, (CR)226, (CR)344, (CR)504, (CS)504 DCS
- 532 Health Care Services (Appropriations and others) (FR)67, (CR)317, (CS)318, (RC)348, (CR)422, (CS/CS)423, (CR)633, (CS/CS/CS)635, (BA)749, (CR)815 DCS
- 534 Human Trafficking (Criminal Justice and others) (FR)68, (CR)191, (CR)253, (CS)255, (CO)280, (CR)377, (BA)419, (CR)422, (BA)490 LTS/CBP-CS/CS/HB 369
- 536 Distilled Spirits in Powdered Form (Flores) (FR)68 DSC
- 538 Sexual Cyberharassment (Rules and others) (FR)68, (CR)260, (CS)267, (CR)377, (CS/CS)380, (CR)422, (BA)464, (CO)518, (BA)574, 758, 760 Ch. 2015-24
- 540 State-Operated Institutions Inmate Welfare Trust Fund/Department of Corrections (Appropriations and Evers) (FR)68, (CR)158, (CR)193, (CR)227, (CS)229, (BA)251, (CR)252, (BA)300 DM
- 542 Interception of Wire, Oral, or Electronic Communication (Criminal Justice and others) (FR)68, (CS)155, (CR)160, (CR)316, (CR)377, (BA)402, (CR)422 LTS/CBP-HB 7001
- 544 Exemption from the Sales and Use Tax for Certain Machinery and Equipment (Hukill and others) (FR)68, (CO)216, (CR)252, (CR)258 DSC
- 546 Specialty License Plates/Bonefish and Tarpon Trust (Simpson) (FR)68 DSC
- 548 Use of Tobacco Products in Motor Vehicles (Clemens and Gaetz) (FR)68, (CR)191, (CR)316 DSC
- SR
- 550 Malnutrition Awareness Week (Joyner) (FR)393 Adopted
- SB
- 552 Public Records/Homelessness Surveys and Databases (Governmental Oversight and Accountability and Hays) (FR)68, (CR)191, (CR)221, (CS)222, (CR)259, (CR)316, (BA)341, (BA)362 DM
- 554 Limited Liability Companies (Rules and others) (FR)69, (CS)155, (CR)160, (CR)260, (CS/CS)267, (CR)351, (CS/CS/CS)353, (CR)372, (BA)411, (BA)414, (BA)484, (BA)501, (BA)502 LTS/CBP-CS/CS/CS/HB 531
- 556 State Symbols (Montford) (FR)69, (CR)190 DSC
- 558 Public Lodging and Public Food Service Establishments (Stargel) (FR)69, (CR)190, (CR)221, (CR)377, (BA)690, (BA)691, (CR)702 LTS/CBP-CS/HB 401
- 560 Veterans' Tuition Fee Waivers (Sachs) (FR)69 DSC
- 562 Growth Management (Simpson) (FR)69, (CR)192, (CR)226, (CR)351 DCS/CBP-CS/CS/SB 1216
- 564 Trade Secrets (Governmental Oversight and Accountability and others) (FR)69, (CR)317, (CS)318, (RC)348, (CR)373, (CS/CS)374, (CR)425, (BA)609, (CR)633, (BA)675 DCH
- 566 Public Records and Meetings/Trade Secrets (Rules and others) (FR)69, (CR)317, (CS)318, (CR)373, (CS/CS)374, (CR)425, (CS/CS/CS)429, (BA)609, (CR)633, (BA)675 DCH
- 568 Family Trust Companies (Banking and Insurance and Richter) (FR)70, (CR)193, (CS)204, (CR)316, (CR)377, (BA)610, (CR)633, (BA)677 DCH
- 570 Service of Process of Witness Subpoenas (Dean) (FR)70, (CR)191, (CR)192, (CR)226, (CR)316, (BA)341, (BA)361, 517 Ch. 2015-51
- 572 School Support Organizations (Montford) (FR)70, (CR)316, (CR)351, (CR)425 DCS
- 574 Electronic Auction Services (Governmental Oversight and Accountability and Montford) (FR)70, (CR)192, (CS)204, (CR)344, (CR)425, (BA)528, (CR)600, (BA)619, 620 DM
- 576 Land Acquisition Trust Fund/Agency for Persons with Disabilities (Dean) (FR)70, (CR)158, (CR)194, (CR)226, (BA)247, (CR)252, (BA)296, (MO)297, 349 DM
- 578 Land Acquisition Trust Fund/Department of Agriculture and Consumer Services (Dean) (FR)70, (CR)158, (CR)194, (CR)226, (BA)247, (CR)252, (BA)296, (MO)297, 349 DM
- 580 Land Acquisition Trust Fund/Department of State (Dean) (FR)71, (CR)158, (CR)194, (CR)226, (BA)247, (BA)248, (CR)252, (BA)296, (MO)297, 349 DM
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- 584 Implementation of the Water and Land Conservation Constitutional Amendment (Appropriations and Dean) (FR)71, (CR)158, (CR)194, (CR)227, (CS)229, (BA)246, (BA)247, (CR)252, (BA)295, 296, (MO)297, 349 DM
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- 588 Municipal Property Tax Exemption (Altman) (FR)72 DSC
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- 592 Florida Building Code (Community Affairs and Sobel) (FR)72, (CR)253, (CS)255 DSC
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- 596 Craft Distilleries (Commerce and Tourism and others) (FR)72, (CR)192, (CS)204, (CR)317, (CS/CS)318, (CR)377, (BA)419, (CR)422, (BA)461, (BA)572, (BA)**574**, 703 Ch. 2015-52 CBP-CS/CS/SB 186
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1476	Mental Health Treatment Bed Registry (Bean) (FR)137 DSC/CBP-CS/HB 79	1570	Days of Remembrance and Holocaust Remembrance Day (Sobel) (FR)393 Adopted CBP-HR 9013, SR 1634
