

LEGISLATIVE ACTION

Senate
Floor: 1/AD/2R
03/10/2020 10:47 AM

Floor: C 03/12/2020 12:59 PM

House

Senator Baxley moved the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause

and insert:

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Section 1. Chapters 2003-287 and 2006-43, Laws of Florida, are repealed.

Section 2. Subsection (4) of section 215.5586, Florida Statutes, is amended to read:

9 215.5586 My Safe Florida Home Program.-There is established
10 within the Department of Financial Services the My Safe Florida
11 Home Program. The department shall provide fiscal

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12 accountability, contract management, and strategic leadership 13 for the program, consistent with this section. This section does 14 not create an entitlement for property owners or obligate the 15 state in any way to fund the inspection or retrofitting of 16 residential property in this state. Implementation of this 17 program is subject to annual legislative appropriations. It is the intent of the Legislature that the My Safe Florida Home 18 19 Program provide trained and certified inspectors to perform 20 inspections for owners of site-built, single-family, residential 21 properties and grants to eligible applicants as funding allows. 2.2 The program shall develop and implement a comprehensive and 23 coordinated approach for hurricane damage mitigation that may 24 include the following:

(4) ADVISORY COUNCIL. There is created an advisory council to provide advice and assistance to the department regarding administration of the program. The advisory council shall consist of:

(a) A representative of lending institutions, selected by the Financial Services Commission from a list of at least three persons recommended by the Florida Bankers Association.

32 (b) A representative of residential property insurers, 33 selected by the Financial Services Commission from a list of at 34 least three persons recommended by the Florida Insurance 35 Council.

36 (c) A representative of home builders, selected by the
37 Financial Services Commission from a list of at least three
38 persons recommended by the Florida Home Builders Association.
39 (d) A faculty member of a state university, selected by the

40 Financial Services Commission, who is an expert in hurricane-

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41	resistant construction methodologies and materials.
42	(e) Two members of the House of Representatives, selected
43	by the Speaker of the House of Representatives.
44	(f) Two members of the Senate, selected by the President of
45	the Senate.
46	(g) The Chief Executive Officer of the Federal Alliance for
47	Safe Homes, Inc., or his or her designee.
48	(h) The senior officer of the Florida Hurricane Catastrophe
49	Fund.
50	(i) The executive director of Citizens Property Insurance
51	Corporation.
52	(j) The director of the Florida Division of Emergency
53	Management.
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55	Members appointed under paragraphs (a)-(d) shall serve at the
56	pleasure of the Financial Services Commission. Members appointed
57	under paragraphs (c) and (f) shall serve at the pleasure of the
58	appointing officer. All other members shall serve as voting ex
59	officio members. Members of the advisory council shall serve
60	without compensation but may receive reimbursement as provided
61	in s. 112.061 for per diem and travel expenses incurred in the
62	performance of their official duties.
63	Section 3. Subsection (1) of section 267.0731, Florida
64	Statutes, is amended to read:
65	267.0731 Great Floridians Program.—The division shall
66	establish and administer a program, to be entitled the Great
67	Floridians Program, which shall be designed to recognize and
68	record the achievements of Floridians, living and deceased, who
69	have made major contributions to the progress and welfare of



70 this state.

71 (1) (a) The division shall nominate present or former 72 citizens of this state, living or deceased, who during their 73 lives have made major contributions to the progress of the nation or this state and its citizens. Nominations shall be 74 75 submitted to the Secretary of State who shall select from those 76 nominated not less than two persons each year who shall be 77 honored with the designation "Great Floridian," provided no 78 person whose contributions have been through elected or 79 appointed public service shall be selected while holding any 80 such office.

(b) (a) To enhance public participation and involvement in the identification of any person worthy of being nominated as a Great Floridian, the division shall seek advice and assistance from persons qualified through the demonstration of special interest, experience, or education in the dissemination of knowledge about the state's history.

