



# Journal of the Senate

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## CALL TO ORDER

The Senate was called to order by President Haridopolos at 10:30 a.m.  
A quorum present—40:

Mr. President	Flores	Oelrich
Alexander	Gaetz	Rich
Altman	Garcia	Richter
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Margolis	Thrasher
Dockery	Montford	Wise
Evers	Negron	
Fasano	Norman	

## PRAYER

The following prayer was offered by Head Coach, FSU Women's Basketball Team, Sue Semrau, Tallahassee:

God, we just thank you for who you are. We thank you for these elected officials, Lord. I just pray that you give them wisdom. I thank you for our President at Florida State. I just pray that you would give him wisdom.

We thank you for this amazing City of Tallahassee, and the State of Florida. We just thank you for all you do. We pray that you go before us, you be with us, and you go after us. In your name we pray, Amen.

## PLEDGE

Kristen Connors, Molly Goldberg, Preston Brock, Emily Toro, Haley Huston, Michelle Boughan, Kyle Griffin, and Ben Friedman, FSU students participating in the T. K. Wetherell Shadowing Program, led the Senate in the pledge of allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

On motion by Senator Bullard—

By Senator Bullard—

**SR 136**—A resolution recognizing James “Jimmy” W. Anders, Jr., for his dedication as a coach, teacher, and mentor.

WHEREAS, James “Jimmy” W. Anders, Jr., was born on September 23, 1923, in Arcadia, to the late James and Nettie Ruth Anders, and

WHEREAS, James “Jimmy” W. Anders, Jr., was a product of the public school system, graduating from Stanton Senior High School in Jacksonville in 1941, and

WHEREAS, James “Jimmy” W. Anders, Jr., attended Florida Agricultural and Mechanical University on a football scholarship, majoring in physical education and earning both his bachelor's and master's degrees, and

WHEREAS, James “Jimmy” W. Anders, Jr., married his beloved wife, Barbara, and, together, they raised two wonderful children, Wynton Anders and Janis Anders Lindsay, and

WHEREAS, James “Jimmy” W. Anders, Jr., began his teaching career in Bartow, where he coached football, and, after moving to Miami, he coached both football and basketball at Mays Junior-Senior High School, and

WHEREAS, James “Jimmy” W. Anders, Jr., not only developed scores of athletes, but took pride in mentoring his students by facilitating college admission and scholarship opportunities for numerous student athletes, and

WHEREAS, James “Jimmy” W. Anders, Jr., became a guidance counselor at Charles R. Drew Middle School, Miami Central High School, and Miami Douglas MacArthur Senior High School North, and, in 1988, after more than 30 years in the education field, he retired, and

WHEREAS, James “Jimmy” W. Anders, Jr., is a life member of the Florida A & M University Alumni Association, a 65-year member of Omega Psi Phi Fraternity, and a member of The Church of the Open Door, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Florida Senate recognizes James “Jimmy” W. Anders, Jr., for his dedication as a coach, teacher, and mentor.

—was introduced out of order and read by title. On motion by Senator Bullard, **SR 136** was read the second time in full and adopted.

On motion by Senator Smith—

By Senator Smith—

**SR 2092**—A resolution recognizing February 7, 2012, as “FSU Day” in Florida and celebrating Florida State University's contribution as an outstanding institution of higher education.

WHEREAS, the Tallahassee campus of Florida State University is the oldest continuous site of higher education in Florida and holds the state's first chapter of Phi Beta Kappa, which was chartered in 1935, and

WHEREAS, in 1994, Florida State University joined an elite group of the nation's top research universities in achieving designation as a "Research I" institution by the Carnegie Foundation, and

WHEREAS, today, Florida State University offers graduate and undergraduate degrees in 324 programs within 16 independent colleges and schools, taught by a faculty of 2,306, which has included 12 National Academy of Sciences members and six Nobel Laureates, and

WHEREAS, the freshman class entering Florida State University in the 2011 Fall semester was one of the most academically accomplished freshman classes in the university's history, with an average high school GPA of 3.9, an average SAT score of 1850, and an average composite ACT score of 27, and

WHEREAS, the academic accomplishments of accepted honors students entering Florida State University in the 2011 Fall semester are even more impressive, with an average high school GPA of 4.3, and

WHEREAS, Florida State University is the headquarters for the National High Magnetic Field Laboratory (NHMFL), which designs, builds, and operates the world's most powerful research magnets, attracting more than 700 scientists from across the globe and pushing the frontiers of science and engineering, and realizing a return of \$5.17 for every dollar invested by the taxpayers of this state, and

WHEREAS, the Florida State University Veterans Center was opened as part of the university's efforts to become the most veteran-friendly campus in the nation, with its Veterans House serving as the focal point for all campus veteran resources, academic advising, orientation and transition programming, personal and rehabilitative support services, and assistance with United States Department of Veterans Affairs' educational benefits and certification, and

WHEREAS, the Florida State University College of Medicine launched a statewide clinical research network that now includes more than 1,900 Florida physicians and more than three million patients in the effort to improve health care outcomes for all Floridians, and

WHEREAS, Florida State University College of Medicine alumni in 2012 entered into practice in communities that have a significant need for more physicians, including Bonifay, Blountstown, Clermont, and Marianna, and 70 percent of the college's graduates who practice in this state are primary care physicians, ensuring that the state has more physicians practicing in areas of practice having significant need, and

WHEREAS, the college experience continues to enrich the lives of Florida State University students due to its long-standing tradition of promoting racial, ethnic, and cultural diversity on campus, along with the aggressive recruitment of diverse groups of students, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the members of the Florida Senate recognize February 7, 2012, as "FSU Day" in Florida and celebrate Florida State University's contribution as an outstanding institution of higher education.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Florida State University President Eric J. Barron, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Smith, **SR 2092** was read the second time in full and adopted.

#### SPECIAL GUEST

Senator Smith introduced Florida State University's President, Eric J. Barron, Ph.D., who was present in the chamber.

#### INTRODUCTION OF FORMER SENATOR

President Haridopolos introduced Former Senator Javier Souto who was also present in the chamber.

At the request of Senator Jones—

By Senators Jones and Gaetz—

**SR 398**—A resolution recognizing February 2012 as "Adopt a Shelter Pet Month" in Florida.

WHEREAS, Florida and the nation have an enormous problem with pet overpopulation, with 3 to 4 million cats and dogs euthanized nationally each year, and

WHEREAS, adopting a pet from a shelter and caring for that animal for the rest of its life is a responsible way to help Florida's pet population, and

WHEREAS, pets adopted from Florida animal shelters are generally spayed or neutered at the time of adoption, helping reduce pet overpopulation, and

WHEREAS, animal shelters are focused on animal placement, providing low-cost adoptions so that everyone can have the opportunity to bring a loving pet into his or her home, and

WHEREAS, adopting a pet from a local animal shelter is one way Floridians can make a difference, not only in their own lives but also in the life of an animal in need, and assist local shelters in these difficult times, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the month of February 2012 is recognized as "Adopt a Shelter Pet Month" in Florida, and all Floridians are encouraged to visit their local animal shelter and enrich their lives and save a life by adopting an animal from that shelter.

—**SR 398** was introduced, read and adopted by publication.

At the request of Senator Jones—

By Senator Jones—

**SR 2090**—A resolution recognizing February 1, 2012, as "Developmental Disabilities Awareness Day" in Florida.

WHEREAS, the Arc of Florida, a member of a national community-based advocacy organization, The Arc, is the statewide non-profit charity whose mission is to improve the quality of life for all Floridians with developmental disabilities by advocating for public policies and high-quality supports to improve their lives, and

WHEREAS, the Florida Developmental Disabilities Council, Inc., is the Florida entity charged by the Federal Government with advocating for programs that promote positive system changes, allow persons with developmental disabilities to achieve optimum independence, and promote innovative practices that improve the quality of life for these individuals, and

WHEREAS, living a life with developmental disabilities is a natural part of the human experience that in no way diminishes the rights of individuals to live independently, enjoy self-determination, make choices, contribute to communities, and experience the economic, political, social, cultural, and educational mainstreams of society, and

WHEREAS, "inclusion" means that all individuals, with and without disabilities, live, learn, work, play, and participate together in all life experiences, and

WHEREAS, the State of Florida supports more than 57,000 citizens with developmental disabilities through services provided by state programs in the Agency for Persons with Disabilities, the Agency for Health Care Administration, Blind Services, and Vocational Rehabilitation, and by dozens of partner organizations and thousands of private sector and community providers, and

WHEREAS, the Arc of Florida and the Florida Developmental Disabilities Council, Inc., sponsor events such as "Developmental Disabilities Awareness Day" which offers a setting for agencies and organizations to provide information about services available for persons

with disabilities and promotes understanding about the challenges and obstacles in their everyday lives, and

WHEREAS, “Developmental Disabilities Awareness Day” is an appropriate time to recognize Florida’s public policy accomplishments that have improved the lives of persons with disabilities and to identify the changes to public policy needed to fully include all of Florida’s citizens with developmental disabilities, and

WHEREAS, the Arc of Florida and the Florida Developmental Disabilities Council, Inc., encourage Floridians to actively participate in events that recognize and celebrate Florida’s diverse population, including persons with developmental disabilities, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the members of the Florida Senate recognize February 1, 2012, as “Developmental Disabilities Awareness Day” in Florida.

—**SR 2090** was introduced, read and adopted by publication.

### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Detert, by two-thirds vote **SB 598** was withdrawn from the committees of reference and further consideration.

### SPECIAL ORDER CALENDAR

On motion by Senator Jones—

**CS for SB 452**—A bill to be entitled An act relating to financial responsibility for medical expenses of pretrial detainees and sentenced inmates; amending s. 901.35, F.S.; providing that the responsibility for paying the expenses of medical care, treatment, hospitalization, and transportation for a person who is ill, wounded, or otherwise injured during or as a result of an arrest for a violation of a state law or a county or municipal ordinance is the responsibility of the person receiving the medical care, treatment, hospitalization, or transportation; removing provisions establishing the order by which medical providers receive reimbursement for the expenses incurred in providing the medical services or transportation; amending s. 951.032, F.S.; setting forth the order by which a county or municipal detention facility may seek reimbursement for the expenses incurred during the course of treating or transporting in-custody pretrial detainees or sentenced inmates; requiring that each in-custody pretrial detainee or sentenced inmate who receives medical care or other services cooperate with the county or municipal detention facility in seeking reimbursement for the expenses incurred by the facility; setting forth the order of fiscal resources from which a third-party provider of medical services may seek reimbursement for the expenses the provider incurred in providing medical care; requiring that the county or municipality pay the costs of medical services provided by a third-party provider at specified rates, under certain circumstances; requiring that each in-custody pretrial detainee or sentenced inmate who has health insurance, subscribes to a health care corporation, or receives health care benefits from any other source assign such benefits to the health care provider; defining the term “in-custody pretrial detainee or sentenced inmate”; providing that law enforcement personnel or county or municipal detention facility personnel are responsible for restricting the personal freedom of certain in-custody pretrial detainees or sentenced inmates; providing that the act does not apply to certain counties; providing that certain charter counties are not obligated to reimburse a third-party provider of medical care, treatment, hospitalization, or transportation for an in-custody pretrial detainee or sentenced inmate of a county detention facility at a rate exceeding a particular rate for certain transportation or medical costs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 452** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 800** was deferred.

On motion by Senator Bullard—

**SB 326**—A bill to be entitled An act relating to state symbols; creating s. 15.0465, F.S.; designating the schooner Western Union as the official state flagship; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 326** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hays—

**SB 638**—A bill to be entitled An act relating to the Florida Motor Vehicle Theft Prevention Authority; repealing ss. 860.151, 860.152, 860.153, 860.154, 860.155, 860.156, 860.157, and 860.158, F.S., relating to the Florida Motor Vehicle Theft Prevention Authority; repealing provisions relating to a short title, purpose, definitions, establishment, compensation of members, personnel, powers and duties, and expenditures; amending s. 713.78, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 638** was placed on the calendar of Bills on Third Reading.

On motion by Senator Wise—

**CS for SB 116**—A bill to be entitled An act relating to freeholder voting; amending s. 100.241, F.S.; permitting the submission of a written declaration to establish that an elector is a freeholder and qualified to vote in an election or referendum limited to freeholders who are qualified to vote; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 116** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bennett—

**SB 140**—A bill to be entitled An act relating to repeal of a workers’ compensation reporting requirement; repealing s. 440.59, F.S., relating to the duty of the Department of Financial Services to make an annual report on the administration of ch. 440, F.S., the Workers’ Compensation Law, to specified officials; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 140** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sachs—

**SB 278**—A bill to be entitled An act relating to preventing deaths from drug-related overdoses; providing a short title; creating s. 893.21, F.S.; providing that a person acting in good faith who seeks medical assistance for an individual experiencing a drug-related overdose may not be charged, prosecuted, or penalized for specified offenses in certain circumstances; providing that a person who experiences a drug-related overdose and needs medical assistance may not be charged, prosecuted, or penalized for specified offenses in certain circumstances; providing that the protections from prosecution for specified offenses are not grounds for suppression of evidence in other prosecutions; amending s. 921.0026, F.S.; amending mitigating circumstances under which a departure from the lowest permissible criminal sentence is reasonably justified to include circumstances in which a defendant was making a good faith effort to obtain or provide medical assistance for an individual experiencing a drug-related overdose; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 278** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bogdanoff—

**CS for SB 390**—A bill to be entitled An act relating to bicycle regulations; amending s. 316.2065, F.S.; clarifying provisions relating to when a bicycle operator must ride in a bicycle lane or along the curb or edge of the roadway; removing a requirement to keep one hand on the handlebars while operating a bicycle; providing for enforcement of requirements for bicycle lighting equipment; providing penalties for violations; amending s. 316.2397, F.S.; conforming provisions to changes made by the act; amending s. 322.27, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 390** was placed on the calendar of Bills on Third Reading.

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Consideration of **SB 436** was deferred.

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On motion by Senator Braynon—

**SB 520**—A bill to be entitled An act relating to veteran's guardianship; repealing s. 744.103, F.S., relating to guardians of incapacitated world war veterans; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 520** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Richter—

**SB 584**—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for information contained in dental workforce surveys submitted by dentists or dental hygienists to the Department of Health; providing exceptions to the exemption; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 584** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 692** and **SB 792** was deferred.

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On motion by Senator Simmons—

**CS for SB 924**—A bill to be entitled An act relating to special observances; creating s. 683.185, F.S.; designating April 7 of each year as "Everglades Day"; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 924** was placed on the calendar of Bills on Third Reading.

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Consideration of **SB 1724** was deferred.

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On motion by Senator Richter—

**SM 1778**—A memorial to the Congress of the United States, urging Congress to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010.

WHEREAS, Congress enacted the Dodd-Frank Wall Street Reform and Consumer Protection Act in 2010, and

WHEREAS, the stated purposes of the act are "To promote the financial stability of the United States by improving accountability and transparency in the financial system, to end 'too big to fail,' to protect the

American taxpayer by ending bailouts, to protect consumers from abusive financial services practices ..., and

WHEREAS, the act's almost 2,400 pages of federal legislation increases the size of the Federal Government by creating 13 new regulatory agencies requiring 2,600 new positions while abolishing only one agency, and

WHEREAS, the Congressional Budget Office predicts that the cost for companies to implement the act over the next 5 years will be approximately \$2.9 billion, and other groups estimate that the broader economic costs of the act could approach \$1 trillion, and

WHEREAS, the extensive regulations imposed by the Dodd-Frank Wall Street Reform and Consumer Protection Act will severely damage the ability of American companies to compete internationally with foreign companies or even create American jobs, and

WHEREAS, the Dodd-Frank Wall Street Reform and Consumer Protection Act is an inadequate response to the financial devastation that began in 2008, in part because it has given unfair advantages to the Federal Home Loan Mortgage Corporation ("Freddie Mac") and the Federal National Mortgage Association ("Fannie Mae"), institutions that were substantial contributors to the financial crisis, and

WHEREAS, the Dodd-Frank Wall Street Reform and Consumer Protection Act was championed as creating the most significant financial regulatory reform since the Great Depression, but, in contrast, it has become a radical expansion of federal regulation, vests unprecedented power in the hands of unelected bureaucrats, increases the likelihood that there will be more taxpayer bailouts, has not strengthened the economy or brought stability to the troubled housing market, and does nothing to address the most elemental causes that created the financial crisis of 2008, NOW, THEREFORE,

*Be It Resolved by the Legislature of the State of Florida:*

That the Congress of the United States is urged to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full.

**SENATOR ALEXANDER PRESIDING**

**THE PRESIDENT PRESIDING**

On motion by Senator Richter, further consideration of **SM 1778** was deferred.

## ADOPTION OF RESOLUTIONS

On motion by Senator Thrasher—

By Senator Thrasher—

**SR 2040**—A resolution recognizing Jimbo and Candi Fisher and Kidz1stFund for their efforts to raise awareness of and find a cure for Fanconi anemia.

