Journal of the Senate

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REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: SJR 720

The bill was referred to the Committee on Appropriations under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 62

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 96 with 1 amendment

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Article V Implementation and Judiciary under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 312

The bill was referred to the Appropriations Subcommittee on Criminal Justice under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 426, SB 430

The Committee on Natural Resources recommends the following pass: SB 1050

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 324, SB 710

The bills were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 88 with 1 amendment

The bill was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 330, SB 610

The Committee on Military and Veterans' Affairs, Base Protection, and Spaceports recommends the following pass: SB 594 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 642

The bill was referred to the Committee on Children and Families under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1250, SB 1488 with 1 amendment

The Special Master on Claims recommends the following pass: SB 28 with 1 amendment

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

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 514

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1652

The bill was referred to the Committee on Education under the original reference.

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 598

The bill was referred to the Committee on Finance and Taxation under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 284, SB 1488

The Committee on Comprehensive Planning recommends the following pass: SB 732

The Committee on Criminal Justice recommends the following pass: SB 1026, SB 1028

The Committee on Education recommends the following pass: SB 958 with 1 amendment

The Committee on Transportation recommends the following pass: SB 712

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 290

The bill was referred to the Committee on Health, Aging, and Long-Term Care under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 222

The Committee on Criminal Justice recommends the following pass: SB 488

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 150

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

The Committee on Transportation recommends the following pass: SB 640 with 2 amendments

The bill was referred to the Committee on Military and Veterans' Affairs, Base Protection, and Spaceports under the original reference.

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1036 with 1 amendment

The Committee on Transportation recommends the following pass: SB 308 with 2 amendments

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

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 476

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 258

The Committee on Finance and Taxation recommends the following pass: CS for SB 18, CS for SB 38, CS for SB 42, CS for SB 44, SB 46

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 524 with 1 amendment

The Committee on Natural Resources recommends the following pass: SB 634

The Committee on Transportation recommends the following pass: SB 1046

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Transportation recommends a committee substitute for the following: SB 668

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

The Committee on Education recommends a committee substitute for the following: SB 1646

The Committee on Finance and Taxation recommends a committee substitute for the following: SB 1436

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 300, SB 676

The bills with committee substitutes attached were referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Comprehensive Planning recommends a committee substitute for the following: SB 304

The bill with committee substitute attached was referred to the Committee on Communication and Public Utilities under the original reference.

The Committee on Comprehensive Planning recommends a committee substitute for the following: SB 478

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

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 698

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 280

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 320

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Comprehensive Planning recommends a committee substitute for the following: SB 266

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: SB 472

The Committee on Finance and Taxation recommends a committee substitute for the following: SB 20

The Committee on Military and Veterans' Affairs, Base Protection, and Spaceports recommends a committee substitute for the following: SB 260

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Jones—

SB 1714—A bill to be entitled An act relating to optometry; amending ss. 463.002, 463.005, 463.0055, 463.0057, 463.006, and 463.014, F.S.; providing that the administration and prescription of pharmaceutical agents is not restricted to topical ocular pharmaceutical agents; providing an effective date.

—was referred to the Committee on Health, Aging, and Long-Term Care.

Senate Bills 1716—1718—Withdrawn prior to introduction.

By Senator Webster—

SB 1720—A bill to be entitled An act relating to the Central Florida Regional Transportation Authority; amending s. 343.63, F.S.; revising membership of the governing board of the authority; providing an effective date.

—was referred to the Committees on Transportation; and Comprehensive Planning.

By Senator Bennett—

SB 1722—A bill to be entitled An act relating to phosphate mining; amending s. 378.021, F.S.; authorizing the Department of Environmental Protection to amend the master reclamation plan for nonmandatory reclamation lands; providing additional criteria to be considered when identifying lands mined or disturbed by the severance of phosphate rock; amending s. 378.031, F.S.; revising legislative intent to provide economic incentives for nonmandatory land reclamation to include reclaimed lands that provide benefits to certain surface water bodies; amending s. 378.033, F.S.; providing additional responsibilities for the Nonmandatory Land Reclamation Committee; increasing the size of the committee; amending s. 378.207, F.S.; revising the statewide criteria and standards for reclamation activities on mandatory reclamation lands; providing an effective date.

—was referred to the Committees on Natural Resources; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bennett—

SB 1724—A bill to be entitled An act relating to prompt payment for construction services; amending s. 218.70, F.S.; providing a short title; amending s. 218.72, F.S.; redefining the term "local governmental entity," as used in part VII of ch. 218, F.S., to include community colleges; amending s. 218.735, F.S.; revising provisions relating to timely payment for purchases of construction services; revising deadlines for payment; providing procedures for project closeout and payment of retainage; providing requirements for local government construction retainage; providing that ss. 218.72-218.76, F.S., apply to the payment of any payment request for retainage; creating s. 255.0705, F.S.; providing a short title; amending s. 255.071, F.S.; revising deadlines for the payment of subcontractors, sub-subcontractors, materialmen, and suppliers on construction contracts for public projects; creating ss. 255.072, 255.073, 255.074, 255.075, 255.076, 255.077, 255.078, F.S.; providing definitions; providing for timely payment for purchases of construction services by a public entity; providing procedures for calculating payment due dates; providing procedures for handling improper payment requests; providing for the resolution of disputes; providing for project closeout and payment of retainage; providing for public-construction retainage; providing that ss. 255.072-255.076, F.S., apply to the payment of any payment request for retainage; amending s. 255.05, F.S.; providing requirements for certain notices of nonpayment served by a claimant who is not in privity with the contractor; providing limitations on a claimant's institution of certain actions against a contractor or surety; providing for the tolling of a statute of limitations for bringing suit against a contractor or surety; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Governmental Oversight and Productivity; Judiciary; and Regulated Industries.