(b) Annually, the division shall convene an ad hoc committee composed of representatives of the Governor, each member of the Florida Cabinet, the President of the Senate, the Speaker of the House of Representatives, and the Secretary of State. This committee shall meet at least twice. The committee shall nominate not fewer than two persons whose names shall be submitted to the Secretary of State with the recommendation that they be honored with the designation "Great Floridian."

95 Section 4. Subsection (3) of section 373.4597, Florida 96 Statutes, is amended to read:

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373.4597 The Geneva Freshwater Lens Protection Act.-(3) The Legislature hereby directs the appropriate state



99	agencies to implement, by December 1, 1995, recommendations of
100	the Geneva Freshwater Lens Task Force that do not require rule
101	amendments. The Legislature directs such agencies to act, by
102	July 1, 1996, upon recommendations of the task force that
103	require rule amendments, unless otherwise noted in the report.
104	The requirements of this bill related to actions to be taken by
105	appropriate state agencies shall not require expenditures to be
106	made by the government of Seminole County. The St. Johns River
107	Water Management District shall continue to implement the
108	recommendations contained in the Geneva Freshwater Lens Task
109	Force report to the Legislature.
110	Section 5. Section 376.86, Florida Statutes, is repealed.
111	Section 6. Subsection (3) of section 378.032, Florida
112	Statutes, is amended to read:
113	378.032 DefinitionsAs used in ss. 378.032-378.038, the
114	term:
115	(3) "Committee" means the Nonmandatory Land Reclamation
116	Committee.
117	Section 7. Section 378.033, Florida Statutes, is repealed.
118	Section 8. Subsections (5), (6), (7), (9), and (10) of
119	section 378.034, Florida Statutes, are amended to read:
120	378.034 Submission of a reclamation program request;
121	procedures
122	(5)(a) The department staff shall, by February 1 of each
123	year, present to the secretary committee for his or her $rac{its}{its}$
124	consideration those reclamation program applications received by
125	the preceding November 1.
126	(b) The department staff shall recommend an order of
127	priority for the reclamation program applications that is



128 consistent with subsection (6).

(c) The recommendation of the department staff shall
include an estimate of the cost of each reclamation program or
land acquisition.

(6) The committee shall recommend approval, modification, or denial of the reclamation program applications, associated cost estimates, and the department staff's recommended prioritized list. Recommendations on the order of priority shall be based, among other criteria, on the following criteria; however, <u>department staff</u> the committee may give greater weight to one or more of the criteria depending on the overall needs of the nonmandatory land reclamation program:

(a) Whether health and safety hazards exist; and, if so, such hazards shall be given the greatest weight;

(b) Whether the economic or environmental utility or the aesthetic value of the land will return naturally within a reasonable period of time;

(c) Whether there is a reasonable geographic and applicant diversity in light of previously awarded reclamation contracts, reclamation program applications before the <u>department staff</u> committee, and the remaining eligible lands;

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(d) Whether reclamation is in the public interest;

(e) Whether the land has been naturally reclaimed or is eligible for acquisition by the state for hunting, fishing, or other outdoor recreation purposes or for wildlife preservation;

(f) Whether the land is to be reclaimed for agricultural use and the applicant has agreed to maintain the land in agricultural use for at least 5 years after the completion of the reclamation;

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(g) Whether the program, alone or in conjunction with other reclamation programs, will provide a substantial regional benefit;

(h) Whether the program, alone or in conjunction with other reclamation programs, will benefit regional drainage patterns;

(i) Whether the land is publicly owned and will be reclaimed for public purposes;

(j) Whether the program includes a donation or agreement to sell a portion of the program application area to the state for outdoor recreational or wildlife habitat protection purposes;

(k) Whether the program is cost-effective in achieving the goals of the nonmandatory land reclamation program; and

(1) Whether the program will reclaim lands described in subsection (2).

(7) The prioritized list <u>developed by department staff</u> approved by the committee may contain more reclamation program applications than there are funds available during the year.

(9) The committee recommendations shall be submitted to the secretary by April 1 of each year for final agency action By June 1 of each that year, - the secretary shall approve, in whole or in part, the list of reclamation program applications in the order of priority in which the applications are presented <u>by</u> department staff.