WHEREAS, Kidz1stFund was established by Jimbo and Candi Fisher after their youngest son, Ethan, was diagnosed with the genetic disease, Fanconi anemia (FA), and

WHEREAS, in establishing Kidz1stFund, Jimbo and Candi Fisher launched their public battle against FA in the hopes of improving treatment options, raising national awareness of the disease, and helping to fund research that will lead to a cure for all who suffer from this disease, and

WHEREAS, FA occurs equally in males and females and all ethnic and racial groups, reducing the average life expectancy of those who have the

disease to 24.7 years, although some live longer lives due to the unflagging efforts of the physician research community focused on FA, and

WHEREAS, some patients with FA have no physical manifestation of the disease, while others have a variety of health issues including short stature, deformities of the arms and hands, kidney problems, heart defects, and hearing problems, and

WHEREAS, as the course of the disease progresses, it leads to bone marrow failure that necessitates a bone marrow or cord blood transplant, which increases a patient's chances of developing a variety of cancers at a much earlier age than the general population, and

WHEREAS, there is no cure for the disease itself, but treatments are available for the bone marrow failure associated with FA, and

WHEREAS, FA often is not diagnosed or is misdiagnosed due to the lack of awareness of the disease among physicians and the public, and it is estimated that 1 out of every 131,000 children may be affected by FA, and

WHEREAS, it is essential that children be tested for FA before undergoing bone marrow transplantation for aplastic anemia or other cancers that generally do not develop in young adulthood, as FA patients cannot tolerate standard chemotherapy and radiation treatments, and

WHEREAS, bone marrow transplant is the most common form of treatment for FA, yet, like young Ethan, who depends on a national registry of marrow and umbilical cord blood for a life-saving match, 70 percent of all patients needing a bone marrow transplant do not have a donor in their families, and

WHEREAS, families touched by FA urged Congress to develop the National Marrow Donor Program, a registry that has more than 14 million donors and facilitates matches with unrelated donors, and

WHEREAS, Jimbo and Candi Fisher and Kidz1stFund have expressed their gratitude for the C.W. "Bill" Young Cell Transplantation Program, a federal program that supports bone marrow and cord blood donation and transplantation, and

WHEREAS, FA research has led to a new understanding of how various cancers develop and new ways to treat them, including ovarian, leukemia, lymphoma, and multiple myeloma, and

WHEREAS, the entire Fisher family and Kidz1stFund are "OnaKwest For A Cure" and encourage all Floridians to join them in saying, "I fight Fanconi!" NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the members of the Senate recognize the efforts of Jimbo and Candi Fisher and Kidz1stFund to raise awareness of and fight for a cure for Fanconi anemia, and extend best wishes to them and their sons, Ethan and Trey.

—was introduced out of order and read by title. On motion by Senator Thrasher, **SR 2040** was read the second time in full and adopted.

## SPECIAL GUESTS

Senator Thrasher introduced the following guests who were present in the chamber: Florida State Football Head Coach, Jimbo Fisher, his wife, Candi Fisher, and their children, Trey and Ethan Fisher; and attorney Christopher Byrd.

By direction of the President, the rules were waived and the Senate reverted to—

## SPECIAL ORDER CALENDAR

The Senate resumed consideration of—

**SM 1778**—A memorial to the Congress of the United States, urging Congress to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010.

—which was previously considered this day.

## SENATOR THRASHER PRESIDING

### THE PRESIDENT PRESIDING

On motion by Senator Richter, **SM 1778** was adopted and certified to the House. The vote on adoption was:

Yeas—27

Mr. President	Evers	Lynn
Alexander	Fasano	Negron
Altman	Flores	Norman
Benacquisto	Gaetz	Oelrich
Bennett	Garcia	Richter
Bogdanoff	Gardiner	Simmons
Dean	Hays	Storms
Detert	Jones	Thrasher
Diaz de la Portilla	Latvala	Wise

Nays—12

Braynon	Margolis	Sachs
Bullard	Montford	Siplin
Gibson	Rich	Smith
Joyner	Ring	Sobel

On motion by Senator Negron—

**CS for SB 800**—A bill to be entitled An act relating to county boundary lines; amending s. 7.43, F.S.; incorporating a portion of St. Lucie County into Martin County; revising the legal description of Martin County; amending s. 7.59, F.S.; revising the legal description of St. Lucie County, to conform; transferring certain roads and associated rights-of-way; requiring that St. Lucie County and Martin County enter into an interlocal agreement that provides for a feasible plan for the transfer of county services, buildings, infrastructure, waterways, and employees and for the transfer of income generated from the area transferred by a time certain; limiting the annual loss of revenue from the transferred land; providing that the transfer is contingent upon approval of a referendum by the qualified electors residing in the area being transferred from St. Lucie County to Martin County; providing effective dates.

—was read the second time by title.

Senator Negron moved the following amendments which were adopted:

**Amendment 1 (549198)**—Delete lines 34-39 and insert: *Lucie River a bearing direction (State Plane Coordinate System, Florida East Zone) of 41 degrees north, 4 minutes west, a distance of 6,155 feet, more or less, to a point lying within the water body of the north fork of the St. Lucie River; thence departing said point a bearing direction (State Plane Coordinate System, Florida East Zone) of 45 degrees north, 16 minutes east, a distance of 2,355 feet, more or less, to a point intersecting with the north shore of the north fork*

Delete lines 116-123 and insert: *north shore of the north fork of the St. Lucie River and the west edge of Howard Creek as concurrent with the City of Port St. Lucie municipal boundary; thence departing said north shore of the north fork of the St. Lucie River and the municipal boundary line of the City of Port St. Lucie, a bearing direction (State Plane Coordinate System, Florida East Zone) of south 45 degrees, 16 minutes west, 2,355 feet more or less, to a point within the body of water of the north fork of the St. Lucie River; thence departing said point a bearing direction (State Plane Coordinate System, Florida East Zone) of south 41 degrees, 4 minutes east, 6,155*

**Amendment 2 (478122)**—Delete lines 152-162 and insert: *December 1, 2012, which must include a feasible plan to transfer from St. Lucie County to Martin County the county services, buildings, infrastructure, waterways, and employees. The interlocal agreement must also include a gradual transfer of revenue generated from the area being in-*

incorporated into Martin County from St. Lucie County, which must be completed within 5 years after the agreement is signed. Any loss of revenue to St. Lucie County may not exceed 20 percent per year of the revenues that would have been raised from the land transferred to Martin County in s. 7.43, Florida Statutes, as amended by this act.

Section 5. This act shall take effect July 1, 2013, upon its

Pursuant to Rule 4.19, **CS for SB 800** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Gaetz—

**SB 792**—A bill to be entitled An act relating to financial institutions; providing definitions; requiring a financial institution that is chartered in this state and that maintains certain accounts with a foreign financial institution to establish due diligence policies, procedures, and controls reasonably designed to detect whether the foreign financial institution engages in certain activities facilitating the development of weapons of mass destruction by the Government of Iran, provides support for certain foreign terrorist organizations, or participates in other related activities; requiring the Office of Financial Regulation to adopt rules establishing minimum standards for the due diligence policies, procedures, and controls; requiring a financial institution chartered in this state to annually file a compliance certificate with the Office of Financial Regulation; requiring the Office of Financial Regulation to submit an annual report relating to its rules and certifications from financial institutions to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring the Office of the Chief Financial Officer to make the annual report available to the public on its website; authorizing the Office of Financial Regulation to impose a civil penalty against a financial institution that fails to make the annual certification required by the act; providing an effective date.

—was read the second time by title.

## MOTION

On motion by Senator Gaetz, by the required two-thirds vote, consideration of the following amendment was allowed:

Senator Gaetz moved the following amendment which was adopted:

**Amendment 1 (667878) (with title amendment)**—Delete lines 94-120 and insert:

(3) *By July 1, 2012, the Financial Services Commission shall adopt rules establishing minimum standards for due diligence policies, procedures, and controls required by this section.*

(4) *By January 1, 2013, and each January 1 thereafter, each financial institution chartered in this state must certify to the Office of Financial Regulation that the financial institution has adopted and substantially complies with the due diligence policies, procedures, and controls required by this section and the rules adopted under this section, and that to the best knowledge of the financial institution, the financial institution does not maintain a correspondent account or a payable-through account with a foreign financial institution that knowingly engages in any act described in subsection (2).*

(5) *By January 31, 2013, and each January 31 thereafter, the Office of Financial Regulation must submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which contains a copy of the rules required under subsection (3) and the status of the certifications of compliance received from the financial institutions chartered in this state.*

(6) *The Office of Financial Regulation shall make its annual compliance report under this section available on its website.*

(7) *The Office of Financial Regulation may impose an administrative fine, not to exceed \$100,000 per occurrence, against a*

And the title is amended as follows:

Delete lines 13-26 and insert: the Financial Services Commission to adopt rules establishing minimum standards for the due diligence po-

licies, procedures, and controls; requiring a financial institution chartered in this state to annually file a compliance certificate with the Office of Financial Regulation; requiring that the Office of Financial Regulation submit an annual report relating to the Financial Services Commission rules and certifications from financial institutions to the Governor, the President of the Senate, and the Speaker of the House of Representatives; requiring that the Office of Financial Regulation make the annual report available to the public on its website; authorizing the Office of Financial Regulation to impose an administrative fine

Pursuant to Rule 4.19, **SB 792** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SB 792**.

The vote was:

Yeas—40

Mr. President	Flores	Oelrich
Alexander	Gaetz	Rich
Altman	Garcia	Richter
Benacquisto	Gardiner	Ring
Bennett	Gibson	Sachs
Bogdanoff	Hays	Simmons
Braynon	Jones	Siplin
Bullard	Joyner	Smith
Dean	Latvala	Sobel
Detert	Lynn	Storms
Diaz de la Portilla	Margolis	Thrasher
Dockery	Montford	Wise
Evers	Negron	
Fasano	Norman	

Nays—None

On motion by Senator Alexander—

**SB 1724**—A bill to be entitled An act relating to mosquito control districts; repealing s. 388.191, F.S., relating to certain powers of the board of county commissioners to hold, control, acquire, or purchase real or personal property, condemn land or easements, exercise the right of eminent domain, and institute and maintain condemnation proceedings for a mosquito control district; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1724** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dean, by unanimous consent—

**SB 2060**—A bill to be entitled An act relating to rules establishing numeric nutrient criteria; exempting specified rules from legislative ratification under s. 120.541(3), F.S.; requiring the Department of Environmental Protection to publish certain notice; requiring legislative ratification of certain subsequent rules or amendments; directing the department to submit specified rules to the United States Environmental Protection Agency for review under the federal Clean Water Act; providing an effective date.

—was taken up out of order and read the second time by title.

Pursuant to Rule 4.19, **SB 2060** was placed on the calendar of Bills on Third Reading.

## MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Thrasher, the rules were waived and the Committee on Budget Subcommittee on Transportation, Tourism, and

Economic Development Appropriations was granted permission to meet February 8 from 5:00 p.m. until 6:00 p.m.

### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thrasher, by two-thirds vote **CS for SB 910** was withdrawn from the Committee on Community Affairs and referred to the Committees on Governmental Oversight and Accountability; and Budget; and **CS for SB 122** was withdrawn from the Committee on Communications, Energy, and Public Utilities.

### REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Special Order Calendar Group submits the following bills to be placed on the Special and Continuing Order Calendar for Tuesday, February 7, 2012 and Wednesday, February 8, 2012: CS for SB 452, CS for SB 800, SB 326, SB 638, CS for SB 116, SB 140, SB 278, CS for SB 390, SB 436, SB 520, SB 584, CS for SB 692, SB 792, CS for SB 924, SB 1724, SM 1778, SM 1822, CS for SB 2026, SB 2028, SB 2060.

Respectfully submitted,  
*John Thrasher, Chair*

The Committee on Banking and Insurance recommends the following pass: CS for SB 1052; SB 1518; SB 1794; SB 1796; SB 1814

The Committee on Budget Subcommittee on General Government Appropriations recommends the following pass: SB 538; SB 724; SB 952; SB 1090; SB 1112; SB 1152

The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations recommends the following pass: SB 798; SB 1084; CS for SB 1204

The Committee on Commerce and Tourism recommends the following pass: SB 438; SB 1048; SB 1092; SB 1242; SB 1472

The Committee on Community Affairs recommends the following pass: SB 1062; SJR 1064 with 1 amendment

The Committee on Education Pre-K - 12 recommends the following pass: SB 338; SB 982; SB 1462

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 2086

The Committee on Regulated Industries recommends the following pass: SB 902; SB 1120

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 576

The Committee on Transportation recommends the following pass: SB 1452

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

The Committee on Banking and Insurance recommends the following pass: SB 1584; SB 1862

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 2076

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

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 624 with 1 amendment; SB 626 with 1 amendment

**The bills were referred to the Committee on Health Regulation under the original reference.**

The Committee on Community Affairs recommends the following pass: CS for SJR 1056; CS for SB 1058

**The bills were referred to the Committee on Judiciary under the original reference.**

The Committee on Community Affairs recommends the following pass: SB 770

**The bill was referred to the Committee on Regulated Industries under the original reference.**

The Committee on Rules Subcommittee on Ethics and Elections recommends the following pass: SM 672

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

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 346; SM 1482

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SM 1528

**The bills were placed on the Calendar.**

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 2094

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1514

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1498

The Committee on Health Regulation recommends a committee substitute for the following: SB 1884

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Banking and Insurance under the original reference.**

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1428; SB 1620; SB 1844; SB 1860

The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations recommends a committee substitute for the following: CS for SB 432

The Committee on Budget Subcommittee on Education Pre-K - 12 Appropriations recommends a committee substitute for the following: SB 256

The Committee on Budget Subcommittee on Finance and Tax recommends committee substitutes for the following: SB 192; SB 2068

The Committee on Budget Subcommittee on General Government Appropriations recommends committee substitutes for the following: SB 154; CS for SB 704; SB 1132; SB 1354

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 842; SB 1314; SB 1440

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 1060; SB 1180

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1880

The Committee on Education Pre-K - 12 recommends committee substitutes for the following: SB 750; SB 1654

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 412; SB 1358; SB 1872

The Committee on Health Regulation recommends committee substitutes for the following: CS for SB 820; SB 2074

The Committee on Military Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1632

The Committee on Transportation recommends a committee substitute for the following: SB 1866

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Budget under the original reference.**

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 1022; SB 1108

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 2088

The Committee on Transportation recommends a committee substitute for the following: SB 232, **SB 848**, and **SB 870**

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.**

The Committee on Health Regulation recommends a committee substitute for the following: SB 1198

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1252

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Criminal Justice under the original reference.**

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 910; SB 1626

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 874

The Committee on Health Regulation recommends a committee substitute for the following: SB 1856

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

The Committee on Regulated Industries recommends committee substitutes for the following: SB 654; SB 1286

**The bills with committee substitute attached were referred to the Committee on Health Regulation under the original reference.**

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 808

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 206; SM 1486

**The bills with committee substitute attached were placed on the Calendar.**

The Committee on Environmental Preservation and Conservation recommends the following not pass: CS for SB 604

**The bill was laid on the table.**

## REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Environmental Regulation Commission	
Appointee: Gelber, Adam R.	07/01/2015
Fish and Wildlife Conservation Commission	
Appointee: Priddy, Aliese P.	01/06/2017

The Committee on Transportation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Transportation Commission	
Appointees: Lautenbach, Ned C.	09/30/2015
Marono, Manuel L.	09/30/2015

**The appointments were referred to the Rules Subcommittee on Ethics and Elections under the original reference.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Fasano—

**SB 44**—A bill to be entitled An act for the relief of Irving Hoffman and Marjorie Weiss, parents of Rachel Hoffman, deceased, individually and as co-personal representatives of the Estate of Rachel Hoffman, by the City of Tallahassee; providing an appropriation to compensate them for the wrongful death of their daughter, Rachel Hoffman, as a result of negligence by employees of the Tallahassee Police Department; providing a limitation on the payment of fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills.

**Senate Bills 46-2088**—Previously referenced.

**Senate Resolutions 2090-2092**—Not referenced.



By the Committee on Communications, Energy, and Public Utilities—

**SB 2094**—A bill to be entitled An act relating to energy; amending s. 186.801, F.S.; adding factors for the Public Service Commission to consider in reviewing the 10-year site plans submitted to the commission by electric utilities; amending s. 212.08, F.S.; providing definitions; providing a sales tax exemption for materials used in the distribution of biodiesel, ethanol, and other renewable fuels; specifying duties of the Department of Agriculture and Consumer Services in evaluating and approving applications for the exemption; authorizing the department to adopt rules; providing for future expiration of the tax exemption; amending s. 220.192, F.S., relating to the renewable energy technologies investment tax credit; revising definitions and defining the term “renewable fuel”; increasing the amount of available tax credit each fiscal year; extending the period during which the renewable energy technologies investment tax credit is available; deleting provisions authorizing a credit for hydrogen-powered vehicles and fuel cells; authorizing the Department of Agriculture and Consumer Services to adopt rules; amending s. 220.193, F.S., relating to the Florida renewable energy production credit; extending the period during which the credit is available; specifying the amount that each applicant is eligible to receive in tax credits; amending s. 255.257, F.S.; requiring the Department of Management Services to adopt rules for the state energy management plan, in coordination with the Department of Agriculture and Consumer Services; revising the requirements for the state energy management plan; requiring standard and uniform benchmark measures; amending s. 288.106, F.S.; redefining the term “target industry business,” for purposes of a tax refund program, to exclude certain electrical utilities; creating s. 366.94, F.S.; exempting from regulation under ch. 366, F.S., the sale of electricity to the public for the purpose of electric vehicle charging stations; requiring the Florida Building Commission, in coordination with the Department of Agriculture and Consumer Services and the Public Service Commission, to adopt rules to provide uniform standards for building electric vehicle charging stations; providing that the development of uniform standards is preempted to the state; requiring the Department of Agriculture and Consumer Services to develop rules for sales at electric vehicle charging stations; requiring that the Public Service Commission study the effects of charging stations on energy consumption in the state and the effects on the grid; prohibiting the obstruction of a parking space at an electric vehicle charging station; providing a penalty; amending s. 403.519, F.S.; requiring the Public Service Commission to consider the need to improve the balance of power plant fuel diversity and reduce Florida’s dependence on natural gas when determining the need for a proposed power plant; amending s. 581.083, F.S.; including algae and blue-green algae in provisions on permitting related to nonnative plants; clarifying exemption provisions; providing greater flexibility in reducing the amount of bond required; requiring the Department of Agriculture and Consumer Services to conduct a statewide forest inventory; requiring the Department of Agriculture and Consumer Services to work with other specified entities to develop information on cost savings for energy efficiency and conservation measures and post it on the department’s website; requiring the Public Service Commission to evaluate the provisions in the Florida Energy Efficiency and Conservation Act; requiring reports to the Legislature and the Executive Office of the Governor; providing an effective date.