By Senators Webster and Fasano—

SB 1726—A bill to be entitled An act relating to human cloning; creating s. 877.27, F.S., the "Human Cloning Prohibition and Responsibility Act of 2003"; providing definitions; providing that it is unlawful to perform or attempt to perform human cloning, to participate or assist in an attempt to perform human cloning, or to ship or receive in commerce for any purpose an embryo produced by human cloning or any product derived from such embryo; providing a penalty; providing civil penalties; providing construction with respect to scientific research; providing for enforcement of the act; providing civil remedies; providing limitations on commencement of actions; amending ss. 95.11 and 775.15, F.S.; providing periods of limitations on actions and prosecutions for violations of the act; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Judiciary; Criminal Justice; Children and Families; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Wise—

SM 1728—A memorial to the Congress of the United States, urging Congress to take all actions necessary to resolve the fate of Captain M. Scott Speicher.

—was referred to the Committee on Rules and Calendar.

By Senator Carlton—

SB 1730—A bill to be entitled An act relating to class size reduction; expressing the legislative intent to enact legislation relating to class size reduction; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; Appropriations; and Rules and Calendar.

By Senator Cowin—

SB 1732—A bill to be entitled An act relating to early voting; amending s. 101.657, F.S.; requiring supervisors of elections to allow electors to vote early; providing requirements for the location and number of early voting facilities; specifying the period and hours of operation; requiring the Department of State to adopt rules; providing a penalty for failure to provide for early voting; creating s. 101.659, F.S.; providing for a voter to cast an in-person absentee ballot as formerly provided under s. 101.657, F.S., to conform; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Governmental Oversight and Productivity.

By Senators Webster and Fasano—

SB 1734—A bill to be entitled An act relating to time limitations for prosecution of sexual battery; amending s. 775.15, F.S.; revising provisions with respect to time limitations for a prosecution of the crime of sexual battery; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Margolis—

SB 1736—A bill to be entitled An act relating to advanced registered nurse practitioners; creating s.464.0125, F.S.; providing for the registration of advanced registered nurse practitioners to prescribe drugs; providing prerequisites to prescribing noncontrolled legend drugs; providing prerequisites to prescribing controlled substances; providing a restriction on such prescribing; providing for limiting, suspending, or revoking an advanced registered nurse practitioner's registration to prescribe under this section; providing for rulemaking; amending s. 893.02, F.S.; redefining the term "practitioner" for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Criminal Justice; Children and Families; Appropriations Subcommittee on Health and Human Services; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Fasano—

SB 1738—A bill to be entitled An act relating to prescriptions for medicinal drugs; prohibiting persons from requiring the use of a federally issued prescriber identification number on a prescription when such use is not otherwise required; providing penalties; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; and Criminal Justice.

By Senator Lynn—

SB 1740—A bill to be entitled An act relating to dependent children; amending s. 39.302, F.S.; clarifying a right of access to records for certain attorneys and providing a right to access for employees and agents of educational institutions; authorizing the Department of Children and Family Services and specified law enforcement agencies to release certain information when a child is under investigation or supervision; providing an exception; providing that persons releasing such information are not subject to civil or criminal penalty for the release; creating s. 39.0136, F.S.; providing standards for background screening of persons seeking approval as relative and nonrelative caregivers of children; enumerating offenses the existence of which will cause disapproval; amending ss. 39.301, 39.401, 39.521, F.S.; clarifying the screening that must occur for purposes of a child protective investigation, for the placement of a child, and for providing information to the court; amending s. 39.811, F.S.; requiring certain screening of prospective adoptive parents; amending s. 63.092, F.S.; conforming a cross-reference; creating s. 435.12, F.S.; specifying that offenses considered as part of background screening are to be considered regardless of the date of commission; creating s. 409.017, F.S.; providing standards for background screening of persons in a household seeking licensure as a foster home; enumerating offenses the existence of which will cause disapproval; providing for rescreening; imposing a duty upon the licensee; amending s. 409.175, F.S.; redefining the term "personnel" and deleting the definition of the term "screening"; creating s. 409.177, F.S.; providing standards for background screening for child-placing and residential child-caring agencies; providing for denial of a license and exclusion from employment; creating s. 409.1759, F.S.; providing for background screening for summer camp personnel; providing an exception; amending s. 435.07, F.S.; modifying the time period within which prior felonies must be considered when granting exemptions from disqualification; creating s. 435.13, F.S.; providing for rescreening; specifying conditions thereon and authorizing exceptions; requiring the retention of certain records; repealing s. 409.1757, F.S., relating to persons not required to be rescreened or refingerprinted; repealing s. 435.045, F.S., relating to requirements for placement of dependent children; providing an effective date.

—was referred to the Committees on Children and Families; Criminal Justice; Judiciary; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Sebesta—

SB 1742—A bill to be entitled An act relating to trust funds; creating the Transportation Revenue Bond Trust Fund within the Department of Transportation; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Transportation; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Webster—

SJR 1744—A joint resolution of apportionment; providing for the apportionment of the House of Representatives.

—was referred to the Committee on Rules and Calendar.

SB 1746—Withdrawn prior to introduction.

By Senator Lawson—

SB 1748—A bill to be entitled An act relating to wetland protection; amending s. 373.4145, F.S.; providing for an extension of time for the scheduled repeal of certain provisions pertaining to the Northwest Florida Water Management District; deleting certain obsolete provisions; providing an effective date.