(10) Any approved reclamation program application that was not funded shall, at the request of the applicant, be considered by <u>department staff</u> the committee at its next meeting called for that purpose, together with other reclamation program applications received by November 1 of the next year.

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Section 9. Section 379.2524, Florida Statutes, is repealed.



186 Section 10. Paragraph (b) of subsection (4) of section 379.361, Florida Statutes, is amended to read: 187 188 379.361 Licenses.-(4) SPECIAL ACTIVITY LICENSES. -189 190 (b) The Fish and Wildlife Conservation Commission is 191 authorized to issue special activity licenses in accordance with 192 this section and s. 379.2524, to permit the importation and 193 possession of wild anadromous sturgeon. The commission is also 194 authorized to issue special activity licenses, in accordance 195 with this section and s. 379.2524, to permit the importation, 196 possession, and aquaculture of native and nonnative anadromous 197 sturgeon until best management practices are implemented for the 198 cultivation of anadromous sturgeon pursuant to s. 597.004. The special activity license shall provide for specific management 199 200 practices to protect native populations of saltwater species. 201 Section 11. Paragraph (b) of subsection (2) of section 202 379.367, Florida Statutes, is amended to read: 203 379.367 Spiny lobster; regulation.-204 (2) (b) Twenty-five dollars of the \$125 fee for a spiny lobster 205 206 endorsement required under subparagraph (a)1. must be used only 207 for trap retrieval as provided in s. 379.2424. The remainder of 208 the fees collected under paragraph (a) shall be deposited as 209 follows: 210 1. Fifty percent of the fees collected shall be deposited in the Marine Resources Conservation Trust Fund for use in 211 212 enforcing the provisions of paragraph (a) through aerial and 213 other surveillance and trap retrieval. 214 2. Fifty percent of the fees collected shall be deposited



215 as provided in s. 379.3671(4) s. 379.3671(5). 216 Section 12. Subsection (4) of section 379.3671, Florida 217 Statutes, is amended to read: 218 379.3671 Spiny lobster trap certificate program.-219 (4) TRAP CERTIFICATE TECHNICAL ADVISORY AND APPEALS BOARD .-There is hereby established the Trap Certificate Technical 220 Advisory and Appeals Board. Such board shall consider and advise 221 222 the commission on disputes and other problems arising from the 223 implementation of the spiny lobster trap certificate program. 224 The board may also provide information to the commission on the 225 operation of the trap certificate program. 226 (a) The board shall consist of the executive director of 227 the commission or designee and nine other members appointed by 228 the executive director, according to the following criteria: 229 1. All appointed members shall be certificateholders, but two shall be holders of fewer than 100 certificates, two shall 230 231 be holders of at least 100 but no more than 750 certificates, 232 three shall be holders of more than 750 but not more than 2,000 233 certificates, and two shall be holders of more than 2,000 2.34 certificates. 235 2. At least one member each shall come from Broward, Miami-236 Dade, and Palm Beach Counties; and five members shall come from 237 the various regions of the Florida Keys. 238 3. At least one appointed member shall be a person of 239 Hispanic origin capable of speaking English and Spanish. 240 (b) The term of each appointed member shall be for 4 years, 241 and any vacancy shall be filled for the balance of the unexpired 242 term with a person of the qualifications necessary to maintain the requirements of paragraph (a). There shall be no limitation 243

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244	on successive appointments to the board.
245	(c) The executive director of the commission or designee
246	shall serve as a member and shall call the organizational
247	meeting of the board. The board shall annually elect a chair and
248	a vice chair. There shall be no limitation on successive terms
249	that may be served by a chair or vice chair. The board shall
250	meet at the call of its chair, at the request of a majority of
251	its membership, at the request of the commission, or at such
252	times as may be prescribed by its rules. A majority of the board
253	shall constitute a quorum, and official action of the board
254	shall require a majority vote of the total membership of the
255	board present at the meeting.
256	(d) The procedural rules adopted by the board shall conform
257	to the requirements of chapter 120.
258	(e) Members of the board shall be reimbursed for per diem
259	and travel expenses as provided in s. 112.061.
260	(f) Upon reaching a decision on any dispute or problem
261	brought before it, including any decision involving the
262	allotment of certificates under paragraph (g), the board shall
263	submit such decision to the executive director of the commission
264	for final approval. The executive director of the commission may
265	alter or disapprove any decision of the board, with notice
266	thereof given in writing to the board and to each party in the
267	dispute explaining the reasons for the disapproval. The action
268	of the executive director of the commission constitutes final
269	agency action.
270	(g) In addition to those certificates allotted pursuant to
271	the provisions of subparagraph (2)(a)1., up to 125,000
272	certificates may be allotted by the board to settle disputes or