—was referred to the Committees on Communications, Energy, and Public Utilities; Agriculture; and Budget.

By the Committee on Criminal Justice—

**SB 2096**—A bill to be entitled An act relating to community correction reentry programs; requiring the Department of Corrections to develop an operational plan to implement a pilot community corrections reentry program in certain designated counties; requiring that the operational plan describe the necessary facilities, staff, budget, and methods for selecting inmates to participate in the reentry program; providing examples of reentry services; requiring that all inmates who are within 36 months of their release date be considered for participation in the pilot community corrections reentry program; providing criteria to assess the risk of placing an inmate in the reentry program; requiring that an inmate who is selected for participation in the reentry program be transferred into the pilot program no later than 24 months before his or her release date; amending s. 945.091, F.S.; deleting a provision limiting the modes of transportation an inmate may use when traveling to and from his or her place of employment, education, or training; deleting a

provision requiring a specific appropriation for the Department of Corrections to transport an inmate in a state-owned vehicle; repealing s. 945.0913, F.S., relating to a prohibition on the driving of inmates participating in a work-release program in state-owned vehicles; providing an effective date.

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

By the Committee on Budget Subcommittee on Finance and Tax—

**SB 2098**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.06, F.S.; revising the definition of the term “dealer” for purposes relating to the collection of the tax on sales, use, and other transactions; amending s. 212.0596, F.S.; revising the term “mail order sale” to specifically include sales of tangible personal property ordered by Internet; deleting certain provisions that specify dealer activities or other circumstances that subject mail order sales to this state’s power to levy and collect the sales and use tax; providing that certain persons who make mail order sales and who have a substantial nexus with this state are subject to this state’s power to levy and collect the sales and use tax when they engage in certain enumerated activities; specifying that dealers are not required to collect and remit sales and use tax unless certain circumstances exist; creating a rebuttable presumption that a dealer is subject to the state’s power to levy and collect the sales or use tax under specified circumstances; specifying evidentiary proof that may be submitted to rebut the presumption; requiring that the Department of Revenue develop a tracking system, in consultation with the Revenue Estimating Conference, to determine the amount of sales tax remitted by out-of-state dealers who would otherwise not be required to collect and remit sales taxes but for the amendments made by the act; requiring that the department submit a report to the Governor and Legislature by a specified date each year; requiring that the report contain certain information; requiring that the Revenue Estimating Conference use such information to determine the amount of sales taxes remitted in the previous calendar year by such out-of-state dealers and estimate the amount that may be expected in the following fiscal year; requiring that the Legislature use the information to develop legislation designed to return the amount of sales taxes collected to the taxpayers of the state; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Budget.

By the Committee on Budget—

**SCR 2100**—A concurrent resolution urging Congress to call a convention for the purpose of proposing amendments to the Constitution of the United States to achieve and maintain a balanced federal budget.

—was referred to the Committee on Budget.

## BILLS REFERRED TO SUBCOMMITTEE

February 2, 2012

Pursuant to Senate Rule 4.6(4), the following has been referred to the Budget Subcommittee on General Government Appropriations which will report to this standing committee within 60 days: CS for SB 1262.

*Senator JD Alexander, Chair*  
Committee on Budget

February 2, 2012

Pursuant to Senate Rule 4.6(4), the following has been referred to the Budget Subcommittee on Higher Education Appropriations which will report to this standing committee within 60 days: SB 1558.

*Senator JD Alexander, Chair*  
Committee on Budget

February 3, 2012

Pursuant to Senate Rule 4.6(4), the following has been referred to the Budget Subcommittee on Education Pre-K - 12 Appropriations which will report to this standing committee within 60 days: CS for SB 1704.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 3, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Finance and Tax which will report to this standing committee within 60 days: CS for SB 412, CS for SB 1182, and SB 1472.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 3, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on General Government Appropriations which will report to this standing committee within 60 days: CS for CS for CS for SB 540, SB 902, CS for CS for SB 1042, SB 1120, CS for SB 1358, CS for CS for SB 1568, CS for SB 1648, SB 1814, and CS for SB 1872.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 3, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Health and Human Services Appropriations which will report to this standing committee within 60 days: CS for SB 320, CS for SB 480, CS for CS for SB 820, CS for SB 1600, CS for SB 1632, CS for SB 1826, and CS for SB 2074.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 3, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations which will report to this standing committee within 60 days: CS for CS for SB 354, CS for CS for SB 824, and SB 1092.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 6, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Criminal and Civil Justice Appropriations which will report to this standing committee within 180 days: CS for SB 950, SB 1200, SB 1360, SB 1570, CS for SB 1816, and SB 1268.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 6, 2012

Pursuant to Senate Rule 4.6(4), the following has been referred to the Budget Subcommittee on Education Pre-K - 12 Appropriations which will report to this standing committee within 60 days: CS for SB 1314.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 6, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Finance and Tax which will report to this standing committee within 60 days: SB 1062 and SB 1236.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 6, 2012

Pursuant to Senate Rule 4.6(4), the following has been referred to the Budget Subcommittee on Higher Education Appropriations which will report to this standing committee within 60 days: SB 1218.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 6, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations which will report to this standing committee within 60 days: CS for CS for SB 842 and CS for SB 1440.

*Senator JD Alexander, Chair*  
Committee on Budget

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February 7, 2012

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on General Government Appropriations which will report to this standing committee within 60 days: CS for SB 1428, CS for SB 1252, and CS for SB 1844.

*Senator JD Alexander, Chair*  
Committee on Budget

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## BILLS RECALLED FROM SUBCOMMITTEE

February 6, 2012

Pursuant to Senate Rule 4.6(4), the following which was referred to the Budget Subcommittee on Health and Human Services Appropriations has been recalled to this standing committee: CS for SB 880.

*Senator JD Alexander, Chair*  
Committee on Budget

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## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Budget Subcommittee on General Government Appropriations; and Senator Latvala—

**CS for SB 154**—A bill to be entitled An act relating to licensed security officers; amending s. 493.6120, F.S.; providing that a person who engages in any activity for which ch. 493, F.S., requires a license, but who acts without having a license, commits a misdemeanor of the first degree; providing that such person commits a felony of the third degree for a second or subsequent offense of engaging in activities without a license; authorizing the Department of Agriculture and Consumer Services to impose a civil penalty not to exceed a specified amount; providing that penalties do not apply if the person engaged in unlicensed activity within 90 days after the expiration date of the person's license; providing that a person who, while impersonating a security officer, private investigator, recovery agent, or other person required to have a license under ch. 493, F.S., knowingly and intentionally forces another person to assist the impersonator in an activity within the scope of duty of a professional licensed under ch. 493, F.S., commits a felony of the third degree; providing that a person who impersonates a security officer or other designated officer during the commission of a felony commits a felony of the second degree; providing that a person who impersonates a security officer or other designated officer during the commission of a

felony that results in death or serious bodily injury to another human being commits a felony of the first degree; authorizing a licensed security officer or a licensed security agency manager to detain a person on the premises of a critical infrastructure facility in certain circumstances; requiring the security officer to notify the law enforcement agency as soon as possible; requiring that custody of any person temporarily detained be immediately transferred to the responding law enforcement officer; providing for an exception to the immediate transfer; providing that the responsibilities of the security officer are limited to specified locations; prohibiting a security officer from detaining a person longer than is reasonably necessary; authorizing the security officer to search the person detained under certain circumstances; defining the term “critical infrastructure facility”; providing identification requirements for certain licensed security officers; providing an effective date.

By the Committee on Budget Subcommittee on Finance and Tax; and Senator Bennett—

**CS for SB 192**—A bill to be entitled An act relating to special districts; amending s. 189.4042, F.S.; revising provisions relating to merger and dissolution procedures for special districts; providing definitions; requiring the merger or dissolution of dependent special districts created by a special act to be effectuated by the Legislature; providing for the merger or dissolution of inactive special districts by special act without referendum; providing dissolution procedures for active independent special districts by special acts and referendum; providing for the dissolution of inactive independent special districts by special act; providing for local governments to assume indebtedness of, and receive title to property owned by, special districts under certain circumstances; providing for the merger of certain independent special districts by the Legislature; providing procedures and requirements for the voluntary merger of contiguous independent special districts; limiting the authority of the merged district to levy and collect revenue until a unified charter is approved by the Legislature; providing for the effect of the merger on employees, legal liabilities, obligations, proceedings, and annexation; providing for the determination of certain rights by the governing body of the merged district; providing that such provisions preempt certain special acts; providing procedures and requirements for the involuntary merger of independent special districts; providing exemptions from merger and dissolution procedures; amending s. 191.014, F.S.; deleting a provision relating to the conditions under which the merger of independent special districts or dependent fire control districts with other special districts is effective and the conditions under which a merged district is authorized to increase ad valorem taxes; amending s. 189.4044, F.S.; revising criteria by which special districts are declared inactive by a governing body; authorizing such districts to be dissolved without a referendum; providing an effective date.

By the Committees on Governmental Oversight and Accountability; Rules; and Rules Subcommittee on Ethics and Elections; and Senators Negron, Gaetz, and Evers—

**CS for CS for CS for SB 206**—A bill to be entitled An act relating to public meetings; creating s. 286.0114, F.S.; requiring that a member of the public be given a reasonable opportunity to be heard before a board or commission takes official action on a proposition before a board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision; providing that the opportunity to be heard is subject to rules or policies adopted by the board or commission; specifying certain exceptions; providing requirements for rules or policies governing the opportunity to be heard; providing that compliance with the requirements of the act is presumed under certain circumstances; authorizing a court to assess reasonable attorney fees in actions filed against a board or commission; providing that any action taken by a board or commission which is found in violation of the act is not void; providing that circuit courts have jurisdiction to issue injunctions for purposes of the act; requiring that a board or commission that is subject to ch. 120, F.S., adopt rules; providing an effective date.

By the Committee on Transportation; and Senators Norman, Oelrich, and Fasano—

**CS for SB's 232, 848 and 870**—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of

certain transportation facilities in specified counties; providing an effective date.

By the Committee on Budget Subcommittee on Education Pre-K - 12 Appropriations; and Senator Flores—

**CS for SB 256**—A bill to be entitled An act relating to youth and student athletes; amending s. 943.0438, F.S.; requiring independent sanctioning authorities to adopt policies to inform certain officials, coaches, and youth athletes and their parents of the nature and risk of certain head injuries; requiring that a signed consent form be obtained before the youth participates in athletic practices or competitions; requiring that a youth athlete be immediately removed from an athletic activity following a suspected head injury; requiring written clearance from an appropriately licensed and trained physician who is qualified in the field of neurology before the youth resumes athletic activities; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to adopt policies to inform certain officials, coaches, and student athletes and their parents of the nature and risk of certain head injuries; requiring that a signed consent form be obtained before a student athlete participates in athletic practices or competitions; requiring that a student athlete be immediately removed from an athletic activity following a suspected head injury; requiring written clearance from an appropriately licensed and trained physician who is qualified in the field of neurology before the student resumes athletic activities; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Bennett and Storms—

**CS for SB 412**—A bill to be entitled An act relating to an assessment on the sale of masonry units; creating the “Concrete Masonry Products Research, Education, and Promotion Act”; providing definitions; creating the Florida Concrete Masonry Council, Inc., as a nonprofit corporation; authorizing the council to levy an assessment on the sale of masonry units by a manufacturer, under certain circumstances; specifying the powers and duties of the council; prohibiting the council from participating or intervening in any political campaign; prohibiting the council from using any receipt to benefit its directors, officers, or other private persons; prohibiting the council from engaging in certain activities or exercising certain powers; providing for the appointment of the governing board of the council; providing that board members serve without compensation; entitling members to receive reimbursement for per diem and travel expenses; authorizing the council to submit a referendum to manufacturers of masonry units for authorization to levy an assessment on the sale of concrete masonry units; providing for the administrative powers and duties of the council; authorizing the council to accept grants, donations, contributions, or gifts under certain circumstances; authorizing the council to make payments to other organizations under certain circumstances; requiring that a manufacturer of concrete masonry products collect the assessment from a purchaser at the time of sale of a concrete masonry unit; authorizing the council to initiate legal action against a manufacturer that fails to remit the assessment; providing a procedure for manufacturers to petition for a referendum to continue the assessment; requiring the council to adopt bylaws; providing an effective date.

By the Committees on Budget Subcommittee on Criminal and Civil Justice Appropriations; and Criminal Justice; and Senators Flores, Diaz de la Portilla, Garcia, and Lynn—

**CS for CS for SB 432**—A bill to be entitled An act relating to criminal restitution; amending s. 775.089, F.S.; providing that a crime victim entitled to restitution may include a trade association representing the owner or lawful producer of a recording who sustains a loss as a result of physical piracy; providing a limitation of the restitution obligation to specifically exclude acts of online piracy; defining the term “trade association”; providing an effective date.

By the Committee on Regulated Industries; and Senators Hays and Sobel—

**CS for SB 654**—A bill to be entitled An act relating to animal control; amending s. 381.0031, F.S.; requiring animal control officers, wildlife

officers, and disease laboratories to report potential health risks to humans from animals; amending s. 828.055, F.S.; providing for use of additional prescription drugs for euthanasia and chemical immobilization of animals; providing for rulemaking to expand the list of additional prescription drugs; providing that the Board of Pharmacy or the Department of Health may revoke or suspend a permit upon a determination that the permittee or its employees or agents is using or has used an authorized drug for other purposes or if a permittee has committed specified violations; amending s. 828.058, F.S.; restricting the use of intracardial injection for euthanizing animals; prohibiting the delivery of a lethal solution or powder by adding it to food; providing an effective date.

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By the Committees on Budget Subcommittee on General Government Appropriations; and Community Affairs; and Senator Bennett—

**CS for CS for SB 704**—A bill to be entitled An act relating to building construction and inspection; amending s. 162.12, F.S.; revising the authorized methods of sending notices to violators of local codes; amending s. 381.0065, F.S.; revising the definition of the term “bedroom” for purposes of requirements governing onsite sewage treatment and disposal systems; conforming a cross-reference; providing that a permit for the installation, modification, or repair of an onsite sewage treatment and disposal system approved by the Department of Health transfers along with the title to the property in a real estate transaction; prohibiting the transferred title from being encumbered by new permit requirements; providing criteria for an abandoned onsite sewage treatment and disposal system; providing guidelines for the reconnection of an abandoned system; providing for the applicability of rules to the construction of an onsite sewage treatment and disposal system; providing certain exemptions for a remodeled single-family home; amending s. 468.604, F.S.; authorizing a building code administrator or building official to approve the electronic filing of building plans and related documents; amending s. 468.609, F.S.; revising the eligibility requirements of a building code inspector or plans examiner; revising criteria for the issuance of provisional certificates; amending s. 468.841, F.S.; including a person or a business organization acting within the scope of a landscape architecture license in the exemption from certain provisions related to mold assessment; amending s. 489.103, F.S.; providing an exemption from construction contracting requirements for an owner who installs, removes, or replaces solar panels on certain residences while acting as the contractor; providing for an electronic signature on the permit application; requiring the building permit application and disclosure statement to include a declaration statement by the owner; providing that the issuing authority is not liable in any civil action for inaccurate information submitted by the owner using the authority’s electronic permitting system; amending s. 489.105, F.S.; revising the definition of the term “demolish” for purposes of describing the scope of work of a contractor to include all buildings or residences of certain heights; clarifying the definition of the term “plumbing contractor”; removing the term “glazing contractor” from within the definition of the term “contractor” for purposes of licensing by the Department of Business and Professional Regulation; reenacting s. 489.105(6), F.S., relating to the definition of the term “contracting”; clarifying the intent of the Legislature in the adoption of certain amendments to s. 489.105(6), F.S., and specifying that the amendments were intended to be remedial in nature, clarify existing law, and apply retroactively to any contract for the sale of manufactured or factory-built buildings that will be completed on site and otherwise comply with the requirements under state law; amending ss. 489.127 and 489.531, F.S.; increasing the maximum civil penalties that may be assessed against unlicensed contractors; amending s. 553.721, F.S.; allocating a portion of the funds derived from a surcharge on permit fees to the Florida Building Code Compliance and Mitigation Program; making technical and grammatical changes; amending s. 553.73, F.S.; exempting certain buildings or structures used for hunting from the Florida Building Code; amending s. 553.844, F.S.; extending the expiration date to 2013 for exemption of certain equipment installation meeting the 2007 building code; amending s. 633.0215, F.S.; authorizing the electronic filing of certain construction plans for approval by the fire code administrator or fire official; amending s. 713.135, F.S.; providing that an owner or contractor is not required to personally appear and provide a notarized signature when filing a building permit application for a solar project if certain conditions are met; providing that the issuing authority is not liable in any civil action for inaccurate information submitted by the owner using the authority’s electronic permitting system; requiring the Florida Building Commission to establish a workgroup to assist in

the development of rules for an alternative design method for screen enclosures; providing for membership of the workgroup; providing factors that must be included in the rule; providing dates for appointment of the workgroup and adoption of a rule; requiring the commission to incorporate the alternative design method for screen enclosures into the Florida Building Code; providing conditions for expiration of the provision; providing an effective date.

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By the Committee on Education Pre-K - 12; and Senator Flores—

**CS for SB 750**—A bill to be entitled An act relating to bonds; amending s. 1010.49, F.S.; revising the period for which bonds are to be retired; providing that all bonds are callable at times and upon terms prescribed by the district school board; providing an effective date.

