



# Journal of the Senate

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Friday, April 26, 2013

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## CALL TO ORDER

The Senate was called to order by President Gaetz at 9:00 a.m. A quorum present—39:

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

Excused: Senator Bullard; Senator Negron periodically for the purpose of working on Appropriations

## PRAYER

The following prayer was offered by Pastor Earl W. Glisson, Senior Pastor, Anchor Faith Church, St. Augustine:

Dear Heavenly Father, the creator of heaven and earth, we place ourselves in remembrance that you are the ruler of all and that you, above all, understand the need in the governance of humanity. For in the beginning you created man, both male and female, in your image and likeness and entrusted to man the mandate of dominion. A dominion that rests solely on the obedience to your will and purpose. In essence, you desire to rule from your realm into this realm through man submitted to your spirit. We humbly come today in prayer seeking your will in accordance with your written word, "Your kingdom come, your will be done, on earth as it is in heaven."

We are thankful that you desire not to be absent from government proceedings, but rather be consulted, and have given us examples of how you worked with men and women to be influences in government. As a result, their prayers, their actions saved and benefited the lives of many others. Let us remember the great king of old that asked not for wealth or the death of his enemies, but for the wisdom to lead your created people. Let us remember the man you used to save a nation from financial collapse in a time of famine, or the woman you used to enact an amended law for the defense of a nation who had been set for destruc-

tion. These and many others have left us with the reminder of what the scriptures declare: "Blessed is the nation whose God is the Lord."

With all this in mind, I pray for your wisdom; the wisdom from above which is pure, then peaceable, gentle, reasonable, full of mercy and good fruits, unwavering, without hypocrisy, to come to these great men and women that are before me in this Senate. May they seek your purpose and not the purpose of another. For where selfish ambitions exist, there is disorder and every evil thing. That as this year's session is drawing to a close, I pray that they would receive divine understanding and moral clarity to enact legislation and pass laws that benefit all Floridians and serve as a model to the rest of our nation. By doing so, in years to come, the work they accomplish together today would aid in the safety and advancement of humanity and magnify your great name. Lord, strengthen them in their call to public service by empowering them by your spirit with blessings and protection toward them, their staff members, and their families. In the name of Jesus, I pray. Amen.

## PLEDGE

Senate Pages Chris Hawkins of Orlando; Bailey Smith and Katie Rasmussen of Tallahassee; and Viviana Hernandez and Katy Goodwin of Navarre led the Senate in the pledge of allegiance to the flag of the United States of America.

## DOCTOR OF THE DAY

The President recognized Dr. Walter B. Flesner III of Cape Coral, sponsored by Senator Benacquisto, as doctor of the day. Dr. Flesner III specializes in Family Practice.

## ADOPTION OF RESOLUTIONS

At the request of Senator Garcia—

By Senator Garcia—

**SR 816**—A resolution encouraging the 113th Congress of the United States to consider the five principles embraced by the Partnership for a New American Economy as it works to develop comprehensive immigration reforms.

WHEREAS, the 1965 Immigration and Nationality Act brought a Depression-era immigration system into the post-World War II, Civil Rights age, abandoning longstanding racial quotas in favor of a system that strives for equality and focuses on reuniting families and, to a lesser extent, meeting workplace needs, and

WHEREAS, while the 1965 reforms at that time represented a significant advance for families and equality, what was modern in an age before the VCR, the heart transplant, or the moon landing is antiquated in a digital age marked by instantaneous access to information and the rise of a global marketplace, and this nation's immigration system is once again outmoded, outdated, and ill-equipped for the demands of a modern society, and

WHEREAS, as the 113th Congress takes up the call for immigration reform, the Partnership for a New American Economy offers five principles that are essential to a modern immigration system: attracting and retaining the world's top innovators and entrepreneurs; recruiting talented workers needed to fill gaps in high- and low-skilled sectors of the economy; bringing 11 million undocumented immigrants into the legal economy so that they can pay taxes, attain better education, and contribute more to the economic growth of the United States; developing a

state of the art system to ensure that immigration laws are enforced and obeyed; and ensuring that the immigration system is easy to understand, easy to navigate, and easy to implement, and

WHEREAS, this great nation is long overdue for an equally significant overhaul of our immigration laws to advance our economy, NOW, THEREFORE,

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

That we encourage the 113th Congress of the United States to consider the five principles embraced by the Partnership for a New American Economy as it works to develop a comprehensive immigration reform that will lead this nation in promoting innovation and entrepreneurship and maximizing the productivity of the workforce.