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273 other problems arising from implementation of the trap 274 certificate program during the 1992-1993 and 1993-1994 license years. Any certificates not allotted by March 31, 1994, shall 275 276 become permanently unavailable and shall be considered as part 277 of the 1994-1995 reduction schedule. All appeals for additional certificates or other disputes must be filed with the board 278 279 before October 1, 1993. 280 (h) Any trap certificates issued by the Department of 281 Environmental Protection and, effective July 1, 1999, the 282 commission as a result of the appeals process must be added to 283 the existing number of trap certificates for the purposes of 284 determining the total number of certificates from which the 285 subsequent season's trap reduction is calculated. 286 (i) On and after July 1, 1994, the board shall no longer 287 consider and advise the Fish and Wildlife Conservation 288 Commission on disputes and other problems arising from 289 implementation of the trap certificate program nor allot any 290 certificates with respect thereto. Section 13. Section 403.42, Florida Statutes, is repealed. 291 Section 14. Section 403.87, Florida Statutes, is repealed. 292 293 Section 15. Paragraph (h) of subsection (11) of section 294 408.910, Florida Statutes, is amended to read: 295 408.910 Florida Health Choices Program.-(11) CORPORATION.-There is created the Florida Health 296 297 Choices, Inc., which shall be registered, incorporated, 298 organized, and operated in compliance with part III of chapter 299 112 and chapters 119, 286, and 617. The purpose of the 300 corporation is to administer the program created in this section 301 and to conduct such other business as may further the

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administration of the program.
(h) The corporation may establish technical advisory panels
consisting of interested parties, including consumers, health
care providers, individuals with expertise in insurance
regulation, and insurers.
Section 16. Subsection (3) of section 409.997, Florida
Statutes, is amended to read:
409.997 Child welfare results-oriented accountability
program
(3) The department shall establish a technical advisory
panel consisting of representatives from the Florida Institute
for Child Welfare established pursuant to s. 1004.615, lead
agencies, community-based care providers, other contract
providers, community alliances, and family representatives. The
President of the Senate and the Speaker of the House of
Representatives shall each appoint a member to serve as a
legislative liaison to the panel. The technical advisory panel
shall advise the department on the implementation of the
results-oriented accountability program.
Section 17. Section 411.226, Florida Statutes, is repealed.
Section 18. Section 430.05, Florida Statutes, is repealed.
Section 19. Subsection (7) of section 571.24, Florida
Statutes, is amended to read:
571.24 Purpose; duties of the departmentThe purpose of
this part is to authorize the department to establish and
coordinate the Florida Agricultural Promotional Campaign. The
Legislature intends for the Florida Agricultural Promotional
Campaign to serve as a marketing program to promote Florida
agricultural commodities, value-added products, and