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By the Committee on Education Pre-K - 12; and Senators Norman and Negron—

**CS for SB 808**—A bill to be entitled An act relating to the joint use of public school facilities; creating s. 1013.105, F.S.; providing legislative findings; encouraging each district school board to adopt written policies to promote public access to outdoor recreation and sports facilities on school property, increase the number of joint-use agreements, and develop and adopt policies and procedures for an appeal process when negotiations for a joint-use agreement fail; providing duties of district school boards and the Department of Education; creating s. 768.072, F.S.; providing immunity from liability for a district school board that adopts public access policies or enters into a joint-use agreement except in instances of gross negligence or intentional misconduct; defining the term “gross negligence”; providing an effective date.

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By the Committees on Health Regulation; and Environmental Preservation and Conservation; and Senator Dean—

**CS for CS for SB 820**—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; deleting legislative intent; defining the term “bedroom”; conforming cross-references; providing for any permit issued and approved by the Department of Health for the installation, modification, or repair of an onsite sewage treatment and disposal system to transfer with the title of the property; providing circumstances in which an onsite sewage treatment and disposal system is not considered abandoned; providing for the validity of an onsite sewage treatment and disposal system permit if rules change before final approval of the constructed system, under certain conditions; providing that a system modification, replacement, or upgrade is not required unless a bedroom is added to a single-family home; deleting provisions requiring the department to administer an evaluation and assessment program of onsite sewage treatment and disposal systems and requiring property owners to have such systems evaluated at least once every 5 years; deleting obsolete provisions; creating s. 381.00651, F.S.; requiring a county or municipality containing a first magnitude spring to adopt by ordinance, under certain circumstances, the program for the periodic evaluation and assessment of onsite sewage treatment and disposal systems; requiring the county or municipality to notify the Secretary of State of the ordinance; authorizing a county or municipality, in specified circumstances, to opt out by a majority plus one vote of certain requirements by a specified date; authorizing a county or municipality to adopt or repeal, after a specified date, an ordinance creating an evaluation and assessment program, subject to notification of the Secretary of State; providing criteria for evaluations, qualified contractors, and repair of systems; providing for certain procedures and exemptions in special circumstances; defining the term “system failure”; requiring that certain procedures be used for conducting tank and drainfield evaluations; providing for certain procedures in special circumstances; providing for contractor immunity from liability under certain conditions; providing for assessment procedures; providing requirements for county health departments; requiring the Department of Health to allow county health departments and qualified contractors to access the state database to track data and evaluation reports; requiring counties and municipalities to notify the Secretary of Environmental Protection and the Department of Health when an evaluation program ordinance is adopted; requiring the Department of Environmental Protection to notify those counties or municipalities of the use of, and access to, certain state and federal program funds and to provide certain guidance and technical assistance upon

request; prohibiting the adoption of certain rules by the Department of Health; providing for applicability; repealing s. 381.00656, F.S., relating to a grant program for the repair of onsite sewage treatment and disposal systems; amending s. 381.0066, F.S.; lowering the fees imposed by the department for certain permits; conforming cross-references; providing an effective date.

By the Committees on Commerce and Tourism; and Community Affairs; and Senator Bennett—

**CS for CS for SB 842**—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; authorizing a local government to retain certain charter provisions that were in effect as of a specified date and that relate to an initiative or referendum process; amending s. 163.3174, F.S.; requiring a local land planning agency to periodically evaluate and appraise a comprehensive plan; amending s. 163.3175, F.S.; revising provisions related to growth management; requiring comments by military installations to be considered by local governments in a manner consistent with s. 163.3184, F.S.; specifying comments to be considered by the local government; amending s. 163.3177, F.S.; revising the housing and intergovernmental coordination elements of comprehensive plans; amending s. 163.31777, F.S.; exempting certain municipalities from public schools interlocal-agreement requirements; providing requirements for municipalities meeting the exemption criteria; amending s. 163.3178, F.S.; replacing a reference to the Department of Community Affairs with the state land planning agency; deleting provisions relating to the Coastal Resources Interagency Management Committee; amending s. 163.3180, F.S., relating to concurrency; revising and providing requirements relating to public facilities and services, public education facilities, and local school concurrency system requirements; deleting provisions excluding a municipality that is not a signatory to a certain interlocal agreement from participating in a school concurrency system; amending s. 163.3184, F.S.; revising provisions relating to the expedited state review process for adoption of comprehensive plan amendments; clarifying the time in which a local government must transmit an amendment to a comprehensive plan and supporting data and analyses to the reviewing agencies; deleting the deadlines in administrative challenges to comprehensive plans and plan amendments for the entry of final orders and referrals of recommended orders; specifying a deadline for the state land planning agency to issue a notice of intent after receiving a complete comprehensive plan or plan amendment adopted pursuant to a compliance agreement; amending s. 163.3191, F.S.; conforming a cross-reference to changes made by the act; amending s. 163.3245, F.S.; deleting an obsolete cross-reference; deleting a reporting requirement relating to optional sector plans; amending s. 186.002, F.S.; deleting a requirement for the Governor to consider certain evaluation and appraisal reports in preparing certain plans and amendments; amending s. 186.007, F.S.; deleting a requirement for the Governor to consider certain evaluation and appraisal reports when reviewing the state comprehensive plan; amending s. 186.505, F.S.; requiring a regional planning council to determine before accepting a grant that the purpose of the grant is in furtherance of its functions; prohibiting a regional planning council from providing consulting services for a fee to any local government for a project for which the council will serve in a review capacity; prohibiting a regional planning council from providing consulting services to a private developer or landowner for a project for which the council may serve in a review capacity in the future; amending s. 186.508, F.S.; requiring that regional planning councils coordinate implementation of the strategic regional policy plans with the evaluation and appraisal process; amending s. 189.415, F.S.; requiring an independent special district to update its public facilities report every 7 years and at least 12 months before the submission date of the evaluation and appraisal notification letter; requiring the Department of Economic Opportunity to post a schedule of the due dates for public facilities reports and updates that independent special districts must provide to local governments; amending s. 288.975, F.S.; deleting a provision exempting local government plan amendments necessary to initially adopt the military base reuse plan from a limitation on the frequency of plan amendments; amending s. 380.06, F.S.; correcting cross-references; amending s. 380.115, F.S.; adding a cross-reference for exempt developments; amending s. 1013.33, F.S.; deleting redundant requirements for interlocal agreements relating to public education facilities; amending s. 1013.35, F.S.; deleting a cross-reference to conform to changes made by the act; amending s. 1013.351, F.S.; deleting redundant requirements for the submission of certain interlocal agreements to the Office of Educa-

tional Facilities and the state land planning agency and for review of the interlocal agreement by the office and the agency; amending s. 1013.36, F.S.; deleting an obsolete cross-reference; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Benacquisto—

**CS for SB 874**—A bill to be entitled An act relating to sick leave for school district employees; amending s. 1012.61, F.S.; authorizing each district school system to provide a policy allowing the donation of accrued sick leave to any district employee; providing standards for a sick leave transfer policy; providing an effective date.

By the Committee on Banking and Insurance; and Senators Hays and Bennett—

**CS for SB 910**—A bill to be entitled An act relating to public retirement plans; amending s. 175.351, F.S.; revising provisions relating to benefits paid from the premium tax by a municipality or special fire control district that has its own pension plan; providing for retroactive application; amending s. 185.02, F.S.; revising the definition of the term “compensation” or “salary” for purposes of police officers’ pensions; amending s. 185.35, F.S.; revising provisions relating to benefits paid by a municipality that has its own pension plan; providing for retroactive application; providing a declaration of important state interest; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Garcia—

**CS for SB 1022**—A bill to be entitled An act relating to revitalizing municipalities; amending s. 212.20, F.S.; providing for the transfer of certain sales tax revenues from the General Revenue Fund to the Revenue Sharing Trust Fund for Municipalities; amending s. 218.23, F.S.; providing for a distribution from the Revenue Sharing Trust Fund for Municipalities relating to an increase in sales tax collections over the preceding year to the governing body of an area that receives tax increment revenues pursuant to a designation as a sales tax TIF area; amending s. 290.004, F.S.; providing definitions; amending s. 290.0056, F.S.; revising provisions relating to the enterprise zone development agency; providing powers of the governing body upon the designation of a sales tax TIF area; amending s. 290.007, F.S.; providing designation of sales tax TIF areas as an economic incentive in enterprise zones; creating ss. 290.01351, 290.0136, 290.0137, 290.0138, 290.0139, and 290.01391, F.S.; creating the “Municipal Revitalization Act”; providing legislative intent and purposes; authorizing specified governing bodies to create sales tax TIF areas within a county or municipality having a specified population; providing requirements, processes, and limitations relating to such sales tax TIF areas; providing that the governing body for an enterprise zone where a sales tax TIF area is located is eligible for specified percentage distributions of increased state sales tax collections under certain circumstances; requiring the Department of Revenue to determine the amount of increased sales tax collections to be distributed to each eligible designated enterprise zone redevelopment agency and to transfer the aggregate amount due to all such agencies to the Revenue Sharing Trust Fund for Municipalities for distribution; providing requirements and conditions relating to such distributions of increased sales tax collections to governing bodies; authorizing certain retail development project developers to enter into retail development project agreements with governing bodies designating sales tax TIF areas; providing requirements, limitations, and conditions relating to such retail development project agreements; granting specified powers to a governing body for a sales tax TIF area for the purpose of providing financing and fostering certain improvements, including issuing sales tax increment revenue bonds; providing for the issuance of tax increment revenue bonds and the use of such bonds; providing an effective date.

By the Committees on Community Affairs; and Communications, Energy, and Public Utilities; and Senators Bogdanoff and Lynn—

**CS for CS for SB 1060**—A bill to be entitled An act relating to communications services taxes; amending s. 202.105, F.S.; revising legislative intent; amending s. 202.11, F.S.; modifying definitions; removing the definition of the term “cable service”; adding definitions for the terms “digital good,” “digital service,” and “Internet access service”; revising

the definitions of the terms “communication services,” “information service,” “mobile communication service,” “sales price,” “service address,” and “video service”; amending ss. 202.125, 202.16, 202.20, and 202.24, F.S.; conforming provisions to changes in terminology; amending s. 202.18, F.S.; removing a cross-reference to conform; amending s. 202.195, F.S.; clarifying provisions exempting from the public records law certain proprietary confidential business information held by a local governmental entity for the purpose of assessing the local communications services tax; amending s. 202.22, F.S.; revising provisions relating to a communications services dealer’s liability for tax underpayments that result from the incorrect assignment of service addresses to local taxing jurisdictions and providing requirements and conditions with respect thereto; prohibiting the department from denying a dealer of communications services a deduction of a specified amount as a collection allowance under certain circumstances; amending s. 202.231, F.S.; requiring the Department of Revenue to aggregate monthly and make available to the public on a jurisdiction-by-jurisdiction basis certain sales and net tax information; amending s. 202.26, F.S.; conforming a cross-reference; amending ss. 203.01, 610.118, and 624.105, F.S.; conforming cross-references; providing for certain retroactive effect; providing an effective date.

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By the Committee on Commerce and Tourism; and Senator Altman—

**CS for SB 1108**—A bill to be entitled An act relating to exemptions from the tax on sales, use, and other transactions; amending s. 212.08, F.S.; exempting certain items used to manufacture, produce, or modify aircraft engines and gas turbine engines and parts from the tax on sales, use, and other transactions; providing an effective date.

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By the Committee on Budget Subcommittee on General Government Appropriations; and Senators Hays and Montford—

**CS for SB 1132**—A bill to be entitled An act relating to agriculture; amending s. 823.14, F.S.; revising definitions relating to the Florida Right to Farm Act to include beekeeping; amending s. 586.02, F.S.; revising the definition of the term “apiary” and adding a definition for the term “apiculture”; amending s. 586.10, F.S.; providing that authority to regulate honeybee colonies is preempted to the state; requiring that the Department of Agriculture and Consumer Services adopt rules after consulting with local governments and other affected stakeholders; reordering and amending s. 604.50, F.S.; providing an exemption from the Florida Building Code for farm signs; providing an effective date.

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By the Committee on Community Affairs; and Senator Bennett—

**CS for SB 1180**—A bill to be entitled An act relating to growth management; amending s. 163.3184, F.S.; requiring that comprehensive plan amendments proposing certain developments follow the state coordinated review process; amending s. 380.06, F.S.; limiting the scope of certain recommendations and comments by reviewing agencies regarding proposed developments; revising certain review criteria for reports and recommendations on the regional impact of proposed developments; requiring regional planning agency reports to contain recommendations consistent with the standards of state permitting agencies and water management districts; providing that specified changes to a development order are not substantial deviations; providing an exemption from development-of-regional-impact review for proposed developments that meet specified criteria and are located in certain jurisdictions; providing applicability; amending s. 380.115, F.S.; revising conditions under which a local government is required to rescind a development-of-regional-impact development order; creating s. 163.3165, F.S.; providing for application and approval of an amendment to the local comprehensive plan by the owner of land that meets certain criteria as an agricultural enclave; creating a 2-year permit extension; providing an effective date.

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By the Committee on Health Regulation; and Senator Bogdanoff—

**CS for SB 1198**—A bill to be entitled An act relating to the prescribing of controlled substances; amending s. 456.44, F.S.; revising the definition of the term “addiction medicine specialist” to include a board-certified psychiatrist, rather than a physiatrist; redefining the term “board-certified pain management physician” to include a physician who possesses board certification or subcertification in pain management by

a specialty board recognized by the American Board of Medical Specialties; redefining the term “chronic nonmalignant pain”; providing requirements that a physician who prescribes certain specific controlled substances for the treatment of chronic nonmalignant pain must fulfill; providing that the management of pain in certain patients requires consultation with or referral to a psychiatrist, rather than a physiatrist; providing that a prescription is deemed compliant with the standards of practice and is valid for dispensing when a pharmacy receives it; providing that the standards of practice regarding the prescribing of controlled substances do not apply to certain physicians; amending s. 458.3265, F.S.; revising the definition of the term “chronic nonmalignant pain”; requiring that a pain-management clinic register with the Department of Health unless the clinic is wholly owned by certain board-eligible or board-certified physicians or medical specialists, organized as a physician-owned group practice, or wholly owned by physicians who are not board eligible or board certified but who have completed specified residency programs and have a specified number of years of full-time practice in pain medicine; amending s. 459.0137, F.S.; revising the definition of “chronic nonmalignant pain”; requiring that a pain-management clinic register with the Department of Health unless the clinic is wholly owned by certain health care practitioners; amending s. 465.0276, F.S.; redefining the term “approved clinical trial” as it relates to the Florida Pharmacy Act; amending s. 893.055, F.S.; providing that a pharmacist or health care practitioner is exempt from reporting a dispensed controlled substance to the Department of Health when administering the controlled substance to a patient who is receiving hospice care or to a patient or resident receiving care at certain medical facilities licensed in the state; requiring that a pharmacy, prescriber, or dispenser have access to information in the prescription drug monitoring program’s database which relates to a patient, or a potential patient, of that pharmacy, prescriber, or dispenser for the purpose of reviewing the patient’s controlled substance prescription history; providing an effective date.

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By the Committee on Regulated Industries; and Senator Jones—

**CS for SB 1252**—A bill to be entitled An act relating to business and professional regulation; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to waive certain licensing fees for a military veteran who applies within a specified period after honorable discharge from any branch of the United States Armed Forces; amending s. 455.2179, F.S.; authorizing the department rather than the board to approve continuing education providers or courses under certain circumstances; reserving to the department the authority to determine the contents of documents submitted for approval of a continuing education provider or course; amending s. 455.271, F.S.; limiting to the department the authority to reinstate a license that has become void under certain circumstances; amending s. 455.273, F.S.; revising the method of license renewal notification or notice of pending cancellation of licensure to include an e-mail address; deleting a requirement that a licensure renewal notification and a notice of cancellation of licensure include certain information regarding the applicant; amending s. 455.275, F.S.; revising a provision relating to maintenance of current address-of-record information to include e-mail address; revising a provision relating to notice to a licensee to allow service of process by e-mail; amending s. 475.451, F.S.; authorizing distance learning courses as an acceptable alternative to classroom instruction for renewal of a real estate instructor permit; providing that distance learning courses are under the discretion of the school offering the real estate course; requiring distance learning courses to adhere to certain requirements; amending s. 475.611, F.S.; revising the definition of the terms “appraisal management company” and “appraisal management services” and defining the term “subsidiary”; amending s. 475.6171, F.S.; revising requirements for the issuance of registration or certification upon receipt of proper documentation; amending s. 475.6235, F.S.; revising provisions relating to titles an appraisal management company must be registered to use; providing exemptions from registration requirements; amending s. 475.6245, F.S.; providing additional grounds for discipline of appraisal management companies, to which penalties apply; amending s. 476.188, F.S.; revising the list of locations for the performance of barber services not in a registered barbershop; amending s. 477.0135, F.S.; exempting from cosmetology licensure individuals who perform makeup services to the general public; amending s. 477.019, F.S.; revising procedures for cosmetology licensure by endorsement to provide an exception to required proof of educational hours; amending s. 477.0263, F.S.; authorizing the performance of cosmetology and specialty

services in a location other than a licensed salon under certain circumstances; reenacting and amending s. 489.118, F.S.; reviving grandfathering provisions and establishing a new deadline for applications for certification of certain registered contractors; amending s. 548.061, F.S.; removing the requirement that each person or club that holds or shows matches on a closed circuit telecast viewed within the state, but originating within another state, must file certain reports; providing an effective date.