—**SR 816** was introduced, read and adopted by publication.

At the request of Senator Legg—

By Senator Legg—

**SR 1896**—A resolution recognizing the 40th anniversary of Pasco-Hernando Community College.

WHEREAS, in 1967, the Legislature established Pasco-Hernando Community College (PHCC) as the 28th and final community college, and

WHEREAS, under the leadership of PHCC's district board of trustees, the college began operations and enrolled its first student in the fall of 1972, and

WHEREAS, through the generosity of the citizens of Pasco and Hernando Counties, land was purchased in Dade City and Governor Reubin O'Donovan Askew dedicated the first building on PHCC's East Campus in Dade City in 1975, and

WHEREAS, to serve all 1,200 square miles of its district through conveniently located facilities and to carry out the vision of its district board of trustees, PHCC currently operates campuses in Brooksville, Dade City, New Port Richey, and Spring Hill, and is constructing the Porter Campus at Wiregrass Ranch, a new, full-service campus scheduled to open in Wesley Chapel in 2014, and

WHEREAS, PHCC has awarded more than 32,000 degrees and other academic credentials and claims among its distinguished alumni a Pulitzer Prize-winning journalist; several current and former members of the Legislature, state executive branch, and United States Congress; and doctors, lawyers, law enforcement officers, educators, nurses, radiographers, paramedics, paralegals, computer and Internet technicians, welders, and numerous other professionals, and

WHEREAS, PHCC serves more than 15,000 students annually and currently offers more than 60 career and academic programs, as well as a wide variety of continuing education, corporate training, and other educational options, to serve the needs of the citizens and businesses of Pasco and Hernando Counties, and

WHEREAS, the college maintains active and successful student development and engagement programs, which have earned national and state recognition, as well as intercollegiate athletic programs, which have won several regional and state championships and a national championship in women's volleyball in 2010, and

WHEREAS, PHCC continues to maintain its accreditation with the Commission on Colleges of the Southern Association of Colleges and Schools to award the associate degree, NOW, THEREFORE,

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

That Pasco-Hernando Community College is congratulated on its 40th anniversary and recognized for the efforts of its dedicated board of trustees, administrators, faculty, staff, and students.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Pasco-Hernando Community College as a tangible token of the sentiments expressed herein.

—**SR 1896** was introduced, read and adopted by publication.

## REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Don Gaetz  
President, The Florida Senate

April 26, 2013

Dear President Gaetz:

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

<i>Office and Appointment</i>		<i>For Term Ending</i>
Florida Building Code Administrators and Inspectors Board		
Appointee:	Francis, Wayne A.	10/31/2016
Florida Commission on Community Service		
Appointee:	Scriven, Charles J.	09/14/2015
Board of Trustees of Indian River State College		
Appointee:	Feurer, Mark A.	05/31/2014
Board of Trustees of State College of Florida, Manatee-Sarasota		
Appointee:	Hager, Marlen J., Jr.	05/31/2013
Board of Trustees of Northwest Florida State College		
Appointees:	Ansley, Clarence Wayne	05/31/2015
	Byrne, Patrick E. II	05/31/2014
	Drake, Brad	05/31/2014
Board of Trustees of Pensacola State College		
Appointee:	Moore, Marjorie T.	05/31/2015
Board of Trustees of St. Johns River State College		
Appointee:	Webb, Mary Ellen	05/31/2013
Construction Industry Licensing Board		
Appointee:	Layton, Mary	10/31/2015
Board of Trustees for the Florida School for the Deaf and the Blind		
Appointee:	McClure, George M.	02/07/2015
Board of Dentistry		
Appointee:	Cabanzon, Catherine	10/31/2016
Board of Employee Leasing Companies		
Appointee:	Buchanan, Scott	10/31/2014
Tampa-Hillsborough County Expressway Authority		
Appointee:	Cassidy, Vincent J.	07/01/2016
Investment Advisory Council		
Appointee:	Collins, Peter H.	12/12/2016
Board of Massage Therapy		
Appointees:	Burke-Wammack, Bridget K.	10/31/2016
	Phillips, Sharon L.	10/31/2013
Board of Optometry		
Appointee:	Kaplan, Stuart I.	10/31/2016
Board of Orthotists and Prosthetists		
Appointee:	Nilssen, Erik C.	10/31/2013
Board of Physical Therapy Practice		
Appointees:	Quillen, William S.	10/31/2014
	Tasso, Kay H.	10/31/2016
Florida Real Estate Appraisal Board		
Appointee:	McKee, Tamara J.	10/31/2016