—was referred to the Committees on Natural Resources; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Lawson—

SB 1750—A bill to be entitled An act relating to state road designations; designating a portion of State Road 63 in Gadsden County as the "Dr. Martin Luther King Memorial Highway"; providing for the erection of signs; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Sebesta—

SB 1752—A bill to be entitled An act relating to the Department of Transportation; creating s. 215.617, F.S.; authorizing the department to issue revenue bonds financed by the repayment of loans from the state-funded infrastructure bank; amending s. 334.30, F.S.; providing for public-private partnership agreements for transportation facilities without prior legislative approval; authorizing the department to adopt rules; providing requirements for projects advanced by a public-private partnership or private entity; authorizing the department to request proposals; requiring notice; providing requirements for ranking proposals; amending s. 338.165, F.S.; authorizing the department to request the Division of Bond Finance to issue bonds secured by toll revenues collected on the Beeline-East Expressway, the Sunshine Skyway Bridge, and the Pinellas Bayway toll facilities to provide funding for transportation projects on the State Highway System in the counties in which the projects are located; amending s. 338.2275, F.S.; increasing the cap on the amount of bonds that may be issued to fund approved turnpike projects; amending s. 338.235, F.S.; authorizing the turnpike enterprise to secure products, business opportunities, and services by competitive solicitation; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Productivity; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Argenziano—

SB 1754—A bill to be entitled An act relating to soil and water conservation; amending s. 189.403, F.S.; revising the definition of the term "special district" to exclude soil and water conservation districts; amending s. 582.06, F.S.; increasing membership of the Soil and Water Conservation Council; specifying qualifications for members; amending ss. 582.10 and 582.30, F.S.; revising provisions relating to the creation and discontinuance of soil and water conservation districts; authorizing the Commissioner of Agriculture to dissolve or discontinue a district; providing an effective date.

—was referred to the Committees on Agriculture; Comprehensive Planning; Natural Resources; and Governmental Oversight and Productivity.

By Senator Saunders—

SB 1756—A bill to be entitled An act relating to economic development; amending s. 288.125, F.S.; expanding applicability of the definition of the term "entertainment industry" and redefining the term; creating s. 288.1254, F.S.; creating a program under which certain persons producing, or providing services for the production of, filmed entertainment are eligible for state financial incentives for activities in or relocated to this state; prescribing powers and duties of the Office of Tourism, Trade, and Economic Development and the Office of Film and Entertainment with respect to the program; defining terms; providing an application procedure and approval process; prescribing limits on reimbursement; requiring documentation for requested reimbursement; providing for policies and procedures; providing penalties for fraudulent claims for reimbursement; providing an appropriation; requiring a report; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Judiciary; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Saunders—

SB 1758—A bill to be entitled An act relating to trust funds; creating the Entertainment Industry Financial Incentive Trust Fund; providing for sources of funds and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Judiciary; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Wise—

SB 1760—A bill to be entitled An act relating to student financial assistance; prohibiting state funds from being used to provide financial assistance to certain postsecondary education students who are citizens of specified countries; requiring the amount of funds used for such purpose in fiscal year 2001-2002 to be allocated annually to the Florida Bright Futures Scholarship Program; providing an effective date.

—was referred to the Committees on Education; Home Defense, Public Security, and Ports; Appropriations Subcommittee on Education; and Appropriations.

By Senator Alexander—

SB 1762—A bill to be entitled An act relating to bridge designations; designating Mamie Langdale Memorial Bridge in Glades County; designating George Crady Bridge in Nassau and Duval Counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Alexander—

SB 1764—A bill to be entitled An act relating to public records; providing an exemption from public-records requirements for the security plans for sources of potable water and potable water treatment facilities owned or operated by or under contract to a regional water supply authority, a county, a special district, or a municipality; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Home Defense, Public Security, and Ports; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Alexander—

SB 1766—A bill to be entitled An act relating to the Florida Workers' Compensation Insurance Guaranty Association, Incorporated; amending s. 631.904, F.S.; revising definitions; amending s. 631.913, F.S.; limiting the corporation's obligation for a covered claim for return of unearned premium; amending s. 631.923, F.S.; authorizing the corporation to recover the amount of certain covered claims; amending s. 631.924, F.S.; including insolvent insurers under provisions for a stay of proceedings; creating s. 631.933, F.S.; providing severability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce, Economic Opportunities, and Consumer Services; and Judiciary.

By Senator Alexander—

SB 1768—A bill to be entitled An act relating to publication information; creating s. 283.551, F.S.; prohibiting government agencies from mailing general unsolicited reports to any person in the state; providing exceptions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Comprehensive Planning.

By Senator Clary—

SB 1770—A bill to be entitled An act relating to an exemption from public records and public meetings requirements for certain information held by the Florida Institute of Human and Machine Cognition; creating an exemption from public records requirements for specified materials, actual and potential trade secrets, potentially patentable material, proprietary information, information identifying donors to the institute, audit information, attorney-client communications, bids and contractual data, credit agreements, information relating to private contractual data, and information relating to corporate officers and employee personnel held by the institute; providing for specified access to certain information by governmental entities; creating an exemption from public meetings requirements for specified meetings of the governing board of the not-for-profit corporation organized to govern and operate the institute and subsidiaries of the not-for-profit corporation; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; Judiciary; Appropriations Subcommittee on Education; Appropriations; and Rules and Calendar.

By the Committee on Education—

SB 1772—A bill to be entitled An act relating to education; amending s. 20.055, F.S.; eliminating a reference to the Board of Regents; amending s. 24.121, F.S.; correcting a cross-reference; amending s. 212.055, F.S.; eliminating references to the Florida Frugal Schools Program; amending s. 216.136, F.S.; eliminating reference to an obsolete board; providing that the executive director of the Commission for Independent Education is a member of the Workforce Estimating Conference; amending s. 316.615, F.S.; revising provisions relating to rulemaking with