By the Committee on Regulated Industries; and Senator Thrasher—

**CS for SB 1286**—A bill to be entitled An act relating to treatment programs for impaired professionals; creating s. 401.466, F.S.; providing that an emergency medical technician or paramedic who is certified or has applied to be certified may be subject to a treatment program for impaired practitioners at the election of the impaired practitioner consultant; prohibiting charging the associated costs to the Medical Quality Assurance Trust Fund within the Department of Health; amending s. 456.076, F.S.; exempting an entity retained by the Department of Health as an impaired practitioner consultant from certain licensing requirements if the entity employs or contracts with licensed professionals; revising the schools or programs that may contract for impaired practitioner consulting services; limiting the liability of certain medical schools and schools that prepare health care practitioners and veterinarians for licensure for referring a student to an impaired practitioner consultant; authorizing the Department of Health to refer an applicant for licensure to the consultant; clarifying the types of legal proceedings related to services provided by impaired practitioner consultants which are defended by the Department of Financial Services; clarifying requirements for an impaired practitioner consultant to maintain as confidential certain information concerning an impaired practitioner; authorizing the department and certain other entities to have administrative control over the impaired practitioner consultant to the extent necessary to receive disclosures; creating s. 468.315, F.S.; providing that a radiologic technologist who is certified or who has applied to be certified may be subject to a treatment program for impaired practitioners at the election of an impaired practitioner consultant; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Gaetz and Gardiner—

**CS for SB 1314**—A bill to be entitled An act relating to career-themed courses; amending s. 1003.491, F.S.; revising provisions relating to the Florida Career and Professional Education Act; requiring that each district school board, in collaboration with regional workforce boards, economic development agencies, and postsecondary institutions, develop a strategic 3-year plan addressing and meeting local and regional workforce demands; authorizing school districts to offer career-themed courses; revising the requirements of the strategic 3-year plan to include career-themed courses and specified strategies; revising the period within which newly proposed core courses are to be approved or denied by the curriculum review committee; amending s. 1003.492, F.S.; revising provisions relating to industry-certified career education programs to conform to changes made by the act; amending s. 1003.493, F.S.; providing a definition for the term “career-themed course”; requiring that a student who enrolls in and completes a career-themed course or a sequence of career-themed courses receive opportunities to earn postsecondary credit if the career-themed course credits can be articulated to a postsecondary institution; providing goals of career-themed courses; providing for career-themed courses to be offered in a school-within-a-school career academy or a school providing multiple career-themed courses structured around an occupational cluster; providing requirements for career-themed courses; requiring that strategies to improve the passage rate on an industry certification examination be included in the strategic 3-year plan under certain circumstances; requiring that Workforce Florida, Inc., serve in an advisory role in the development and deployment of newly established career-themed courses; amending s. 1003.4935, F.S.; revising provisions relating to middle school career and professional academy courses to conform to changes made by the act; requiring that the Department of Education collect and report student achievement data for students who are enrolled in career-themed courses and who attain a specified industry certification; amending s. 1011.62, F.S.; revising provisions relating to the computation of the

annual allocation of funds to each school district for operation; providing an effective date.

By the Committee on Budget Subcommittee on General Government Appropriations; and Senator Detert—

**CS for SB 1354**—A bill to be entitled An act relating to environmental resource permitting; creating s. 373.4131, F.S.; requiring the Department of Environmental Protection, in coordination with the water management districts, to adopt statewide environmental resource permitting rules for activities relating to the management and storage of surface waters; providing rule requirements; preserving an exemption from causes of action under the “Bert J. Harris, Jr., Private Property Rights Protection Act”; providing an exemption from the rulemaking provisions of ch. 120, F.S., for implementation of the rules by water management districts; requiring counties, municipalities, and delegated local pollution control programs to incorporate by reference certain rules; requiring counties, municipalities, and delegated local pollution control programs to amend ordinances and regulations within a specified timeframe to incorporate applicable rules; allowing counties, municipalities, and delegated local pollution control programs to have stricter regulations; requiring reconciliation of duplicative permitting processes; authorizing water management districts to adopt and retain specified rules; authorizing the department to incorporate certain rules; providing a presumption of compliance for specified design, construction, operation, and maintenance of certain stormwater management systems; providing exemptions for specified stormwater management systems and permitted activities; requiring the department to conduct or oversee staff assessment and training; reenacting s. 70.001(12), F.S., relating to the “Bert J. Harris, Jr., Private Property Rights Protection Act,” for purposes of a cross-reference in s. 373.4131, F.S.; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Hays—

**CS for SB 1358**—A bill to be entitled An act relating to employee drug testing; amending s. 112.0455, F.S.; removing the definition of the term “safety-sensitive position,” redefining the term “job applicant,” and defining the term “random testing” for purposes of the Drug-Free Workplace Act; authorizing an agency within state government to conduct random drug testing every 3 months; removing provisions prohibiting a state agency from discharging or disciplining an employee under certain circumstances based on the employee’s first positive confirmed drug test; removing provisions limiting the circumstances under which an agency may discharge an employee in a special risk or safety-sensitive position; providing that an agency may discharge or discipline an employee following a first-time positive confirmed drug test result; authorizing an agency to refer an employee to an employee assistance program or an alcohol and drug rehabilitation program if the employee is not discharged; providing that participation in an employee assistance program or an alcohol and drug rehabilitation program may be at the employee’s own expense or pursuant to a health insurance plan; requiring the employer to determine if the employee is able to safely and effectively perform the job duties assigned to the employee before the employee enters the employee assistance program or the alcohol and drug rehabilitation program; deeming that certain specified job activities cannot be performed safely and effectively while the employee is participating in the employee assistance program or the alcohol and drug rehabilitation program; requiring the employer to transfer the employee to a job assignment that he or she can perform safely and effectively while the employee participates in the employee assistance program or the alcohol and drug rehabilitation program; requiring the employer to place the employee on leave status while the employee is participating in an employee assistance program or an alcohol and drug rehabilitation program if such a position is unavailable; authorizing the employee to use accumulated leave credits before being placed on leave without pay; amending s. 440.102, F.S.; revising the definition of the term “job applicant”; removing the definition of the term “safety-sensitive position” and replacing it with the definition for the term “mandatory-testing position”; providing that an employer remains qualified for an insurer rate plan that discounts rates for workers’ compensation and employer’s liability insurance policies if the employer maintains a drug-free workplace program that is broader in scope than that provided for by the standards and procedures established in the act; authorizing a public



employer, using an unbiased selection procedure, to conduct random drug tests of employees occupying mandatory-testing or special-risk positions if the testing is performed in accordance with drug-testing rules adopted by the Agency for Health Care Administration; requiring that a public sector employer assign a public sector employee to a position other than a mandatory-testing position if the employee enters an employee assistance program or alcohol and drug rehabilitation program; removing provisions related to collective bargaining rights for nonfederal public sector employers; conforming cross-references; amending s. 944.474, F.S.; revising provisions governing employees of the state correctional system, to conform to changes made by the act; providing an effective date.

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By the Committee on Banking and Insurance; and Senator Smith—

**CS for SB 1428**—A bill to be entitled An act relating to the renewal of a commercial lines insurance policy; amending s. 627.4133, F.S.; providing that the transfer of a policy to certain other insurers is considered a renewal of the policy rather than a cancellation or nonrenewal; requiring notice of such transfer; specifying which types of policies such transfer provisions apply to; providing an effective date.

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By the Committee on Commerce and Tourism; and Senators Braynon, Flores, Altman, Garcia, and Gibson—

**CS for SB 1440**—A bill to be entitled An act relating to unemployment compensation; amending s. 443.036, F.S.; updating and revising definitions; amending s. 443.101, F.S., relating to disqualification for benefits; revising the definition of the term “good cause”; amending ss. 443.1216 and 443.131, F.S.; conforming cross-references; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Braynon—

**CS for SM 1486**—A memorial to the Congress of the United States, urging Congress to pass H.R. 2918, the Taiwan Policy Act of 2011.

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By the Committee on Governmental Oversight and Accountability; and Senator Ring—

**CS for SB 1498**—A bill to be entitled An act relating to state technology; abolishing the Agency for Enterprise Information Technology; transferring the personnel, functions, and funds of the Agency for Enterprise Information Technology to the Agency for State Technology; transferring specified personnel, functions, and funds relating to technology programs from the Department of Management Services to the Agency for State Technology; transferring the Northwood Shared Resource Center and the Southwood Shared Resource Center to the agency; repealing s. 14.204, F.S., relating to the Agency for Enterprise Information Technology; creating s. 14.206, F.S.; creating the Agency for State Technology; providing for an executive director who shall be the state’s Chief Information Officer; requiring the Governor to appoint a search committee to recommend candidates for executive director; providing for organization of the agency; providing duties and responsibilities of the agency and of the executive director; prohibiting the agency from using certain trust funds for certain purposes; authorizing the agency to adopt rules; reordering and amending s. 282.0041, F.S.; revising and providing definitions of terms as used in the Enterprise Information Technology Services Management Act; amending s. 282.0055, F.S.; revising provisions for assignment of information technology services; directing the agency to create a road map for enterprise information technology service consolidation and a comprehensive transition plan; requiring the transition plan to be submitted to the Governor and Cabinet and the Legislature by a certain date; providing duties for state agencies relating to the transition plan; prohibiting state agencies from performing certain technology-related activities; providing for exceptions; amending s. 282.0056, F.S.; providing for development by the agency executive director of a biennial State Information Technology Strategic Resources Plan for approval by the Governor and Cabinet; directing state agencies to submit their own information technology plans and any requested information to the agency; revising provisions for development of work plans and implementation plans; revising provisions for reporting on achievements; amending s. 282.201, F.S.; re-

vising provisions for a state data center system; providing legislative intent; directing the agency to provide recommendations to the Governor, Cabinet, and Legislature relating to primary data center designations and changes to the schedule for the consolidations of state agency data centers; providing duties of a state agency consolidating a data center into a primary data center; revising the scheduled consolidation dates for state agency data centers; amending s. 282.203, F.S.; revising duties of primary data centers; removing provisions for boards of trustees to head primary data centers; requiring a memorandum of understanding between the primary data center and the participating state agency; limiting the term of the memorandum; providing for failure to enter into a memorandum; repealing s. 282.204, F.S., relating to Northwood Shared Resource Center; repealing s. 282.205, F.S., relating to Southwood Shared Resource Center; creating s. 282.206, F.S.; establishing the Fletcher Shared Resource Center within the Department of Financial Services to provide enterprise information technology services; directing the center to collaborate with the agency; directing the center to provide collocation services to the Department of Legal Affairs, the Department of Agriculture and Consumer Services, and the Department of Financial Services; directing the Department of Financial Services to continue to use the center and provide service to the Office of Financial Regulation and the Office of Insurance Regulation and host the Legislative Appropriations System/Planning and Budgeting Subsystem; providing for governance of the center; providing for a steering committee to ensure adequacy and appropriateness of services; directing the Department of Legal Affairs and the Department of Agriculture and Consumer Services to move data center equipment to the center by certain dates; repealing s. 282.33, F.S., relating to objective standards for data center energy efficiency; amending s. 282.34, F.S.; revising provisions for a statewide e-mail service to meet the needs of executive branch agencies; requiring the agency to reevaluate the current contract for e-mail services; requiring state agencies to receive e-mail services through the agency; authorizing the Department of Agriculture and Consumer Services, the Department of Financial Services, the Office of Financial Regulation, and the Office of Insurance Regulation to receive e-mail services from the Fletcher Shared Resource Center or the agency; amending s. 282.702, F.S.; directing the agency to develop a plan for statewide voice-over-Internet protocol services; requiring certain content in the plan; requiring the plan to be submitted to the Governor, Cabinet, and Legislature by a certain date; amending s. 364.0135, F.S.; providing for the agency’s role in the promotion of broadband Internet service; providing an additional duty; amending ss. 20.22, 110.205, 215.22, 215.322, 216.292, 282.318, 282.604, 282.703, 282.704, 282.705, 282.706, 282.707, 282.709, 282.7101, 282.711, 287.012, 287.057, 318.18, 320.0802, 328.72, 365.171, 365.172, 365.173, 365.174, 401.013, 401.015, 401.018, 401.021, 401.024, 401.027, 401.465, 445.011, 445.045, and 668.50, F.S., relating to a financial and cash management system task force, career service exemptions, trust funds, payment cards and electronic funds transfers, the Communications Working Capital Trust Fund, the Enterprise Information Technology Services Management Act, adoption of rules, the Communication Information Technology Services Act, procurement of commodities and contractual services, the Florida Uniform Disposition of Traffic Infractions Act, surcharge on vehicle license tax, vessel registration, broadband Internet service, the emergency communications number E911, regional emergency medical telecommunications, the Workforce Innovation Act of 2000, and the Uniform Electronic Transaction Act; conforming provisions and cross-references to changes made by the act; revising and deleting obsolete provisions; providing effective dates.

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By the Committee on Commerce and Tourism; and Senator Detert—

**CS for SB 1514**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.06, F.S.; revising the definition of the term “dealer” for purposes relating to the collection of the tax on sales, use, and other transactions; amending s. 212.0596, F.S.; revising the term “mail order sale” to specifically include sales of tangible personal property ordered by Internet; deleting certain provisions that specify dealer activities or other circumstances that subject mail order sales to this state’s power to levy and collect the sales and use tax; providing that certain persons who make mail order sales and who have a substantial nexus with this state are subject to this state’s power to levy and collect the sales and use tax when they engage in certain enumerated activities; specifying that dealers are not required to collect and remit sales and use tax unless certain circumstances exist; creating a rebuttable presumption that a dealer is subject to the state’s power to



levy and collect the sales or use tax under specified circumstances; specifying evidentiary proof that may be submitted to rebut the presumption; amending s. 212.0506, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Banking and Insurance; and Senator Richter—

**CS for SB 1620**—A bill to be entitled An act relating to insurance; amending s. 320.27, F.S.; providing that a salvage motor vehicle dealer is not required to carry certain insurance on vehicles that have been issued a certificate of destruction; amending s. 624.501, F.S.; conforming a cross-reference; amending s. 624.610, F.S.; revising provisions specifying which insurers are not subject to certain filing requirements relating to reinsurance; amending s. 626.261, F.S.; authorizing the Department of Financial Services to provide examinations in Spanish; amending s. 626.321, F.S.; revising provisions relating to limited licenses for travel insurance; providing that a full-time salaried employee of a licensed general lines agent or a business entity that offers travel planning services may be issued such license under certain circumstances; amending s. 626.753, F.S., relating to the sharing of commissions; prohibiting certain rebates; creating s. 626.8675, F.S.; providing that provisions relating to insurance adjusters do not apply to individuals who conduct data entry into an automated claims adjustment system for portable electronics insurance claims; amending s. 627.351, F.S.; increasing the amount of surplus required for an association to qualify as a limited apportionment company; creating s. 627.6011, F.S.; providing that mandatory health benefits apply only to certain health benefit plans; amending s. 627.7015, F.S.; revising provisions relating to alternative procedures for the resolution of disputed property insurance claims; amending s. 627.7295, F.S.; revising provisions relating to cancellation for nonpayment of premiums for motor vehicle insurance; amending s. 627.736, F.S.; clarifying provisions relating to the amount of interest on overdue payments for personal injury protection benefits; providing effective dates.

By the Committee on Banking and Insurance; and Senator Gaetz—

**CS for SB 1626**—A bill to be entitled An act relating to state contracting; amending s. 11.45, F.S.; conforming provisions to changes made by the act; amending s. 215.971, F.S.; requiring agreements funded with state or federal financial assistance to include a performance measure for each deliverable, to be reviewed and approved in accordance with rules adopted by the Department of Financial Services, and to have the contracting entity assign a grants manager who is responsible for enforcing performance of the agreement; amending s. 215.985, F.S.; revising provisions relating to the Chief Financial Officer's intergovernmental contract tracking system under the Transparency Florida Act; specifying the entities that are included in the tracking system; requiring that exempt and confidential information be redacted from contracts and procurement documents posted on the system; authorizing the Chief Financial Officer to make available the information posted on the system to the public through a secure website; authorizing the Department of Financial Services to adopt rules; repealing s. 216.0111, F.S., relating to a requirement that state agencies report certain contract information to the Department of Financial Services and transferring that requirement to s. 215.985, F.S.; amending s. 287.032, F.S.; dividing the responsibilities of the Department of Management Services under ch. 287, F.S., with the Department of Financial Services; amending s. 287.042, F.S.; limiting the duties of the Department of Management Services to the procurement of commodities and contractual services; directing the department to develop a list of interested vendors; deleting provisions requiring that the department perform duties relating to procurement and contracting policies and procedures; creating s. 287.044, F.S.; assigning duties relating to procurement and contracting policies and procedures to the Department of Financial Services; requiring the department to develop a list of vendors not allowed to do business with the state; amending s. 287.057, F.S.; revising the list of contractual services and commodities that are exempt from competitive solicitation to delete certain services from the exemption; revising provisions prohibiting an agency from dividing a solicitation; conforming provisions to changes made by the act; authorizing an agency or other eligible user to purchase commodities or services through another agency's contract; amending s. 287.058, F.S.; requiring contracts to include a performance measure for each deliverable; authorizing the Chief Financial Officer to review and approve contracts; providing requirements for such reviews; authorizing

the Chief Financial Officer to establish dollar thresholds and another criteria for sampling agreements that are to be reviewed before execution; providing criteria for the department's review of contract documentation; requiring that the department verify that a competitive process was used and that a contract was appropriately awarded; providing for the review of procurement record for contracts not competitively awarded; specifying the number of days that the department must make its final determination regarding the approval of a contract; authorizing the department and the agency to agree to a longer review period; repealing s. 287.095(3), F.S., relating to certain products produced by inmate labor; creating s. 287.1312, F.S.; requiring certification of contract managers by the Department of Financial Services for contracts of more than a certain amount; requiring the training program for the certification to provide training in certain areas; authorizing the department to adopt rules to administer the program; amending s. 287.133, F.S.; revising the definition of "department" to mean the Department of Financial Services rather than the Department of Management Services with respect to provisions governing public entity crimes and placement on the convicted vendor list; amending ss. 255.25, 287.012, 402.7305, 427.0135, and 946.515, F.S.; conforming cross-references; requiring the Chief Financial Officer to conduct a study of current procurement laws pursuant to such policies; requiring that the Chief Financial Officer submit a report to the Legislature and Governor by a certain date on such study; repealing ch. 287, F.S., on a future date; providing appropriations; providing effective dates.