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1576 Volunteer Month (Richter) (FR)**751** Adopted
1578 Rochelle Tatrai-Ray (Latvala) (FR)**393** Adopted
1580 Jayne Ellspermann (Dean and Hukill) (FR)**394** Adopted CBP-HR 9083
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1582 Public Records/High-pressure Well Stimulation Chemical Disclosure Registry (Richter) (FR)**197**, (CR)**316**, (CR)**372**, (CR)**600**, (BA)**692**, (CR)**702**, (BA)**750** DCS
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1584 The Links, Incorporated (Joyner and Thompson) (FR)**241**, **242** Adopted CBP-HR 9043
1586 Florida Agriculture Day (Montford) (FR)**218** Adopted
1588 Lupus Awareness Month (Margolis) (FR)**394** Adopted CBP-HR 9079
1590 JCC Maccabi Games and ArtsFest (Sobel) (FR)**394** Adopted
1592 Fibroid Awareness Month (Thompson) (MO)**252** WS/CBP-HR 9059
1594 DNI
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1598 Florida Gulf Coast University Day (Richter and Benacquisto) (FR)**242** Adopted CBP-HR 9039
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1602 Delta Sigma Theta Sorority, Inc. (Joyner and Gibson) (FR)**240**, **241** Adopted CBP-HR 9041
1604 DNI
1606 DNI/CBP-HR 9015
1608 Evans Syndrome Awareness (Soto) (FR)**282** Adopted
1610 Springs Protection Awareness Month (Dean) (FR)**244** Adopted CBP-HR 9027
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1614 DNI/CBP-HR 9047
1616 Kiwanis International (Hays) (FR)**395** Adopted
1618 Cerebral Palsy Awareness Month (Garcia) (FR)**395** Adopted CBP-HR 9057
1620 St. Augustine Founder's Day (Bean) (FR)**282** Adopted CBP-HR 9063
1622 Casting for Recovery (Montford) (FR)**395** Adopted
1624 DNI/CBP-HR 9059
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1626 Public Records/Clearinghouse for Compassionate and Palliative Care Plans Information (Brandes) (FR)**344** DSC
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1628 DNI
1630 Citizens' Crime Watch of Miami-Dade County (Flores) (FR)**607** Adopted
1632 DNI
1634 Holocaust Remembrance Day and the Liberation of Auschwitz-Birkenau (Sachs) (FR)**395** Adopted CBP-HR 9013, SR 1570
1636 DNI
1638 Harriette Vyda Simms Moore and Harry T. Moore (Thompson) (FR)**685**, **686** Adopted
1640 Transatlantic Trade and Investment Partnership (Detert) (FR)**460** Adopted
1642 Apopka High School Boys Bowling Team (Gardiner) (FR)**520** Adopted
1644 Apopka High School Blue Darters Football Team (Gardiner) (FR)**520** Adopted
1646 Winter Park High School Wildcats Special Olympics Team (Gardiner) (FR)**520** Adopted
1648 Winter Park High School Wildcats Girls Cross Country Team (Gardiner) (FR)**521** Adopted
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1652 Winter Park High School Wildcats Cheerleading Team (Gardiner) (FR)**521** Adopted
1654 Child Welfare Professionals Recognition Day (Bullard) (FR)**751** Adopted
1656 Taiwan (Bullard) (FR)**460** Adopted CBP-HR 9101
1658 National Association of Women Business Owners Day (Margolis and others) (FR)**521** Adopted
1660 Puerto Rico Federal Affairs Administration Southern Regional Office (Soto) (FR)**521** Adopted
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1662 Roberto Clemente (Soto) (MO)**633** WS
1664 Taxpayer Independence Day (Brandes) (MO)**600** WS/CBP-SR 1668
1666 Roberto Clemente (Soto) (FR)**522** Adopted
1668 Taxpayer Independence Day (Brandes) (FR)**686** Adopted
1670 Seminole Tribe of Florida, Inc./Sales of Tax-exempt Cigarettes (Evers) (FR)**702** DSC
1672 Andy Ford (Joyner) (FR)**752** Adopted
1674 Sergeant at Arms Donald Severance (Latvala) (BA)**750**, **751** Adopted
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2506 Judiciary (Appropriations) (FR)**262**, (BA)**293**, (CR)**316**, (BA)**328** DCS
2508 Education (Appropriations) (FR)**262**, (BA)**293**, (CR)**316**, (BA)**328** DCS
2510 Florida Business Information Portal (Appropriations) (FR)**262**, (BA)**293**, (MO)**297**, (CR)**316**, **349** DM
2512 Medicaid (Appropriations) (FR)**262**, **291**, **292**, (BA)**293**, **294**, (MO)**297**, (CR)**316**, **349** DM
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