respect to school bus operation; amending s. 402.305, F.S.; revising provisions relating to rules with respect to child care facilities; amending s. 409.1451, F.S.; correcting a cross-reference; amending s. 445.0123, F.S.; eliminating a reference to State Board of Independent Colleges and Universities; prescribing duties of the Commission for Independent Education with respect to determining eligibility for certain students; amending s. 455.2125, F.S.; eliminating a reference to the State Board of Independent Colleges and Universities and the State Board of Nonpublic Career Education; requiring certain entities to consult with the Commission for Independent Education; amending s. 456.028, F.S.; eliminating a reference to the State Board of Independent Colleges and Universities and the State Board of Nonpublic Career Education; requiring certain entities to consult with the Commission for Independent Education; amending s. 467.009, F.S.; transferring certain duties from the authority of the State Board of Nonpublic Career Education to the Commission for Independent Education; amending s. 488.01, F.S.; transferring certain duties from the State Board of Nonpublic Career Education to the Commission for Independent Education; amending s. 489.125, F.S.; eliminating a reference to the Commissioner of Education; providing rulemaking authority of the State Board of Education; amending s. 817.566, F.S.; correcting a cross-reference; transferring certain duties from the State Board of Independent Colleges and Universities to the Commission for Independent Education; amending s. 817.567, F.S.; correcting a cross-reference; transferring certain duties from the State Board of Independent Colleges and Universities to the Commission for Independent Education; amending s. 943.22, F.S.; replacing a reference to the Accrediting Commission for Independent Colleges to one for the Accrediting Council for Independent Colleges and Schools; amending s. 1000.04, F.S.; correcting terminology; amending s. 1001.26, F.S.; correcting a cross-reference; amending s. 1001.372, F.S.; correcting an internal reference; amending s. 1001.42, F.S.; correcting a cross-reference; amending s. 1001.50, F.S.; eliminating age as a criterion of compensation for district school superintendents; amending s. 1001.74, F.S.; correcting a cross-reference; amending s. 1002.01, F.S.; correcting a cross-reference; amending s. 1002.32, F.S.; redesignating a developmental research school as a "lab" school; deleting a cross-reference; amending s. 1002.33, F.S.; requiring compliance with s. 1012.45, F.S., for transportation of charter school students; amending s. 1002.42, F.S.; correcting a cross-reference; amending s. 1002.43, F.S.; correcting a cross-reference; amending s. 1004.24, F.S.; eliminating an obsolete reference to postaudits of financial accounts; providing for financial audit pursuant to s. 11.45, F.S.; amending s. 1004.26, F.S.; revising provisions relating to university oversight of student government; amending s. 1004.445, F.S.; eliminating an obsolete reference to postaudit of financial accounts; requiring a financial audit pursuant to s. 11.45, F.S.; amending s. 1005.04, F.S.; correcting an error in punctuation; amending s. 1006.14, F.S.; correcting an error in punctuation; amending s. 1006.21, F.S.; deleting references to "regulations" and conforming references to State Board of Education; amending s. 1007.21, F.S.; deleting references to guardians; amending s. 1008.37, F.S.; correcting a date; amending s. 1009.29, F.S.; correcting reference to State Board of Education; correcting reference to the number of state universities; amending s. 1009.539, F.S.; redesignating the Florida Merit Scholars award as the Florida Medallion Scholars award; transferring certain duties of the Articulation Coordinating Committee to the State Board of Education; correcting a cross-reference; amending s. 1010.75, F.S.; providing that fees be remitted for disbursement from the Teacher Certification Examination Trust Fund; amending s. 1011.60, F.S.; deleting a cross-reference; amending s. 1011.62, F.S.; redesignating the Accrediting Commission of the Association of Independent Colleges and Schools as the Accrediting Council for Independent Colleges and Schools; amending s. 1012.21, F.S.; correcting a reference to the Department of Education; amending s. 1012.585, F.S.; correcting the name of a trust fund; correcting a cross-reference; amending s. 1012.62, F.S.; correcting a cross-reference; amending s. 1012.74, F.S.; correcting cross-references; amending s. 1012.79, F.S.; correcting a cross-reference; amending s. 1012.795, F.S.; designating the appointed representative of a district school superintendent to receive certain records concerning certain offenses; amending s. 1012.796, F.S.; correcting cross-references; amending s. 1012.98, F.S.; requiring consultation with state university faculty; amending 1013.73, F.S.; correcting a cross-reference; amending s. 1013.74, F.S.; eliminating an obsolete cross-reference; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Campbell—

SB 1774—A bill to be entitled An act relating to the tax on gross receipts for utility and communications services; amending s. 203.01, F.S.; providing for a tax on the delivery of electricity to a final consumer, based on an index price; providing for an annual calculation of the index price; providing a credit for similar taxes paid to another jurisdiction; providing for a tax on the transportation of natural gas or manufactured gas to a final consumer, based on an index price; providing for an annual calculation of the index price; providing a credit for similar taxes paid to another jurisdiction; providing for a tax on the cost price of electricity, natural gas, or manufactured gas to be paid by any person who causes these products to be imported into the state for that person's own use; revising obsolete provisions; providing that the term "gross receipts" does not include the sale of manufactured gas to a public or private utility for resale or for use as a fuel in the generation of electricity; providing an amnesty for unpaid gross receipts tax, penalties, and interest on unpaid gross receipts tax otherwise due for selling natural gas in this state; providing conditions for the amnesty; providing limitations for the amnesty; authorizing the executive director of the Department of Revenue to adopt emergency rules to implement the amnesty; providing effective dates.

—was referred to the Committees on Finance and Taxation; Communication and Public Utilities; and Appropriations.

By the Committee on Finance and Taxation; and Senator Lynn—

SB 1776—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; redefining the terms "lease," "let," "rental," "sales price," and "tangible personal property" and defining the terms "agent," "seller," "certified service provider," "direct mail," and "prewritten computer software" for purposes of sales and use taxes; providing applicability; amending s. 212.05, F.S.; deleting provisions relating to the rental or lease of motor vehicles; providing for determination of the location of the sale or recharge of prepaid calling arrangements; amending s. 212.054, F.S.; providing the time for applying changes in local option tax rates; providing guidelines for determining the situs of certain transactions; providing for notice of a change in a local option sales tax rate; providing for applicability of s. 202.22(2), F.S., relating to determination of local tax situs, for the purpose of providing and maintaining a database of sales and use tax rates for local jurisdictions; amending s. 212.06, F.S.; defining terms; providing general rules for determining the location of transactions involving the retail sale of tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; requiring certain business purchasers to obtain multiple points of use exemption forms; providing for use of such forms; requiring certain purchasers of direct mail to obtain a direct mail form; providing for the use of such form; amending s. 212.08, F.S., relating to exemptions from the sales and use tax; defining and redefining terms used with respect to the exemption for general groceries; defining and redefining terms used with respect to the exemption for medical products and supplies; revising that exemption; amending s. 212.095, F.S.; revising provisions relating to refunds; amending s. 212.17, F.S.; prescribing additional guidelines and procedures with respect to dealer credits for taxes paid on worthless accounts; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes; amending s. 213.21, F.S.; providing for amnesty to certain sellers for uncollected or unpaid sales and use taxes; amending s. 213.256, F.S., relating to simplified sales and use tax administration; defining terms; providing that authority to administer the Streamlined Sales and Use Tax Agreement rests with a governing board comprised of representatives of member states; providing for continuing effect of the agreement; providing for annual recertification by member states; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; amending s. 212.055, F.S.; conforming a cross-reference; repealing s. 212.0596(6), F.S., relating to the exemption from collecting and remit-

ting any local option surtax for certain dealers who make mail order sales; declaring legislative intent; providing an effective date.