By the Committee on Military Affairs, Space, and Domestic Security; and Senator Dean—

**CS for SB 1632**—A bill to be entitled An act relating to commemoration of the 40th anniversary of the end of the United States' involvement in the Vietnam War; amending s. 683.01, F.S.; designating March 25, 2013, the 40th anniversary of the end of the United States' involvement in the Vietnam War, as a legal holiday; creating s. 683.025, F.S.; designating a date for the observance of the anniversary; specifying purpose of the observance; creating s. 292.075, F.S.; requiring the Department of Veterans' Affairs to collaborate with Florida's veterans' organizations and their local posts and chapters to administratively promote and support the efforts of counties, municipalities, and veterans' organizations that voluntarily hold special community events commemorating the 40th anniversary of the end of the United States' involvement in the Vietnam War; providing for creation of a separate account within the Operations and Maintenance Trust Fund of the Department of Veterans' Affairs for the deposit of private donations to fund grants to counties, municipalities, and veterans' organizations that voluntarily hold activities in support of such commemoration; providing for maintenance of the account for a limited period; providing for transfer of unused funds in the account after a specified date; providing for the creation of a special volunteer advisory board to the department for the purpose of reviewing and making recommendations with respect to activities and expenditures of private funds raised in support of such commemoration; amending ss. 320.08056 and 320.08058, F.S.; creating the Vietnam Veterans license plate; establishing an annual use fee for the plate; providing for the distribution of use fees received from the sale of such plates; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Detert—

**CS for SB 1654**—A bill to be entitled An act relating to certified school counselors; requiring that each school district have an overall ratio of at least one certified school counselor for every 400 students; requiring that each elementary, middle, and high school within the school district have a specified maximum ratio of certified school counselors to students; requiring that each school have a minimum of one full-time certified school counselor and assign additional half-time or full-time certified school counselors only after reaching the maximum ratio; requiring that each school district include the ratio of certified school counselors to students in its annual audit and adopt rules; providing the duties of certified school counselors; amending ss. 381.0057, 1003.21, 1003.4156, 1003.43, and 1008.42, F.S.; revising provisions to conform to changes made by the act; amending s. 1012.01, F.S.; prohibiting certified school counselors from being used as support staff for administrative duties; providing an effective date.

By the Committee on Banking and Insurance; and Senator Latvala—

**CS for SB 1844**—A bill to be entitled An act relating to alien insurers; amending s. 624.402, F.S.; revising a provision exempting alien insurers from the requirement to obtain a certificate of authority; revising the definition of the term “nonresident”; providing that a life insurance policy and annuity contract may be issued by an insurer domiciled outside the United States under certain conditions; specifying the terms and conditions that must be satisfied before an alien insurer may issue a policy or contract; authorizing the Office of Insurance Regulation to conduct an examination of an alien insurer if the office has reason to believe that the insurer is insolvent or is in unsound financial condition; providing that an alien insurer issuing policies or contracts in this state is subject to part IX of ch. 626, F.S., relating to unfair insurance trade practices; authorizing the office to enforce part IX of ch. 626, F.S.; providing that policies and contracts issued pursuant to the act are not subject to the premium tax; requiring that an application for a life insurance policy or an annuity contract contain certain specified statements to protect consumers; providing an effective date.

By the Committee on Health Regulation; and Senator Flores—

**CS for SB 1856**—A bill to be entitled An act relating to public meetings and public records; providing an exemption from public meeting requirements for certain meetings of a peer review panel under the James and Esther King Biomedical Research Program and the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program; providing an exemption from public records requirements for certain records related to biomedical research grant applications; providing an exemption from public records requirements for research grant applications provided to, and reviewed by, the peer review panel; providing exceptions to the exemption; providing for legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Banking and Insurance; and Senator Negrón—

**CS for SB 1860**—A bill to be entitled An act relating to motor vehicle personal injury protection insurance; amending s. 316.066, F.S.; revising the conditions for completing the long-form traffic crash report; revising the information contained in the long-form and the short-form reports; limiting the inclusion of telephone numbers in crash reports; authorizing an investigating officer to testify at trial or provide an affidavit regarding a crash; amending s. 400.9905, F.S.; providing that certain entities exempt from licensure as a health care clinic must nonetheless be licensed in order to receive reimbursement for the provision of personal injury protection benefits; amending s. 400.991, F.S.; requiring that an application for licensure, or exemption from licensure, as a health care clinic include a statement regarding insurance fraud; amending s. 626.989, F.S.; providing that knowingly submitting false, misleading, or fraudulent documents relating to licensure as a health care clinic, or submitting a claim for personal injury protection relating to clinic licensure documents, is a fraudulent insurance act under certain conditions; amending s. 626.9894, F.S.; conforming provisions to changes made by act; creating s. 626.9895, F.S.; providing definitions; authorizing the Division of Insurance Fraud of the Department of Financial Services to establish a direct-support organization for the purpose of prosecuting, investigating, and preventing motor vehicle insurance fraud; providing requirements for, and duties of, the organization; requiring that the organization operate pursuant to a contract with the division; providing for the requirements of the contract; providing for a board of directors; authorizing the organization to use the division's property and facilities subject to certain requirements; requiring that the department adopt rules relating to procedures for the organization's governance and relating to conditions for the use of the division's property or facilities; authorizing contributions from insurers; authorizing any moneys received by the organization to be held in a separate depository account in the name of the organization; requiring that the division deposit certain proceeds into the Insurance Regulatory Trust Fund; amending s. 627.736, F.S.; excluding massage and acupuncture from medical benefits that may be reimbursed under the motor vehicle no-fault law; requiring that an insurer give priority to the payment of death benefits under certain conditions; requiring that an insurer repay any benefits covered by the Medicaid program; requiring that an insurer provide a claimant an opportunity to revise claims that contain errors; including hospitals within a requirement for insurers to reserve a por-

tion of personal injury protection benefits; requiring that an insurer create and maintain a log of personal injury protection benefits paid and that the insurer provide to the insured or an assignee of the insured, upon request, a copy of the log; revising the Medicare fee schedules that an insurer may use as a basis for limiting reimbursement of personal injury protection benefits; providing that the Medicare fee schedule in effect on a specific date applies for purposes of limiting such reimbursement; authorizing insurers to apply certain Medicare coding policies and payment methodologies; requiring that an insurer that limits payments based on the statutory fee schedule include a notice in insurance policies at the time of issuance or renewal; deleting obsolete provisions; providing that certain entities exempt from licensure as a clinic must nonetheless be licensed to receive reimbursement for the provision of personal injury protection benefits; providing exceptions; requiring that an insurer notify parties in disputes over personal injury protection claims when policy limits are reached; consolidating provisions relating to unfair or deceptive practices under certain conditions; eliminating a requirement that all parties mutually and expressly agree for the use of electronic transmission of data; amending s. 817.234, F.S.; providing that it is insurance fraud to present a claim for personal injury protection benefits payable to a person or entity that knowingly submitted false, misleading, or fraudulent documents relating to licensure as a health care clinic; providing that a licensed health care practitioner guilty of certain insurance fraud loses his or her license and may not receive personal injury protection benefits for a specified period; defining the term “insurer”; amending s. 316.065, F.S.; conforming a cross-reference; requiring that the Office of Insurance Regulation perform a data call relating to personal injury protection; prescribing required elements of the data call; providing for severability; providing effective dates.

By the Committee on Transportation; and Senator Latvala—

**CS for SB 1866**—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; providing that the district secretaries and the executive directors of the Department of Transportation may be registered professional engineers in accordance with the laws of another state; deleting obsolete provisions; authorizing the department to maintain training programs for employees; authorizing incremental increases to base salary for successful completion of training phases; amending s. 206.41, F.S.; revising the definition of the term “agricultural and aquacultural purposes” for the purpose of obtaining a refund of the state motor fuel tax; amending s. 282.0041, F.S.; revising the definition of the term “agency” under part I of ch. 282, F.S., to exclude the Office of Toll Operations of the Florida Turnpike Enterprise; amending s. 282.0055, F.S.; exempting the Office of Toll Operations and the Florida Turnpike Enterprise from state information technology management efforts; amending s. 282.201, F.S.; removing the department's toll offices from the schedule for consolidating agency data centers during the 2014-2015 fiscal year; providing a directive to the Division of Statutory Revision; amending s. 311.07, F.S.; increasing funding for the Florida Seaport Transportation and Economic Development Program; requiring the program's council to develop guidelines for program funding; revising the list of projects eligible for program funding; deleting a cap on distribution of program funds to eligible ports; amending s. 311.09, F.S.; revising the rule criteria for evaluating a potential Florida Seaport Transportation and Economic Development Council project; deleting provisions relating to project review by the Department of Community Affairs; requiring projects to be consistent with the Statewide Seaport and Waterways System Plan; revising the criteria used by the Department of Transportation and the Department of Economic Opportunity to review project applications approved by the council; increasing the amount of funding the Department of Transportation is required to include in its annual legislative budget request for the Florida Seaport Transportation and Economic Development grant program; creating s. 311.10, F.S.; establishing the Strategic Port Investment Initiative within the department; providing annual funding from the State Transportation Trust Fund; directing the department to work with deepwater ports to develop and maintain a specified priority list of strategic investment projects; providing project selection criteria; requiring the department to schedule a publicly noticed workshop with the Department of Economic Opportunity and the deepwater ports to review proposed projects; directing the department to include seaport projects proposed for funding in the tentative work program; excluding project funding from the requirement that a minimum of 15 percent of state revenues deposited into the State Transportation Fund be committed to specified public transportation projects; creating s. 311.101,

F.S.; establishing the Intermodal Logistics Center Infrastructure Support Program within the department to fund projects conveying or shipping goods through a seaport; defining the term "intermodal logistics center"; providing project criteria; providing for funding; authorizing the department to adopt rules; amending s. 311.14, F.S.; directing the department to develop a Statewide Seaport and Waterways System Plan; deleting provisions relating to the development and integration of freight mobility and trade corridor plans; amending s. 311.22, F.S.; conforming a cross-reference; amending s. 316.003, F.S.; revising the definition of the term "motor vehicle" for purposes of the payment of tolls; amending s. 316.091, F.S.; revising provisions relating to prohibitions against operating a human-operated vehicle on a limited access highway; authorizing the department and expressway authorities to designate the use of shoulders of limited access facilities and interstate highways for vehicular traffic under certain conditions; requiring the department to establish a pilot program to open certain limited access highways and bridges to bicycles and other human-powered vehicles; providing requirements for the program; requiring a report; amending s. 316.1001, F.S.; revising provisions relating to mailing citations for failing to pay a toll; amending s. 316.2122, F.S.; deleting a cross-reference; amending s. 316.515, F.S.; revising provisions related to the maximum allowed length of straight truck-trailer combinations; revising provisions relating to farm equipment; amending s. 318.12, F.S.; conforming provisions to changes made by the act; amending s. 320.01, F.S.; revising the definition of the term "low-speed vehicle"; amending s. 320.20, F.S.; conforming provisions to changes made by the act; amending s. 332.08, F.S.; authorizing a municipality participating in the Federal Aviation Administration's pilot program on the private ownership of airports to lease or sell airport property to a private party; providing for department approval under certain conditions; reordering and amending s. 334.03, F.S.; revising definitions for purposes of the Florida Transportation Code; amending s. 334.044, F.S.; revising the powers and duties of the department relating to jurisdictional responsibility, the designation of facilities, and highway landscaping, and adding a duty to develop freight mobility and trade plans; amending s. 334.047, F.S.; deleting a prohibition preventing the department from establishing a maximum number of miles of urban principal arterial roads; amending s. 335.02, F.S.; revising references to conform to the incorporation of the Florida Intrastate Highway System into the Strategic Intermodal System; amending s. 335.074, F.S.; requiring the governmental entity having maintenance responsibility for a bridge to reduce the maximum limits for the bridge in accordance with a bridge inspection report and post such limits as specified; requiring the governmental entity to immediately close a bridge if recommended in the report; amending s. 335.17, F.S., relating to highway construction noise abatement; clarifying project eligibility provisions governing noise abatement; updating a reference to a federal regulation; amending s. 336.021, F.S.; revising the date for levying certain fuel taxes; amending s. 336.025, F.S.; revising the date for levying certain fuel taxes; specifying certain transportation program expenditures; amending s. 337.11, F.S.; revising the department's advertising requirements for bids on certain construction contracts; amending s. 337.111, F.S.; providing additional forms of security for the cost of removing or modifying monuments or memorials at highway rest areas; amending s. 337.125, F.S.; revising provisions relating to the submission of information documenting that a subcontract is with a disadvantaged business enterprise; repealing s. 337.137, F.S., relating to subcontract limitations by socially and economically disadvantaged business enterprises; amending s. 337.139, F.S.; updating a reference to federal law as it relates to encouraging the award of contracts to socially and economically disadvantaged business enterprises; amending s. 337.14, F.S.; specifying when an application for qualification to bid on a department contract is timely; authorizing certain applicants to submit reviewed annual or reviewed interim financial statements prepared by a certified public accountant; amending ss. 337.403 and 337.404, F.S.; clarifying provisions relating to responsibility for the work and costs for alleviating interference on a public road or publicly owned rail corridor caused by a utility facility; requiring the utility owner to initiate and complete the work necessary within a certain time period; requiring the local governmental authority to bear the costs of work on a utility facility that was initially installed to serve the governmental entity or its tenants; providing that the governmental entity is not responsible for the costs of utility work related to subsequent additions to the facility; requiring that the local governmental authority bear the costs of removing or relocating a utility facility under certain circumstances; providing for notice to the utility; revising provisions for payment of costs; revising provisions for completion of work when the utility owner does not perform the work; amending s. 337.408,

F.S.; revising provisions for certain facilities installed within the right-of-way limits of a road; requiring counties and municipalities to indemnify the department from certain claims relating to the installation, removal, or relocation of a noncompliant bench or shelter; authorizing the department to remove or relocate a noncompliant installation and charge the cost to the county or municipality; removing a provision for the replacement of an unusable transit bus bench that was in service before a certain date; providing a directive to the Division of Statutory Revision; repealing s. 338.001, F.S., relating to the Florida Intrastate Highway System Plan; amending s. 338.01, F.S.; clarifying provisions governing the designation and function of limited access facilities established by the department; authorizing the department or other governmental entity to retain an attorney or collection agent to collect unpaid tolls and add the cost of such services to the amount collected; creating s. 338.151, F.S.; authorizing the department to establish tolls on certain transportation facilities to pay for the cost of such project; amending s. 338.155, F.S.; authorizing the department to allow the use of certain toll facilities by certain vehicles without paying the tolls under certain circumstances; amending s. 338.161, F.S.; authorizing the department to enter in agreements with other entities for the use of the public or private toll facilities under certain circumstances; authorizing the department to modify its rules regarding toll collection procedures and the imposition of administrative charges for certain toll facilities; amending s. 338.166, F.S.; removing a location restriction on the issuing of bonds secured by toll revenues; restricting the use of remaining toll revenues to the county or counties in which the revenues were collected or to support express bus service on the facility where the toll revenues were collected; amending s. 338.221, F.S.; revising the definition of the term "economically feasible" for purposes of proposed turnpike projects; amending s. 338.223, F.S.; revising a provision relating to department requests for legislative approval of proposed turnpike projects; conforming a cross-reference; amending s. 338.227, F.S.; replacing a reference to the Florida Intrastate Highway System Plan with a reference to the Strategic Intermodal System Plan; amending ss. 338.2275 and 338.228, F.S.; conforming cross-references; amending s. 338.231, F.S.; authorizing the department to assess an administrative fee as an account maintenance charge for inactive prepaid toll accounts; amending s. 338.234, F.S.; replacing a reference to the Florida Intrastate Highway System with a reference to the Strategic Intermodal System; amending s. 339.0805, F.S.; revising provisions relating to the certification of socially and economically disadvantaged individuals; deleting provisions requiring a periodic disparity study; deleting obsolete provisions; revising the timeframe for notifying the department of any change in ownership of a qualifying individual or individuals; conforming provisions to changes made by the act; updating references to federal law; amending s. 339.135, F.S.; providing a cross-reference; revising threshold amounts for the review of amendments to the department's adopted work program; directing the department to index the budget amendment threshold amounts as specified; amending s. 339.155, F.S.; providing a cross-reference to federally required transportation planning factors; clarifying and revising provisions relating to the Florida Transportation Plan; deleting duplicative performance reporting requirements; amending s. 339.175, F.S.; revising provisions relating to the designation of metropolitan planning organizations for urbanized areas; revising provisions relating to representatives of the department who serve as nonvoting advisers to such organization; requiring metropolitan planning organizations in urbanized areas containing more than one organization to coordinate in the development of regionally significant project priorities; amending s. 339.2819, F.S.; conforming cross-references; revising the state matching funds requirement for the Transportation Regional Incentive Program; requiring projects funded under the program to be included in the department's work program; amending s. 339.285, F.S.; conforming a cross-reference; amending s. 339.62, F.S.; replacing a reference to the Florida Intrastate Highway System with a reference to highway corridors; revising the facility component types; amending s. 339.63, F.S.; adding military access facilities to the types of facilities included in the Strategic Intermodal System and the Emerging Strategic Intermodal System; requiring that the Secretary of Transportation designate certain planned facilities as part of the Strategic Intermodal System; providing for such facilities to receive a waiver of the transportation concurrency requirements under certain circumstances; amending s. 339.64, F.S.; deleting provisions creating the Statewide Intermodal Transportation Advisory Council; creating s. 339.65, F.S.; requiring the department to plan and develop Strategic Intermodal System highway corridors to aid traffic movement; specifying components of the system; requiring the department to follow specified policy guidelines when developing the corridors; requiring the department to