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331	agricultural-related businesses and not as a food safety or
551	agricultural related businesses and not us a rood survey of
332	traceability program. The duties of the department shall
333	include, but are not limited to:
334	(7) Assisting the representative of the department who
335	serves on the Florida Agricultural Promotional Campaign Advisory
336	Council.
337	Section 20. Section 571.28, Florida Statutes, is repealed.
338	Section 21. Section 595.701, Florida Statutes, is repealed.
339	Section 22. Section 603.203, Florida Statutes, is repealed.
340	Section 23. Section 603.204, Florida Statutes, is amended
341	to read:
342	603.204 South Florida Tropical Fruit PlanThe Commissioner
343	of Agriculture, in consultation with the Tropical Fruit Advisory
344	Council, shall develop and update a South Florida Tropical Fruit
345	Plan, which shall identify problems and constraints of the
346	tropical fruit industry, propose possible solutions to such
347	problems, and develop planning mechanisms for orderly growth of
348	the industry, including:
349	(1) Criteria for tropical fruit research, service, and
350	management priorities.
351	(2) Proposed legislation that may be required.
352	(3) Plans relating to other tropical fruit programs and
353	related disciplines in the State University System.
354	(4) Potential tropical fruit products in terms of market
355	and needs for development.
356	(5) Evaluation of production and fresh fruit policy
357	alternatives, including, but not limited to, setting minimum
358	grades and standards, promotion and advertising, development of
359	production and marketing strategies, and setting minimum

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360 standards on types and quality of nursery plants.

361 (6) Evaluation of policy alternatives for processed tropical fruit products, including, but not limited to, setting 363 minimum quality standards and development of production and marketing strategies.

(7) Research and service priorities for further development of the tropical fruit industry.

(8) Identification of state agencies and public and private institutions concerned with research, education, extension, services, planning, promotion, and marketing functions related to tropical fruit development, and delineation of contributions and responsibilities. The recommendations in the plan relating to education or research shall be submitted to the Institute of Food and Agricultural Sciences.

(9) Business planning, investment potential, financial risks, and economics of production and use.

Section 24. Paragraphs (a) through (f) of subsection (4) of section 1001.7065, Florida Statutes, are amended to read:

1001.7065 Preeminent state research universities program.-

(4) PREEMINENT STATE RESEARCH UNIVERSITY INSTITUTE FOR ONLINE LEARNING. - A state research university that, as of July 1, 2013, meets all 12 of the academic and research excellence standards identified in subsection (2), as verified by the Board of Governors, shall establish an institute for online learning. The institute shall establish a robust offering of high-quality, fully online baccalaureate degree programs at an affordable cost in accordance with this subsection.

387 (a) By August 1, 2013, the Board of Governors shall convene 388 an advisory board to support the development of high-quality,



389	fully online baccalaureate degree programs at the university.
390	(b) The advisory board shall:
391	1. Offer expert advice, as requested by the university, in
392	the development and implementation of a business plan to expand
393	the offering of high-quality, fully online baccalaureate degree
394	programs.
395	2. Advise the Board of Governors on the release of funding
396	to the university upon approval by the Board of Governors of the
397	plan developed by the university.
398	3. Monitor, evaluate, and report on the implementation of
399	the plan to the Board of Governors, the Governor, the President
400	of the Senate, and the Speaker of the House of Representatives.
401	(c) The advisory board shall be composed of the following
402	five members:
403	1. The chair of the Board of Governors or the chair's
404	permanent designee.
405	2. A member with expertise in online learning, appointed by
406	the Board of Governors.
407	3. A member with expertise in global marketing, appointed
408	by the Governor.
409	4. A member with expertise in cloud virtualization,
410	appointed by the President of the Senate.
411	5. A member with expertise in disruptive innovation,
412	appointed by the Speaker of the House of Representatives.
413	(d) The president of the university shall be consulted on
414	the advisory board member appointments.
415	(c) A majority of the advisory board shall constitute a
416	quorum, elect the chair, and appoint an executive director.
417	(f) By September 1, 2013, the university shall submit to