—was referred to the Committees on Finance and Taxation; Comprehensive Planning; Commerce, Economic Opportunities, and Consumer Services; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dockery—

SB 1778—A bill to be entitled An act relating to community development districts; amending s. 190.005, F.S.; increasing the size of community development districts established by county commissions; amending s. 190.011, F.S.; authorizing the district to enforce deed restrictions and architectural review for residential properties within its boundaries; amending s. 190.048, F.S.; revising and clarifying requirements relating to disclosure to purchasers of real estate within a district; providing an effective date.

—was referred to the Committees on Comprehensive Planning; and Natural Resources.

By Senator Constantine—

SB 1780—A bill to be entitled An act relating to government productivity; expressing the legislative intent to enact the Good Government Productivity and Efficiency Act of 2003; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Saunders—

SB 1782—A bill to be entitled An act relating to guardianship; amending s. 744.108, F.S.; providing for payment of attorney's fees and costs incurred on behalf of an indigent ward; amending s. 744.1085, F.S.; requiring all guardians to post a bond; revising training requirements for guardians; requiring a professional guardian to file a statement with the court attesting completion of education requirements and compliance with other requirements; amending s. 744.331, F.S.; requiring that the court appoint an examining committee for an alleged incapacitated person without influence by other interested parties; requiring that such person be examined in his or her residential setting if possible; authorizing the court to order that an appropriate less-restrictive alternative be implemented for a person who is declared to be incapacitated; revising requirements for the award of fees; amending s. 744.344, F.S.; clarifying provisions requiring the least restrictive form of guardianship for an incapacitated person; amending s. 744.365, F.S.; requiring the presence of a witness during the inventory of a ward's personal property; amending s. 744.3678, F.S.; requiring that the guardian obtain a receipt and cancelled check for all expenditures and disbursements made on behalf of the ward; deleting a fee required for certain estates when filing the annual financial return; amending s. 518.11, F.S.; specifying that a fiduciary acting as the guardian of an incapacitated ward has a duty to procure certain benefits; authorizing the guardian to take certain actions to procure such benefits; providing an effective date.

—was referred to the Committees on Judiciary; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Criminal Justice; and Appropriations.

By Senator Fasano—

SB 1784—A bill to be entitled An act relating to public records; exempting certain health care records of the Department of Health which relate to health care practitioners or pharmacists, law enforcement officers, or the Department of Health; providing guidelines for the use of such information and penalties for violations; providing a finding of public necessity; providing a contingent effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Children and Families; Criminal Justice; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Hill—

SB 1786—A bill to be entitled An act relating to prevention and control of communicable diseases; amending s. 381.003, F.S.; requiring the Department of Health to adopt certain standards applicable to all public-sector employers; requiring the compilation and maintenance of certain information by the department for use by employers; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Governmental Oversight and Productivity; Comprehensive Planning; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Hill—

SB 1788—A bill to be entitled An act relating to student athletes; creating s. 877.135, F.S.; prohibiting the giving or offering of inducements to certain student athletes for the purpose of encouraging such athlete to attend or not attend certain academic institutions, to become a professional athlete, or to endorse products or commercial establishments; providing exceptions; providing penalties; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; and Judiciary.

By Senator Hill—

SB 1790—A bill to be entitled An act relating to credit reports; requiring consumer reporting agencies to provide a copy of a consumer report to a person in his or her birth month under certain circumstances; requiring report explanations; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Governmental Oversight and Productivity; Banking and Insurance; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Hill—

SB 1792—A bill to be entitled An act relating to the Department of Children and Family Services; expressing the legislative intent to transfer the Division of Mental Health within the department to the Department of Health; providing an effective date.

—was referred to the Committees on Children and Families; Health, Aging, and Long-Term Care; Governmental Oversight and Productivity; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules and Calendar.

By Senator Hill—

SB 1794—A bill to be entitled An act relating to military service family relief; providing an act name; authorizing corporations to claim a credit against certain taxes for salaries paid to military reservists on active duty; providing a limitation; providing requirements; amending s. 115.14, F.S.; requiring certain employing authorities to supplement

the military pay of certain personnel under certain circumstances; providing for retroactive operation; providing an effective date.

—was referred to the Committees on Military and Veterans' Affairs, Base Protection, and Spaceports; Commerce, Economic Opportunities, and Consumer Services; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Campbell—