develop a plan for corridor projects; specifying an appropriation amount for developing the corridor; requiring strategic highway projects to be a part of the department's adopted work program; amending s. 341.053, F.S.; replacing a reference to the Florida Intrastate Highway System with a reference to the Strategic Intermodal System; amending s. 341.840, F.S., relating to tax exemptions in connection with the high-speed rail system; replacing obsolete references to the "authority" with references to the "department"; amending s. 343.53, F.S.; revising the membership of the board of the authority; transferring control of the Mid-Bay Bridge Authority system to the Florida Turnpike Enterprise; transferring all assets, rights, powers, duties, and bond liabilities of the authority to the turnpike enterprise; transferring all provisions that protect the rights of certain bondholders from the authority to the turnpike enterprise; providing for the turnpike enterprise to annually transfer funds from the activities of the transferred authority to the State Transportation Trust Fund to repay certain long-term debt; requiring that specific toll revenue be used for the construction, maintenance, or improvement of certain toll facilities of the turnpike enterprise; amending s. 348.0003, F.S.; removing members of the governing body of the Jacksonville Transportation Authority from those entities required to comply with certain constitutional financial disclosure requirements; amending s. 348.0004, F.S.; removing provisions qualifying funding received by an authority from a portion of the county gasoline tax funds; amending s. 348.0005, F.S.; providing criteria under which bonds may be issued; providing an exception to the application of certain bond requirements; creating s. 348.0013, F.S., relating to expressway authorities created on or after a specified date; providing that the department is the agent for the purpose of performing all phases of constructing improvements to and extensions of an expressway system; requiring that the Division of Bond Finance and the authority provide certain construction documents to the department; providing for payment and the use of funds for the construction; requiring that an authority identify an expressway project in the authority's work plan and submit the work plan along with its budget; requiring that the work plan include certain information; requiring that the department operate and maintain the expressway system; requiring that the costs incurred by the department be reimbursed from revenues of the expressway system; providing that an expressway system is part of the State Highway System; authorizing the authority to collect tolls, fees, and other charges; amending s. 348.52, F.S.; authorizing the Tampa-Hillsborough County Expressway Authority to employ certain personnel; amending s. 348.54, F.S.; providing for the powers of the authority with respect to certain lease-purchase agreements; amending s. 348.545, F.S.; conforming cross-references; amending s. 348.56, F.S.; restricting the authority's ability to request the issuance of bonds; providing criteria for refunding bonds; prohibiting the authority from requesting the issuance of bonds having certain rights against the department; providing criteria for bonds issued on or after a certain date; amending s. 348.565, F.S.; conforming provisions; removing from the list of approved projects for the Tampa-Hillsborough County Expressway System the connector highway linking Lee Roy Selmon Crosstown Expressway to Interstate 4; amending s. 348.57, F.S., relating to refunding bonds; conforming references and provisions; amending s. 348.60, F.S.; providing that the Tampa-Hillsborough County Expressway Authority is a party to lease-purchase agreements between the department and the authority which are dated on specified dates; prohibiting the authority from entering into other lease-purchase agreements or amending the lease-purchase agreement unless the department determines an agreement or amendment is necessary to permit refunding of certain bonds; providing that the expressway system remains the property of the authority if the lease-purchase agreement terminates; providing that the authority remains obligated to reimburse the department if the agreement terminates; requiring that the department operate and maintain the system as the agent of the authority; creating s. 348.615, F.S.; providing that the department is the agent of the authority for purposes of collecting tolls; authorizing the authority to establish tolls, fees, and other charges; amending s. 348.753, F.S.; authorizing the Orlando-Orange County Expressway Authority to contract with the Division of Bond Finance for certain financial services; amending s. 348.754, F.S.; providing that the transportation authority is a party to specified lease-purchase agreements between the department and the authority; prohibiting the authority from entering into other lease-purchase agreements or amending a specified lease-purchase agreement; amending s. 348.7543, F.S.; conforming a cross-reference and revising provisions governing the issuance of bonds; amending ss. 348.7545 and 348.7547, F.S.; conforming cross-references; amending s. 348.755, F.S.; restricting the authority's ability to request the issuance of bonds; prohibiting the authority from re-

questing the issuance of refunding bonds under certain circumstances; providing conditions for issuing certain bonds; amending s. 348.757, F.S.; limiting certain authorized lease-purchase agreements; prohibiting the authority from entering into or amending certain lease-purchase agreements; providing for the termination of the department's obligations under certain lease-purchase agreements; creating s. 348.7585, F.S.; providing that the department is the agent of the authority for purposes of collecting tolls; authorizing the authority to establish tolls, fees, and other charges; conforming provisions; amending s. 348.9952, F.S.; removing provisions authorizing the Osceola County Expressway Authority to employ a fiscal agent; repealing s. 348.9956, F.S., relating to the appointment of the department as the agent of the authority for construction; creating s. 348.99565, F.S.; providing that the department is the agent of the authority for purposes of performing all phases of constructing improvements and extensions to the Orlando-Orange County Expressway System; requiring that the Division of Bond Finance and the expressway authority provide construction documents to the department; providing for payment and use of funds for the construction; providing guidelines that the authority must follow if it proposes construction of an expressway; authorizing the authority to collect tolls, fees, and other charges; requiring the Florida Transportation Commission to study the potential costs savings of the department being the operating agent for certain expressway authorities; amending s. 349.03, F.S.; requiring that members of the authority file a statement of financial interest with the Commission on Ethics as their mandatory financial disclosure; amending s. 349.04, F.S.; authorizing the Jacksonville Transportation Authority to conduct public meetings and workshops by means of media technology; amending s. 373.413, F.S.; providing legislative intent regarding flexibility in permitting stormwater management systems serving state transportation projects; requiring the cost of stormwater treatment for a transportation project to be balanced with benefits to the public; absolving the department of responsibility for the abatement of pollutants entering its stormwater facilities from offsite sources and from updating permits for adjacent lands impacted by right-of-way acquisition; authorizing the water management districts and the Department of Environmental Protection to adopt rules; amending s. 373.4137, F.S.; revising mitigation requirements for transportation projects to include other mitigation options; providing for the release of escrowed mitigation funds under certain circumstances; clarifying responsibility for mitigation projects; providing for the exclusion of projects from a mitigation plan upon the election of one or more agencies; amending s. 403.7211, F.S.; conforming provisions to changes made by the act; repealing s. 479.28, F.S., relating to a rest area information or device program within the department; prohibiting the use of glass beads used for road markings which contain a certain amount of inorganic arsenic; providing penalties; authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and submit the approved program for legislative approval; providing for a review by the Pinellas Suncoast Transit Authority and the Hillsborough Area Regional Transit Authority to consider and identify opportunities and greater efficiency and service improvements for increasing connectivity between each authority; requiring a report to the Legislature; requiring the Tampa Bay Area Regional Transportation Authority to provide assistance; authorizing governmental units that regulate the operation of vehicles for public hire or other for-hire transportation to request and receive criminal history record information for the purpose of screening applicants; requiring that the costs associated with the transmittal and processing of such information be borne by the governmental unit, the employer, or the person who is the subject of the background check; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senator Gibson—

**CS for SB 1872**—A bill to be entitled An act relating to small business participation in state contracting; creating s. 287.0577, F.S.; defining the terms "bundled contract" and "small business"; requiring state agencies to accept as responsive a bid by a small business for a portion of a bundled contract; providing an effective date.

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By the Committee on Criminal Justice; and Senator Flores—

**CS for SB 1880**—A bill to be entitled An act relating to human trafficking; amending s. 16.56, F.S.; adding violations of ch. 787, F.S., to

the jurisdiction of the Office of Statewide Prosecution; creating s. 480.0535, F.S.; requiring an employee of a massage establishment and any person performing massage therein to present, upon request of an investigator, valid government identification while in the establishment; providing documentation requirements for the operator of a massage establishment; providing criminal penalties; amending s. 775.21, F.S.; adding additional offenses to the list of sexual predator qualifying offenses; repealing s. 787.05, F.S., relating to unlawfully obtaining labor or services; amending s. 787.06, F.S.; revising legislative findings relating to human trafficking; revising definitions; creating additional offenses relating to human trafficking; providing criminal penalties; increasing criminal penalties for certain offenses; providing for forfeiture of property used, attempted to be used, or intended to be used in violation of specified human trafficking provisions; amending s. 787.07, F.S.; increasing the criminal penalty for human smuggling; amending s. 796.035, F.S.; revising provisions relating to selling or buying of minors into sex trafficking or prostitution; repealing s. 796.045, F.S., relating to sex trafficking; amending s. 905.34, F.S.; adding violations of ch. 787, F.S., to the jurisdiction of a statewide grand jury; amending s. 934.07, F.S.; providing additional authorization for the interception of wire, oral, or electronic communications; amending ss. 943.0435, 944.606, and 944.607, F.S.; adding additional offenses to the list of sexual offender qualifying offenses; amending ss. 90.404, 772.102, 794.056, 895.02, and 938.085, F.S.; conforming cross-references; amending s. 921.0022, F.S.; ranking offenses on the sentencing guidelines chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Health Regulation; and Senator Garcia—

**CS for SB 1884**—A bill to be entitled An act relating to health regulation by the Agency for Health Care Administration; amending s. 83.42, F.S., relating to exclusions from part II of ch. 83, F.S., the Florida Residential Landlord and Tenant Act; clarifying that the procedures in s. 400.0255, F.S., for transfers and discharges are exclusive to residents of a nursing home licensed under part II of ch. 400, F.S.; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; deleting a provision regarding retroactivity of the act; deleting a provision specifying that the act does not abrogate the right of an employer under state law to conduct drug tests before a certain date; deleting a provision that requires a laboratory to submit to the Agency for Health Care Administration a monthly report containing statistical information regarding the testing of employees and job applicants; amending s. 318.21, F.S.; providing that a portion of the additional fines assessed for traffic violations within an enhanced penalty zone be remitted to the Department of Revenue and deposited into the Brain and Spinal Cord Injury Trust Fund of the Department of Health to serve certain Medicaid recipients; repealing s. 383.325, F.S., relating to confidentiality of inspection reports of licensed birth center facilities; creating s. 385.2031, F.S.; designating the Florida Hospital/Sanford-Burnham Translational Research Institute for Metabolism and Diabetes as a resource for research in the prevention and treatment of diabetes; amending s. 395.002, F.S.; redefining the term “accrediting organizations” as it applies to the regulation of hospitals and other licensed facilities; conforming a cross-reference; amending s. 395.003, F.S.; deleting an obsolete provision; authorizing a specialty-licensed children’s hospital that has at least a specified number of licensed neonatal intensive care unit beds to provide obstetrical services that are restricted to the diagnosis, care, and treatment of certain pregnant women; authorizing the Agency for Health Care Administration to adopt rules; amending s. 395.0161, F.S.; deleting a requirement that facilities licensed under part I of ch. 395, F.S., pay licensing fees at the time of inspection; amending s. 395.0193, F.S.; requiring a licensed facility to report certain peer review information and final disciplinary actions to the Division of Medical Quality Assurance of the Department of Health rather than the Division of Health Quality Assurance of the Agency for Health Care Administration; amending s. 395.1023, F.S.; providing for the Department of Children and Family Services rather than the Department of Health to perform certain functions with respect to child protection cases; requiring certain hospitals to notify the Department of Children and Family Services of compliance; amending s. 395.1041, F.S., relating to hospital emergency services and care; deleting obsolete provisions; repealing s. 395.1046, F.S., relating to complaint investigation procedures; amending s. 395.1055, F.S.; requiring that licensed facility beds conform to standards specified by the Agency for Health Care Administration, the Florida Building Code, and the Florida Fire Prevention Code; amending s. 395.3025, F.S.; authorizing the disclosure of patient records to the De-

partment of Health rather than the Agency for Health Care Administration in accordance with an issued subpoena; requiring the department, rather than the agency, to make available, upon written request by a practitioner against whom probable cause has been found, any patient records that form the basis of the determination of probable cause; amending s. 395.3036, F.S.; correcting a cross-reference; repealing s. 395.3037, F.S., relating to redundant definitions for the Department of Health and the Agency for Health Care Administration; amending s. 395.602, F.S.; revising the definition of the term “rural hospital” to delete an obsolete provision; amending s. 400.021, F.S.; revising the definitions of the terms “geriatric outpatient clinic” and “resident care plan”; amending s. 400.275, F.S.; revising agency duties with regard to training nursing home surveyor teams; revising requirements for team members; amending s. 400.474, F.S.; revising the requirements for a quarterly report submitted to the Agency for Health Care Administration by each home health agency; amending s. 400.484, F.S.; revising the classification of violations by a home health agency for which the agency imposes an administrative fine; amending and reenacting s. 400.506, F.S., relating to licensure of nurse registries, to incorporate the amendment made to s. 400.509, F.S., in a reference thereto; authorizing an administrator to manage up to five nurse registries under certain circumstances; requiring an administrator to designate, in writing, for each licensed entity, a qualified alternate administrator to serve during the administrator’s absence; amending s. 400.509, F.S.; providing that organizations that provide companion services only to persons with developmental disabilities, under contract with the Agency for Persons with Disabilities, are exempt from registration with the Agency for Health Care Administration; amending s. 400.601, F.S.; redefining the term “hospice” to include a limited liability company as it relates to nursing homes and related health care facilities; amending s. 400.606, F.S.; revising the content requirements of the plan accompanying an initial or change-of-ownership application for licensure of a hospice; revising requirements relating to certificates of need for certain hospice facilities; amending s. 400.915, F.S.; correcting an obsolete cross-reference to administrative rules; amending s. 400.931, F.S.; requiring each applicant for initial licensure, change of ownership, or license renewal to operate a licensed home medical equipment provider at a location outside the state to submit documentation of accreditation, or an application for accreditation, from an accrediting organization that is recognized by the Agency for Health Care Administration; requiring an applicant that has applied for accreditation to provide proof of accreditation within a specified time; deleting a requirement that an applicant for a home medical equipment provider license submit a surety bond to the agency; amending s. 400.967, F.S.; revising the classification of violations by intermediate care facilities for the developmentally disabled; providing a penalty for certain violations; amending s. 400.9905, F.S.; revising the definitions of the terms “clinic” and “portable equipment provider”; authorizing the Agency for Health Care Administration to deny or revoke an exemption from licensure based on certain criteria if a health care clinic receives payment for health care services under personal injury protection insurance coverage; including health services provided at multiple locations within the definition of the term “portable health service or equipment provider”; amending s. 400.991, F.S.; conforming terminology; revising application requirements relating to documentation of financial ability to operate a mobile clinic; amending s. 408.033, F.S.; providing that fees assessed on selected health care facilities and organizations may be collected prospectively at the time of licensure renewal and prorated for the licensing period; amending s. 408.034, F.S.; revising agency authority relating to licensing of intermediate care facilities for the developmentally disabled; amending s. 408.036, F.S.; deleting an exemption from certain certificate-of-need review requirements for a hospice or a hospice inpatient facility; amending s. 408.037, F.S.; revising requirements for the financial information to be included in an application for a certificate of need; amending s. 408.043, F.S.; revising requirements for certain free-standing inpatient hospice care facilities to obtain a certificate of need; amending s. 408.061, F.S.; revising data reporting requirements for health care facilities; amending s. 408.07, F.S.; deleting a cross-reference; amending s. 408.10, F.S.; removing agency authority to investigate certain consumer complaints; amending s. 408.7056, F.S.; providing that the Subscriber Assistance Program applies to health plans that meet certain requirements; repealing s. 408.802(11), F.S.; removing applicability of part II of ch. 408, F.S., relating to general licensure requirements, to private review agents; amending s. 408.804, F.S.; providing penalties for altering, defacing, or falsifying a license certificate issued by the agency or displaying such an altered, defaced, or falsified certificate; amending s. 408.806, F.S.; revising agency respon-

sibilities for notification of licensees of impending expiration of a license; requiring payment of a late fee for a license application to be considered complete under certain circumstances; amending s. 408.8065, F.S.; revising the requirements for becoming licensed as a home health agency, home medical equipment provider, or health care clinic; amending s. 408.809, F.S.; revising provisions to include a schedule for background rescreenings of certain employees; amending s. 408.810, F.S.; requiring that the controlling interest of a health care licensee notify the agency of certain court proceedings; providing a penalty; amending s. 408.813, F.S.; authorizing the agency to impose fines for unclassified violations of part II of ch. 408, F.S.; amending s. 409.912, F.S.; revising the components of the Medicaid prescribed-drug spending-control program; amending s. 409.91195, F.S.; revising the membership of the Medicaid Pharmaceutical and Therapeutics Committee; providing the requirements for the members; providing terms of membership; requiring the Agency for Health Care Administration to serve as staff for the committee and assist the committee with its duties; providing additional requirements for presenting public testimony to include a product on a preferred drug list; requiring that the committee be informed in writing of the agency's action when the agency does not follow the recommendation of the committee; amending s. 409.975, F.S.; providing that an essential provider and a hospital that is necessary for a managed care plan to demonstrate an adequate network as determined by the Agency for Health Care Administration is part of that managed care plan's network for purposes of the provider's or hospital's application for enrollment or expansion in the Medicaid program; requiring that a managed care plan's payment under this provision to an essential provider be made in accordance with s. 409.975, F.S., regarding managed care plan accountability; repealing s. 429.11(6), F.S., relating to provisional licenses for assisted living facilities; amending s. 429.294, F.S.; revising a cross-reference; amending s. 429.71, F.S.; revising the classification of violations; amending s. 429.915, F.S.; revising agency responsibilities regarding the issuance of conditional licenses; amending ss. 430.80 and 430.81, F.S.; conforming cross-references; repealing s. 440.102(9)(d), F.S., relating to a requirement that laboratories submit to the Agency for Health Care Administration a monthly report containing statistical information regarding the testing of employees and job applicants; amending s. 483.035, F.S.; providing for a clinical laboratory to be operated by certain nurses; amending s. 483.051, F.S.; requiring the Agency for Health Care Administration to provide for biennial licensure of all nonwaived laboratories that meet certain requirements; requiring the agency to prescribe qualifications for such licensure; defining nonwaived laboratories as laboratories that do not have a certificate of waiver from the Centers for Medicare and Medicaid Services; deleting requirements for the registration of an alternate site testing location when the clinical laboratory applies to renew its license; amending s. 483.245, F.S.; prohibiting a clinical laboratory from placing a specimen collector or other personnel in any physician's office, unless the clinical lab and the physician's office are owned and operated by the same entity; authorizing a person who is aggrieved by a violation to bring a civil action for appropriate relief; amending s. 483.294, F.S.; revising the frequency of agency inspections of multiphasic health testing centers; amending s. 499.003, F.S.; redefining the term "wholesale distribution" with regard to the Florida Drug and Cosmetic Act to remove certain requirements governing prescription drug inventories; amending and creating, respectively, ss. 627.602 and 627.6513, F.S.; providing that the Uniform Health Carrier External Review Model Act and the Employee Retirement Income Security Act apply to individual and group health insurance policies except those subject to the Subscriber Assistance Program under s. 408.7056, F.S.; creating s. 641.312, F.S.; requiring the Office of Insurance Regulation within the Department of Financial Services to administer the National Association of Insurance Commissioners' Uniform Health Carrier External Review Model Act; providing that the Uniform Health Carrier External Review Model Act does not apply to a health maintenance contract that is subject to the Subscriber Assistance Program under s. 408.7056, F.S.; amending s. 651.118, F.S.; conforming a cross-reference; providing a directive to the Division of Statutory Revision; providing effective dates.