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418	the advisory board a comprehensive plan to expand high-quality,
419	fully online baccalaureate degree program offerings. The plan
420	shall include:
421	1. Existing on-campus general education courses and
422	baccalaureate degree programs that will be offered online.
423	2. New courses that will be developed and offered online.
424	3. Support services that will be offered to students
425	enrolled in online baccalaureate degree programs.
426	4. A tuition and fee structure that meets the requirements
427	in paragraph (k) for online courses, baccalaureate degree
428	programs, and student support services.
429	5. A timeline for offering, marketing, and enrolling
430	students in the online baccalaureate degree programs.
431	6. A budget for developing and marketing the online
432	baccalaureate degree programs.
433	7. Detailed strategies for ensuring the success of students
434	and the sustainability of the online baccalaureate degree
435	programs.
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437	Upon recommendation of the plan by the advisory board and
438	approval by the Board of Governors, the Board of Governors shall
439	award the university \$10 million in nonrecurring funds and \$5
440	million in recurring funds for fiscal year 2013-2014 and \$5
441	million annually thereafter, subject to appropriation in the
442	General Appropriations Act.
443	Section 25. Section 1002.77, Florida Statutes, is repealed.
444	Section 26. Subsection (11) of section 1002.83, Florida
445	Statutes, is amended to read:
446	1002.83 Early learning coalitions

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447	(11) Each early learning coalition shall establish terms
448	for all appointed members of the coalition. The terms must be
449	staggered and must be a uniform length that does not exceed 4
450	years per term. Coalition chairs shall be appointed for 4 years
451	in conjunction with their membership on the Early Learning
452	Advisory Council pursuant to s. 20.052. Appointed members may
453	serve a maximum of two consecutive terms. When a vacancy occurs
454	in an appointed position, the coalition must advertise the
455	vacancy.
456	Section 27. This act shall take effect July 1, 2020.
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459	And the title is amended as follows:
460	Delete everything before the enacting clause
461	and insert:
462	A bill to be entitled
463	An act relating to the repeal of advisory bodies and
464	programs; repealing chapters 2003-287 and 2006-43,
465	Laws of Florida, relating to the membership, powers,
466	and duties of the Citrus/Hernando Waterways
467	Restoration Council; amending s. 215.5586, F.S.;
468	deleting the advisory council for the My Safe Florida
469	Home Program; amending s. 267.0731, F.S.; removing the
470	ad hoc committee that nominates persons for
471	designation as Great Floridian; amending s. 373.4597,
472	F.S.; deleting references to the Geneva Freshwater
473	Lens Task Force; repealing s. 376.86, F.S., relating
474	to the Brownfield Areas Loan Guarantee Council and
475	program; amending s. 378.032, F.S.; deleting a



476 definition to conform to changes made by the act; 477 repealing s. 378.033, F.S., relating to the 478 Nonmandatory Land Reclamation Committee; amending s. 479 378.034, F.S.; conforming provisions to changes made by the act; repealing s. 379.2524, F.S., relating to 480 481 the Sturgeon Production Working Group; amending ss. 482 379.361 and 379.367, F.S.; conforming cross-483 references; amending s. 379.3671, F.S.; deleting the 484 Trap Certificate Technical Advisory and Appeals Board; 485 repealing s. 403.42, F.S., relating to the Clean Fuel 486 Florida Advisory Board; repealing s. 403.87, F.S., 487 relating to the technical advisory council for water 488 and domestic wastewater operator certification; 489 amending s. 408.910, F.S.; deleting references to 490 technical advisory panels that may be established by 491 Florida Health Choices, Inc.; amending s. 409.997, 492 F.S.; deleting the child welfare results-oriented 493 accountability program technical advisory panel; repealing s. 411.226, F.S., relating to the Learning 494 Gateway program and steering committee; repealing s. 495 496 430.05, F.S., relating to the Department of Elderly Affairs Advisory Council; amending s. 571.24, F.S.; 497 498 conforming a provision to changes made by the act; 499 repealing s. 571.28, F.S., relating to the Florida 500 Agricultural Promotional Campaign Advisory Council; 501 repealing s. 595.701, F.S., relating to the Healthy 502 Schools for Healthy Lives Council; repealing s. 503 603.203, F.S., relating to the Tropical Fruit Advisory Council; amending s. 603.204, F.S.; conforming a 504

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505 provision to changes made by the act; amending s. 506 1001.7065, F.S.; deleting the advisory board to 507 support specific online degree programs at preeminent 508 state research universities; repealing s. 1002.77, 509 F.S., relating to the Florida Early Learning Advisory 510 Council; amending s. 1002.83, F.S.; conforming a 511 provision to changes made by the act; providing an 512 effective date.