SB 1796—A bill to be entitled An act relating to health insurance; amending ss. 626.9541, 641.3903, and 641.441, F.S.; specifying mandatory arbitration as an unfair method of competition and unfair or deceptive act or practice for certain insurers, managed care providers, prepaid limited health service organizations, or prepaid health clinics; amending s. 627.4091, F.S.; including certain additional contracts and plans under a requirement to provide specific reasons for denial of an application for insurance; creating s. 627.4303, F.S.; requiring policies, contracts, and plans providing benefits for prescription drug coverage to cover all federally approved drugs without a waiting period; requiring prescription drug formularies to be limited to three tiers of coverage; creating s. 627.6042, F.S.; requiring policies of insurers offering coverage of dependent children to maintain such coverage until the child reaches age 25, under certain circumstances; providing application; amending s. 627.6415, F.S.; deleting an age limitation on application of certain dependent coverage requirements; amending s. 627.6475, F.S.; revising risk-assuming carrier election requirements and procedures; revising certain criteria and limitations under the individual health reinsurance program; amending s. 627.6617, F.S.; increasing a minimum reimbursement limitation amount for home health care services; amending s. 627.662, F.S.; revising a list of provisions applicable to group, blanket, or franchise health insurance to include use of specific methodology for payment of claims provisions; amending s. 627.667, F.S.; deleting a limitation on application of certain extension of benefits provisions; amending s. 627.6692, F.S.; increasing a time period for payment of premium to continue coverage under a group health plan; amending s. 627.6699, F.S.; revising certain definitions; revising certain coverage enrollment eligibility criteria for small employers; deleting a premium rate restriction on charging for certain rate adjustments; revising small employer carrier election requirements and procedures; revising certain criteria and limitations under the small employer health reinsurance program; amending ss. 627.911 and 627.9175, F.S.; applying certain information reporting requirements to health maintenance organizations; revising health insurance information requirements and criteria; deleting an annual report requirement; amending s. 627.9403, F.S.; deleting an exemption for limited benefit policies from a long-term care insurance restriction relating to nursing home care; amending ss. 636.016 and 641.31, F.S.; requiring prepaid limited health service organizations and health maintenance organizations offering coverage of dependent children to maintain such coverage until the child reaches age 25, under certain circumstances; providing application; providing requirements for contract termination and denial of a claim related to limiting age attainment; amending s. 641.3101, F.S.; providing a compliance requirement for health maintenance contracts using a specific payment of claims methodology; creating s. 641.31075, F.S.; imposing compliance requirements upon health maintenance organization replacements of other group or individual health coverage with organization coverage; amending s. 641.3111, F.S.; deleting a limitation on certain extension of benefits provisions upon group health maintenance contract termination; imposing additional extension of benefits requirements upon such termination; amending ss. 627.651, 641.2018, 641.3107, and 641.513, F.S.; correcting cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health, Aging, and Long-Term Care; Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Smith—

SB 1798—A bill to be entitled An act relating to postsecondary education; amending s. 1001.74, F.S.; providing that a university board of trustees shall establish the fees for the university, including instate undergraduate matriculation, instate graduate and professional tuition, and out-of-state undergraduate, graduate, and professional matriculation; requiring a plan for setting fees, which allows base tuition or matriculation to be reset initially and increased annually, subject to specified guidelines; requiring the plan to specify the percentage of the increase which is to be spent on increased need-based financial aid; providing for block tuition; providing for the university to retain the proceeds and providing for deposit; allowing each board of trustees to waive tuition, matriculation, and certain fees; requiring a report of waivers; amending s. 1009.24, F.S., relating to state university student fees; amending the formula for calculating the maximum amounts of certain fees; assigning certain duties to the Board of Governors, rather than the State Board of Education or the Department of Education; providing that the State Board of Education is responsible for certain policies, as well as rules and timetables; deleting the authorization of boards of trustees to establish specified fees at specified maximum amounts; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; Appropriations; and Rules and Calendar.

By Senator Smith—

SB 1800—A bill to be entitled An act relating to public contracts; creating s. 287.0576, F.S.; specifying certain unlawful activities in certain public project bid solicitations; providing a penalty; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Criminal Justice.

By Senator Wasserman Schultz—

SB 1802—A bill to be entitled An act relating to the title insurer and title insurance agency administrative surcharge; amending s. 624.501, F.S.; deleting the surcharge; providing an effective date.

—was referred to the Committees on Banking and Insurance; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Finance and Taxation; and Senator Saunders—

CS for SB 20—A bill to be entitled An act relating to Lee County; providing for the relief of Jacob P. Darna, for injuries sustained as a result of the negligence of the Lee County School Board; providing an effective date.

By the Committee on Military and Veterans' Affairs, Base Protection, and Spaceports; and Senator Fasano—

CS for SB 260—A bill to be entitled An act relating to condominiums; amending s. 718.113, F.S.; allowing unit owners to fly armed services flags on designated days and patriotic holidays; providing an effective date.

By the Committee on Comprehensive Planning; and Senator Pruitt—

CS for SB 266—A bill to be entitled An act relating to water control districts; amending s. 298.54, F.S.; providing for apportionment of maintenance taxes on the basis of subsequent improvements; providing for apportioning such taxes equally to equally benefitted acres; creating s. 298.675, F.S.; limiting liability of water control districts for injuries resulting from third-party use of district lands, rights-of-way, works, or easements for specified activities, facilities, and purposes; providing an effective date.

By the Committee on Banking and Insurance—

CS for SB 280—A bill to be entitled An act relating to public records and meetings; reenacting and amending s. 627.311, F.S., relating to exemptions from public-records requirements and public-meetings requirements for the Florida Automobile Joint Underwriting Association; designating the Florida Automobile Joint Underwriting Association as the joint underwriting plan for apportioning automobile liability among insurers; providing for a board of governors; removing the public-records exemption for matters encompassed in privileged attorney-client communications; clarifying provisions requiring the confidentiality of certain claims files and records of closed meetings; removing the repeal of s. 627.311(3)(l), F.S., scheduled under the Open Government Sunset Review Act of 1995; amending ss. 440.51 and 631.912, F.S., relating to the administration of ch. 440, F.S., and the board of directors of the Florida Workers' Compensation Insurance Guaranty Association, Incorporated; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senators Smith and Lynn—

CS for SB 300—A bill to be entitled An act relating to motor vehicles; amending s. 316.251, F.S.; providing a definition; applying bumper height restrictions to vehicles weighing up to 10,000 pounds; amending s. 322.54, F.S.; providing an exception to driver's license requirements or operators of certain trucks and tractor trailers; providing an effective date.