By the Committees on Budget Subcommittee on Finance and Tax; and Budget Subcommittee on Finance and Tax—

**CS for SB 2068**—A bill to be entitled An act relating to taxation; amending s. 212.12, F.S.; providing for the collection of allowances of the amount of tax due by persons who file returns only by electronic means and pay the amount due on such returns only by electronic means; de-

leting provisions that provide for the collection of such allowances by persons who file paper returns; defining the term "electronic means" for purposes of collecting allowances of the amount of tax due by persons who file sales and use tax returns; providing for applicability; amending s. 220.03, F.S.; adopting the 2012 version of the Internal Revenue Code for purposes of ch. 220, F.S.; providing for retroactive operation; amending s. 220.33, F.S.; changing the filing date for estimated tax under certain circumstances; providing for future expiration; authorizing the Department of Revenue to adopt emergency rules; reenacting s. 723.008, F.S., relating to certain fees, penalties, and fines applicable to the "Florida Mobile Home Act," to incorporate the amendment made to s. 212.12, F.S., in a reference thereto; requiring the Department of Revenue to provide adequate notice to affected taxpayers relating to earlier due dates for making an estimated payment; providing effective dates.

By the Committees on Health Regulation; and Health Regulation—

**CS for SB 2074**—A bill to be entitled An act relating to assisted living facilities; amending s. 394.4574, F.S.; revising the duties of the case manager for, and the community living support plan of, a mental health resident of an assisted living facility; amending s. 400.0078, F.S.; requiring that residents of long-term care facilities be informed about the confidentiality of the subject matter and identity of the complainant of a complaint received by the State Long-Term Care Ombudsman Program; amending s. 415.1034, F.S.; adding certain employees or agents of a state or local agency to the list of persons who must report the known or suspected abuse of a vulnerable adult to the abuse hotline; amending s. 429.02, F.S.; providing definitions for "board" and "mental health professional"; amending s. 429.07, F.S.; conforming a cross-reference; increasing the biennial license fee required for a facility that has certain violations within the 2 years preceding license renewal; amending s. 429.075, F.S.; revising the criteria preventing a licensed facility from receiving a limited mental health license; providing training requirements for administrators and staff members of facilities that hold a limited mental health license; requiring that a mental health professional be part of the team inspecting a facility that holds a limited mental health license; requiring quarterly monitoring of the facility; providing for an exception from quarterly monitoring; amending s. 429.14, F.S.; requiring the revocation of a facility license for certain violations that result in the death of a resident; amending s. 429.176, F.S.; requiring the licensure of facility administrators; providing administrator education and examination requirements; providing training requirements for facility managers during the temporary absence of an administrator; amending s. 429.178, F.S.; revising training requirements for staff who provide care for persons with Alzheimer's disease and related disorders; amending s. 429.19, F.S.; conforming provisions to changes made by the act; authorizing the Agency for Health Care Administration to impose an increased fine for certain violations that result in the death of a resident; amending s. 429.23, F.S.; requiring a facility to establish a risk management and quality assurance program; amending s. 429.256, F.S.; conforming a cross-reference; amending s. 429.28, F.S.; requiring residents of facilities to be informed about the confidentiality of the subject matter and identity of the resident and complainant of a complaint made to the State Long-Term Care Ombudsman Program; requiring the agency to conduct followup inspections of facilities that have a history of certain violations; providing that a facility that terminates an individual's residency will be fined if good cause is not shown in court; amending s. 429.34, F.S.; providing that the agency is designated as the central agency for receiving and tracking facility complaints; requiring the agency to have lead surveyors who specialize in assessing facilities; amending s. 429.41, F.S.; requiring the agency to observe the elopement drills of a randomly selected group of facilities; authorizing the agency to require additional staffing for facilities that hold a specialty license; requiring the agency to conduct an abbreviated biennial licensure inspection; amending s. 429.49, F.S.; increasing the criminal penalty for altering facility records; creating s. 429.515, F.S.; requiring new facility employees to attend a preservice orientation; providing requirements for such orientation; amending s. 429.52, F.S.; revising training and continuing education requirements for facility staff other than administrators; providing for the use of interactive online tutorials; creating s. 429.521, F.S.; providing specialty training requirements for certain staff of facilities that hold an extended congregate care, limited nursing, and limited mental health license; providing for examinations; authorizing the Board of Assisted Living Facility Administration to adopt rules; creating s. 429.522, F.S.; requiring training providers to be certified by the board and provide trainer oversight;



providing trainer requirements; requiring the board to maintain an electronic database of certified providers and persons who complete training if funding is available; creating s. 429.523, F.S.; providing for board approval of training and testing centers; providing approval criteria; amending s. 429.54, F.S.; requiring specified state agencies to have an electronic system of communication pertaining to the regulation of facilities; requiring facilities to submit certain facility and resident information electronically to the agency twice yearly; providing for the maintenance and use of such information; providing for expiration of this requirement; creating s. 429.55, F.S.; directing the agency to establish an online, user-friendly facility rating system that may be accessed by the public; providing a directive to the Division of Statutory Revision; amending s. 468.1635, F.S.; revising the purpose of part II of ch. 468, F.S., to include assisted living administrators; amending s. 468.1645, F.S.; requiring assisted living facilities to be operated under the management of a licensed administrator; amending s. 468.1655, F.S.; revising and providing definitions; amending s. 468.1665, F.S.; renaming the Board of Nursing Home Administrators as the “Board of Nursing Home and Assisted Living Facility Administrators”; providing for membership; prohibiting certain conflicts of interest with respect to board members; amending s. 468.1685, F.S.; revising duties of the board to include approving third-party credentialing entities for the purpose of an assisted living facility administrator certification program; establishing requirements and standards for certification; providing for the development of assisted living facility administrator trainings and testing and staff trainings and interactive tutorials; authorizing additional training for certain facilities; providing for certifying trainers and testing and training centers; amending s. 468.1695, F.S.; providing for licensure of assisted living facility administrators through certification; establishing a maximum fee; amending s. 468.1705, F.S., relating to licensure by endorsement; conforming provisions to changes made by the act; amending s. 468.1725, F.S.; revising provisions relating to the inactive status of an administrator’s license; amending s. 468.1735, F.S., relating to provisional licensing; conforming provisions to changes made by the act; amending s. 468.1745, F.S.; providing requirements for who must be licensed as an assisted living facility administrator; amending s. 468.1755, F.S.; conforming provisions to changes made by the act; providing grounds for disciplinary action for assisted living facility administrators; amending s. 468.1756, F.S.; conforming provisions to changes made by the act; requiring the agency to create a task force to determine whether state agencies have overlapping regulatory jurisdiction over facilities and to submit findings and recommendations to the Governor and Legislature by a certain date; providing for termination; requiring the Office of the State Long-Term Care Ombudsman to create a task force to review the agency’s facility inspection forms and to submit its recommendations to the agency by a certain date; providing for termination; providing an effective date.

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By the Committees on Governmental Oversight and Accountability; and Governmental Oversight and Accountability—

**CS for SB 2088**—A bill to be entitled An act relating to public retirement plans; amending s. 175.351, F.S.; revising provisions relating to benefits paid from the premium tax by a municipality or special fire control district that has its own pension plan; providing for retroactive application; amending s. 185.02, F.S.; revising the definition of the term “compensation” or “salary” for purposes of police officers’ pensions; amending s. 185.35, F.S.; revising provisions relating to benefits paid by a municipality that has its own pension plan; providing for retroactive application; providing a declaration of important state interest; providing an effective date.

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By the Committees on Communications, Energy, and Public Utilities; and Communications, Energy, and Public Utilities—

**CS for SB 2094**—A bill to be entitled An act relating to energy; amending s. 170.01, F.S.; authorizing a municipality to collect special assessments to pay the additional costs to purchase renewable energy for the municipality; amending s. 186.801, F.S.; adding factors for the Public Service Commission to consider in reviewing the 10-year site plans submitted to the commission by electric utilities; amending s. 212.055, F.S.; providing for a portion of the proceeds of the local government infrastructure surtax to be used for financial assistance to homeowners who make energy efficiency improvements or install renewable energy devices; defining the terms “renewable energy devices”

and “energy efficiency improvement”; amending s. 212.08, F.S.; providing definitions; providing a sales tax exemption for materials used in the distribution of biodiesel, ethanol, and other renewable fuels; specifying duties of the Department of Agriculture and Consumer Services in evaluating and approving applications for the exemption; authorizing the department to adopt rules; providing for future expiration of the tax exemption; amending s. 220.192, F.S., relating to the renewable energy technologies investment tax credit; revising definitions and defining the term “renewable fuel”; increasing the amount of available tax credit each fiscal year; extending the period during which the renewable energy technologies investment tax credit is available; deleting provisions authorizing a credit for hydrogen-powered vehicles and fuel cells; authorizing the Department of Agriculture and Consumer Services to adopt rules; amending s. 220.193, F.S., relating to the Florida renewable energy production credit; extending the period during which the credit is available; specifying the amount that each applicant is eligible to receive in tax credits; amending s. 255.257, F.S.; requiring the Department of Management Services to adopt rules for the state energy management plan, in coordination with the Department of Agriculture and Consumer Services; revising the requirements for the state energy management plan; requiring standard and uniform benchmark measures; amending s. 288.106, F.S.; redefining the term “target industry business,” for purposes of a tax refund program, to exclude certain electrical utilities; creating s. 366.94, F.S.; exempting from regulation under ch. 366, F.S., the sale of electricity to the public for the purpose of electric vehicle charging stations; requiring the Florida Building Commission, in coordination with the Department of Agriculture and Consumer Services and the Public Service Commission, to adopt rules to provide uniform standards for building electric vehicle charging stations; providing that the development of uniform standards is preempted to the state; requiring the Department of Agriculture and Consumer Services to develop rules for sales at electric vehicle charging stations; requiring that the Public Service Commission study the effects of charging stations on energy consumption in the state and the effects on the grid; prohibiting the obstruction of a parking space at an electric vehicle charging station; providing a penalty; amending s. 581.083, F.S.; including algae and blue-green algae in provisions on permitting related to nonnative plants; clarifying exemption provisions; providing greater flexibility in reducing the amount of bond required; requiring the Department of Agriculture and Consumer Services to conduct a statewide forest inventory; requiring the Department of Agriculture and Consumer Services to work with other specified entities to develop information on cost savings for energy efficiency and conservation measures and post it on the department’s website; requiring the Public Service Commission to evaluate the provisions in the Florida Energy Efficiency and Conservation Act; requiring reports to the Legislature and the Executive Office of the Governor; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Banking and Insurance; and Senators Hays and Bennett—

**CS for SB 910**—A bill to be entitled An act relating to public retirement plans; amending s. 175.351, F.S.; revising provisions relating to benefits paid from the premium tax by a municipality or special fire control district that has its own pension plan; providing for retroactive application; amending s. 185.02, F.S.; revising the definition of the term “compensation” or “salary” for purposes of police officers’ pensions; amending s. 185.35, F.S.; revising provisions relating to benefits paid by a municipality that has its own pension plan; providing for retroactive application; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Community Affairs; and Budget.

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By the Committee on Regulated Industries; and Senator Jones—

**CS for SB 1252**—A bill to be entitled An act relating to business and professional regulation; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to waive certain licensing fees for a military veteran who applies within a specified period after honorable discharge from any branch of the United States Armed Forces; amending s. 455.2179, F.S.; authorizing the department rather than the board to approve continuing education providers or courses

under certain circumstances; reserving to the department the authority to determine the contents of documents submitted for approval of a continuing education provider or course; amending s. 455.271, F.S.; limiting to the department the authority to reinstate a license that has become void under certain circumstances; amending s. 455.273, F.S.; revising the method of license renewal notification or notice of pending cancellation of licensure to include an e-mail address; deleting a requirement that a licensure renewal notification and a notice of cancellation of licensure include certain information regarding the applicant; amending s. 455.275, F.S.; revising a provision relating to maintenance of current address-of-record information to include e-mail address; revising a provision relating to notice to a licensee to allow service of process by e-mail; amending s. 475.451, F.S.; authorizing distance learning courses as an acceptable alternative to classroom instruction for renewal of a real estate instructor permit; providing that distance learning courses are under the discretion of the school offering the real estate course; requiring distance learning courses to adhere to certain requirements; amending s. 475.611, F.S.; revising the definition of the terms "appraisal management company" and "appraisal management services" and defining the term "subsidiary"; amending s. 475.6171, F.S.; revising requirements for the issuance of registration or certification upon receipt of proper documentation; amending s. 475.6235, F.S.; revising provisions relating to titles an appraisal management company must be registered to use; providing exemptions from registration requirements; amending s. 475.6245, F.S.; providing additional grounds for discipline of appraisal management companies, to which penalties apply; amending s. 476.188, F.S.; revising the list of locations for the performance of barber services not in a registered barbershop; amending s. 477.0135, F.S.; exempting from cosmetology licensure individuals who perform makeup services to the general public; amending s. 477.019, F.S.; revising procedures for cosmetology licensure by endorsement to provide an exception to required proof of educational hours; amending s. 477.0263, F.S.; authorizing the performance of cosmetology and specialty services in a location other than a licensed salon under certain circumstances; reenacting and amending s. 489.118, F.S.; reviving grandfathering provisions and establishing a new deadline for applications for certification of certain registered contractors; amending s. 548.061, F.S.; removing the requirement that each person or club that holds or shows matches on a closed circuit telecast viewed within the state, but originating within another state, must file certain reports; providing an effective date.

—was referred to the Committee on Budget.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### RETURNING MESSAGES — FINAL ACTION

The Honorable Mike Haridopolos, President

I am directed to inform the Senate that the House of Representatives has passed SB 634.

*Robert L. "Bob" Ward, Clerk*

The bill contained in the foregoing message was ordered enrolled.

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 1 was corrected and approved.

## CO-INTRODUCERS

Senators Alexander—SB 792; Altman—SB 86, SB 792; Bennett—SB 792; Bogdanoff—SB 792; Braynon—CS for SB 102; Bullard—SB 662, SB 792; Dockery—SB 618, SB 792; Flores—CS for CS for SB 182; Garcia—SR 1210, SB 1440; Gibson—SR 322, SB 1440; Haridopolos—SB 792; Hays—CS for SB 964, SR 1210, CS for SB 1718; Jones—SB 792; Latvala—SB 1658; Lynn—SB 100, CS for SB 186, CS for SB 1060, SB 1242; Montford—CS for SB 654, SB 1750; Negron—CS for SB 98; Norman—SB 792; Rich—CS for SB 186; Ring—SJR 1508, SB 1590; Sobel—CS for SB 416, SB 1066; Thrasher—CS for SB 320; Wise—SB 792

Senator Fasano was recorded as introducer of CS for SB's 232, 848 and 870. Senator Oelrich was recorded as introducer of CS for SB's 232, 848 and 870.

## RECESS

On motion by Senator Thrasher, the Senate recessed at 12:15 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, February 8 or upon call of the President.

## SENATE PAGES

February 6-10, 2012

Parker Coleman, Crawfordville; Deborah Dempsey, Carrabelle; Jennie Edwards, Jacksonville; Glen Ged, Boca Raton; Nicole Ged, Boca Raton; Carter Gromatski, Tallahassee; Kristopher Harris, Tallahassee; Lauren Lee, Tallahassee; Taylor Lee, Davie; Brandon Mercado, Ft. Lauderdale; Frank Perez-Siam, Miami; Emma Peterson, New Port Richey; Carlton Robinson, Sidell; Carter Stephens, Lakeland