By the Committee on Comprehensive Planning; and Senator Argenziano—

CS for SB 304—A bill to be entitled An act relating to public records exemptions; amending s. 119.07, F.S.; providing an exemption from public-records requirements for specified personal identifying information relating to a utility customer held by a utility owned or operated by an agency; providing for retroactive application of the exemption; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Aronberg—

CS for SB 320—A bill to be entitled An act relating to the Florida Medicaid program; amending s. 409.9066, F.S.; requiring the Agency for Health Care Administration to publish on a website the average wholesale prices of drugs provided through the program; requiring the agency to publish additional information to assist consumers; requiring a report on methods of pricing pharmaceutical products purchased by the program; providing an effective date.

By the Committee on Banking and Insurance; and Senators Smith, Pruitt, Geller and Diaz de la Portilla—

CS for SB 472—A bill to be entitled An act relating to mining activities; amending s. 552.30, F.S.; redefining the term "construction materials mining activities"; creating ss. 552.32-552.44, F.S.; providing a short title; providing legislative findings and public purpose; providing that the Division of Administrative Hearings has exclusive jurisdiction over certain claims for damages relating to the use of explosives in connection with construction materials mining activities; providing for filing fees except in cases of indigence; designating a trust fund for deposit of filing fees; requiring a person who uses explosives in connection with such activities to post security in a specified amount for a specified period; providing for rulemaking by the State Fire Marshal; providing for an administrative remedy; providing procedures for mediation and for formal hearings; allowing recovery of certain costs and attorney's fees, with exceptions; providing for appeals; providing applicability; providing an effective date.

By the Committee on Comprehensive Planning; and Senators Posey and Argenziano—

CS for SB 478—A bill to be entitled An act relating to actions against law enforcement officers; providing a short title; amending s. 111.065, F.S.; redefining the term "law enforcement officer" for purposes of the payment of costs and attorney's fees in certain actions commenced against a law enforcement officer; revising circumstances under which the employing agency of a law enforcement officer has the option of paying legal costs and attorney's fees in an action arising out of the officer's official duties; requiring that an officer's employing agency pay legal costs and attorney's fees under certain circumstances involving an emergency, imminent death or bodily harm, or the pursuit or apprehension of an offender; providing for jurisdiction relating to legal costs and attorney's fees; providing certain limitations of the amount awarded; providing an effective date.

By the Committee on Transportation; and Senator Pruitt—

CS for SB 668—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Sailfish license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 676—A bill to be entitled An act relating to transportation; amending s. 316.2952, F.S.; deleting a reference to an obsolete federal safety standard; amending ss. 322.212 and 338.2216, F.S.; correcting references; amending s. 338.165, F.S.; authorizing the refinancing of certain transportation facilities; providing an effective date.

By the Committee on Health, Aging, and Long-Term Care; and Senator Saunders—

CS for SB 698—A bill to be entitled An act relating to certified geriatric specialty nursing; providing a short title; requiring the Agency for Workforce Innovation to establish a pilot program for delivery of certified geriatric specialty nursing education; specifying eligibility requirements for certified nursing assistants to obtain certified geriatric specialty nursing education; specifying requirements for the education of certified nursing assistants to prepare for certification as a certified geriatric specialist; creating a Certified Geriatric Specialty Nursing Initiative Steering Committee; providing for the composition of and manner of appointment to the Certified Geriatric Specialty Nursing Initiative Steering Committee; providing responsibilities of the steering committee; providing for reimbursement for per diem and travel expenses; requiring the Agency for Workforce Innovation to conduct or contract for an evaluation of the pilot program for delivery of certified geriatric specialty nursing education; requiring the evaluation to include recommendations regarding the expansion of the delivery of certified geriatric specialty nursing education in nursing homes; requiring the Agency for Workforce Innovation to report to the Governor and Legislature regarding the status and evaluation of the pilot program; creating s. 464.0125, F.S.; providing definitions; providing requirements for persons to become certified geriatric specialists; specifying fees; providing practice standards and grounds for which certified geriatric specialists may be subject to discipline by the Board of Nursing; creating restrictions on the use of professional nursing titles; prohibiting the use of certain professional titles; providing penalties; authorizing approved nursing programs to provide education for the preparation of certified geriatric specialists without further board approval; authorizing certified geriatric specialists to supervise the activities of others in nursing home facilities according to rules by the Board of Nursing; revising terminology relating to nursing to conform to the certification of geriatric specialists; amending s. 381.00315, F.S.; revising requirements for the reactivation of the licenses of specified health care practitioners in the event of public health emergency to include certified geriatric specialists; amending s. 400.021, F.S.; including services provided by a certified geriatric specialist within the definition of nursing service; amending s. 400.211, F.S.; revising requirements for persons employed as nursing assistants to conform to the certification of certified geriatric specialists; amending s.

400.23, F.S.; specifying that certified geriatric specialists shall be considered licensed nursing staff; authorizing licensed practical nurses to supervise the activities of certified geriatric specialists in nursing home facilities according to rules adopted by the Board of Nursing; amending s. 409.908, F.S.; revising the methodology for reimbursement of Medicaid program providers to include services of certified geriatric specialists; amending s. 458.303, F.S.; revising exceptions to the practice of medicine to include services delegated to a certified geriatric specialist under specified circumstances; amending s. 1009.65, F.S.; revising eligibility for the Medical Education Reimbursement and Loan Repayment Program to include certified geriatric specialists; amending s. 1009.66, F.S.; revising eligibility requirements for the Nursing Student Loan Forgiveness Program to include certified geriatric specialists; providing an appropriation; providing an effective date.

By the Committee on Finance and Taxation; and Senator Carlton—

CS for SB 1436—A bill to be entitled An act relating to implementation of Amendment 9 to the State Constitution (November 2002 election); providing a short title; creating s. 1011.685, F.S.; establishing the Classrooms for Kids operating categorical; providing for the use of the funds by school districts; creating s. 1013.735, F.S.; establishing the Classrooms for Kids Program; providing for the allocation of funds; providing requirements for district participation in the program; providing for the use of the funds; providing for pledges and bond validation of the funds; providing for cash payment in the use of the funds; creating the Class Size Reduction Small County Assistance Program; providing for the program to provide funds to certain counties to assist in implementing class size reduction; requiring the Department of Education to administer the program; providing an appropriation; providing an appropriation to the School Infrastructure Thrift Program; creating s. 1013.736, F.S.; establishing the District Equity Recognition Program; providing an appropriation; providing for allocation of the appropriation on a 5-year basis; providing for eligibility for school district participation; establishing a district equity ratio for purposes of calculating the allocation for the program; providing for the use of the funds; creating s. 1013.737, F.S.; establishing the Class Size Reduction Lottery Revenue Bond Program; authorizing the issuance of revenue bonds to finance or refinance the construction, acquisition, reconstruction, or renovation of educational facilities; specifying that the bonds are payable from first proceeds of lottery revenues transferred to the Educational Enhancement Trust Fund; establishing a covenant with bondholders to not materially and adversely affect their rights; providing for issuance of the bonds by the Division of Bond Finance on behalf of the Department of Education; limiting the total amount of such bonds issued; providing for deposit of bond proceeds in the Lottery Capital Outlay and Debt Service Trust Fund; providing for the filing of complaints for validation; providing for timely encumbrances of authorized projects; amending s. 203.01, F.S.; increasing the tax rate on the tax on gross receipts of communications services; amending s. 202.12, F.S.; reducing the tax rate on the tax on the sales of communications services; amending s. 202.18, F.S.; revising the distributions of the tax on the sales of communications services; amending s. 212.20, F.S.; revising the distributions of sales tax revenue to local governments; amending s. 215.61, F.S.; revising the determination of the amount of bonds serviced by proceeds of the gross receipts tax levied and collected pursuant to ch. 203, F.S.; amending s. 24.121, F.S.; removing limitations on lottery revenues that may be pledged to the payment of debt service; amending s. 1002.37, F.S.; revising reporting requirements for the board of trustees of the Florida Virtual School; providing for funding the Florida Virtual School within the Florida Education Finance Program; providing for the determination of a credit; eliminating obsolete provisions; amending s. 1011.24, F.S.; designating the Florida Virtual School as a special school district; amending s. 1011.61, F.S.; redefining the term "full-time equivalent student" to include a Florida Virtual School student; providing for membership to exceed certain maximum days of instruction; providing for severability; providing an effective date.

By the Committee on Education; and Senator Constantine—

CS for SB 1646—A bill to be entitled An act relating to implementation of Amendment 9 to the Florida Constitution (November 2002 election); providing a short title; amending s. 121.091, F.S.; authorizing instructional personnel who receive authorization to extend participation in the Deferred Retirement Option Program; amending s. 1001.42, F.S.; clarifying provisions concerning a school-within-a-school; amending ss. 1003.01 and 1003.02, F.S.; defining the terms "core-curricular courses" and "extracurricular courses"; requiring school districts to notify parents of acceleration mechanisms; eliminating a cross-reference to conform to changes made by the act; amending s. 1003.03, F.S.; establishing constitutional class size caps; providing for the determination of averages; providing for the department to calculate averages based upon student membership surveys; providing implementation options for school districts; providing accountability for the class size reduction measures; providing that a district school board that fails to comply with maximum class size requirements is subject to suspension by the Governor; amending s. 1003.43, F.S.; removing the requirement that a life management course be offered during the 9th and 10th grade years; amending s. 1003.436, F.S.; reducing the number of hours required for one full credit; amending s. 1011.62, F.S.; removing a date limitation to provide for categorical flexibility; amending s. 1011.69, F.S.; deleting obsolete provisions; providing that Classrooms for Kids operating categorial funds are not subject to provisions requiring equity in school funding; amending s. 1012.56, F.S.; amending the time period for an authorized statement of status of eligibility for educator certification requirements; amending requirements for mastery of general knowledge for a teaching certificate; revising requirements for mastery of subject area knowledge; revising requirements for mastery of professional competence; amending s. 1012.57, F.S.; requiring district school boards to adopt rules to allow for the issuance of adjunct educator certificates; amending s. 1013.03, F.S.; requiring the department to review rules relating to school construction and make recommendations to the State Board of Education; amending s. 1013.31, F.S.; requiring school districts to periodically update the inventory of educational facilities; creating s. 1013.368, F.S.; requiring all new schools constructed by a specified date to meet certain limits on the cost per student station; requiring the Department of Management Services to request a determination from the United States Internal Revenue Service; providing that the changes effected by this act to the Deferred Retirement Option Program are contingent upon such determination or other favorable opinion; creating the Florida Business and Education in School Together (Florida BEST) Program; requiring school districts to seek business partners for Florida BEST schools; requiring each school district to create a Florida BEST school evaluation committee; defining a "Florida Business and Education in School Together (Florida BEST) school"; providing for priority in admission of students; providing parental responsibility; providing for contracts to operate Florida BEST schools; providing school district and business responsibilities for Florida BEST schools; providing exemptions from local government ordinances or regulations relating to square footage or floor area; repealing ss. 1002.33(13), 1012.41, 1013.21, and 1013.43, F.S., relating to number of charter schools, directors of career and technical education, relocatable facilities, and the small school requirement; providing for severability; providing effective dates.

CO-SPONSORS

Senators Argenziano—SB 482, SB 590, SB 640, SB 736, SB 1106; Atwater—SB 308, SB 1188; Bennett—SR 576, SB 1118, SB 1218, SB 1222, SB 1230, SB 1232; Bullard—SB 1626, SB 1660; Clary—SB 1652; Cowin—SB 440, SB 1652; Crist—SR 576; Dawson—SB 1626; Diaz de la Portilla—SB 428; Dockery—SB 428, SR 576; Fasano—SB 428, SB 482, SR 576, SB 1530, SB 1626; Geller—SB 428; Jones—SB 1118; Klein—SM 1170; Lawson—SB 1406; Lee—SB 428, SR 576; Lynn—SB 308, SB 312, SB 428, SB 1044; Miller—SB 1422, SB 1626; Peaden—SB 1214; Posey—SB 1626; Saunders—SM 1560; Sebesta—SR 576; Siplin—SB 428, SB 624; Smith—SCR 1166, SB 1660

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March 11, 2003

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