<i>Office and Appointment</i>		<i>For Term Ending</i>
Apalachee Regional Planning Council, Region 2	Appointee: Radford, Dawn E.	10/01/2015
Withlacoochee Regional Planning Council, Region 5	Appointees: Craig, Avis Marie Selph, Walter E.	10/01/2015 10/01/2015
Central Florida Regional Planning Council, Region 7	Appointee: Huddleston, Chester L.	10/01/2013
Southwest Florida Regional Planning Council, Region 9	Appointees: Karau, Melvin E. Perry, Thomas C., Jr.	10/01/2015 10/01/2015

Jacksonville Port Authority	Appointee: Falconetti, John	09/30/2015
Board of Veterinary Medicine	Appointee: Parratto-Wagner, Nanette	10/31/2015

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

<i>Office and Appointment</i>		<i>For Term Ending</i>
Criminal Conflict and Civil Regional Counsel - First District Court of Appeal	Appointee: Lewis, Jeffrey E.	07/01/2015
Criminal Conflict and Civil Regional Counsel - Second District Court of Appeal	Appointee: Neymotin, Ita M.	07/01/2015
Criminal Conflict and Civil Regional Counsel - Third District Court of Appeal	Appointee: Zenobi, Eugene F.	07/01/2015
Criminal Conflict and Civil Regional Counsel - Fourth District Court of Appeal	Appointee: Ryan, Antony Parker	07/01/2015
Criminal Conflict and Civil Regional Counsel - Fifth District Court of Appeal	Appointee: Deen, Jeffrey D.	07/01/2015

Parole Commission	Appointees: Cohen, Bernard R., Sr. Coonrod, Melinda N.	06/30/2014 06/30/2018
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The following executive appointments were referred to the Senate Committee on Governmental Oversight and Accountability and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

<i>Office and Appointment</i>		<i>For Term Ending</i>
Investment Advisory Council	Appointees: Cobb, Charles E. Daniels, Leslie B. Harrell, William H., Jr. Price, Michael F. Wendt, Gary C.	12/12/2015 12/12/2014 02/01/2016 12/12/2014 12/12/2015
Participant Local Government Advisory Council	Appointees: Belden, Douglas R. Heffner, Patsy Lovoy, Amy Price, Gary B., Jr.	01/12/2017 01/12/2017 01/12/2017 01/12/2017

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;

(2) Senate action on said appointments be taken prior to the adjournment of the 2013 Regular Session; and

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

Respectfully submitted,  
*Jack Latvala*, Chairman

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

The vote was:

Yeas—37

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

Nays—None

## BILLS ON THIRD READING

Consideration of **CS for SB 964**, **CS for HB 7065**, **CS for SB 1302**, and **CS for CS for CS for SB 1734** was deferred.

**CS for CS for HB 1393**—A bill to be entitled An act relating to agricultural storage and shipping containers; amending s. 506.19, F.S.; authorizing the use of certain brands and marks on containers used for the storage and transport of agricultural and other commercial products to designate and distinguish ownership of the containers; creating s. 506.265, F.S.; providing definitions; providing requirements for the sale and purchase of a specified number of plastic bulk merchandise containers; providing that prosecuting attorneys may inspect records of purchase at any time upon reasonable notice; providing criminal and civil penalties; providing an exception for the operator of a waste management facility and certain tax-exempt entities; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **CS for CS for HB 1393** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Dean	Gibson
Abruzzo	Detert	Grimsley
Altman	Diaz de la Portilla	Hays
Bean	Evers	Hukill
Benacquisto	Flores	Joyner
Bradley	Galvano	Latvala
Braynon	Garcia	Lee
Clemens	Gardiner	Legg

Margolis	Simmons	Stargel
Montford	Simpson	Thompson
Richter	Smith	Thrasher
Ring	Sobel	
Sachs	Soto	

Nays—None

Vote after roll call:

Yea—Brandes

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**CS for CS for HB 713**—A bill to be entitled An act relating to water quality credit trading; reenacting s. 373.4595(1)(n), F.S., relating to water quality credit trading, to incorporate the amendments made to s. 403.067, F.S., in a reference thereto; amending s. 403.067, F.S.; authorizing the department to implement water quality credit trading in adopted basin management action plans on an ongoing basis; deleting a requirement that voluntary trading of water credits be limited to the Lower St. Johns River Basin; authorizing additional water quality protection programs to participate in water quality credit trading; revising provisions relating to rulemaking for water quality credit trading programs; eliminating a requirement that water quality credit trading be limited to the Lower St. Johns River Basin as a pilot project; deleting a required report; making technical changes; reenacting s. 403.088(2)(e), F.S., relating to water pollution operation permits, to incorporate the amendments made to s. 403.067, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for CS for HB 713** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

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**CS for CS for SB 848**—A bill to be entitled An act relating to spaceport territory; amending s. 331.304, F.S.; revising spaceport territory for purposes of the Space Florida Act to include certain property; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 848**, on motion by Senator Gardiner, by two-thirds vote **CS for HB 135** was withdrawn from the Committees on Military and Veterans Affairs, Space, and Domestic Security; Community Affairs; and Appropriations.

On motion by Senator Gardiner, by two-thirds vote—

**CS for HB 135**—A bill to be entitled An act relating to spaceport territory; amending s. 331.304, F.S.; revising spaceport territory for purposes of the Space Florida Act to include certain property; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 848** and read the second time by title.

On motion by Senator Gardiner, by two-thirds vote **CS for HB 135** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Simmons

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**CS for HB 695**—A bill to be entitled An act relating to tied house regulation; amending s. 561.42, F.S.; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to impose administrative sanctions for violations of specified provisions of the Beverage Law under certain circumstances; prohibiting licensees from possessing or using certain coupons for malt beverages; removing a provision prohibiting distributors of beer from furnishing certain coupons to consumers; providing an effective date.

—was read the third time by title.

On motion by Senator Thrasher, **CS for HB 695** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

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**HB 7015**—A bill to be entitled An act relating to expert testimony; amending s. 90.702, F.S.; providing that a witness qualified as an expert by knowledge, skill, experience, training, or education may testify in the form of an opinion as to the facts at issue in a case under certain circumstances; requiring the courts of this state to interpret and apply the principles of expert testimony in conformity with specified United States Supreme Court decisions; subjecting pure opinion testimony to such requirements; amending s. 90.704, F.S.; providing that facts or data that are otherwise inadmissible in evidence may not be disclosed to the jury by the proponent of the opinion or inference unless the court determines that the probative value of the facts or data in assisting the jury to evaluate the expert's opinion substantially outweighs the prejudicial effect of the facts or data; providing an effective date.

—as amended April 25 was read the third time by title.

On motions by Senator Richter, **HB 7015** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—30

Mr. President	Flores	Margolis
Altman	Galvano	Montford
Bean	Garcia	Negron
Benacquisto	Gardiner	Richter
Bradley	Grimsley	Ring
Brandes	Hays	Simmons
Dean	Hukill	Simpson
Detert	Latvala	Sobel
Diaz de la Portilla	Lee	Stargel
Evers	Legg	Thrasher

Nays—9

Abruzzo	Gibson	Smith
Braynon	Joyner	Soto
Clemens	Sachs	Thompson

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

## SPECIAL ORDER CALENDAR

On motion by Senator Negron, by unanimous consent—

**CS for SB 1750**—A bill to be entitled An act relating to the death penalty; providing a short title; amending s. 27.40, F.S.; requiring the court to appoint the capital collateral regional counsel to represent persons convicted and sentenced to death in clemency proceedings; amending s. 27.51, F.S.; removing the court's authority to appoint a public defender to represent a person convicted and sentenced to death in clemency proceedings; amending s. 27.511, F.S., removing the court's authority to appoint the office of criminal conflict and civil regional counsel to represent a person convicted and sentenced to death in clemency proceedings; amending s. 27.5303, F.S., removing the court's authority to appoint a public defender to represent an indigent person convicted and sentenced to death in clemency proceedings; amending s. 27.5304, F.S.; requiring funds used to compensate court-appointed attorneys who represent a person convicted and sentenced to death in clemency proceedings to be paid by the Justice Administrative Commission rather than the Department of Corrections; amending s. 27.7001, F.S.; removing legislative intent language indicating that collateral representation of persons convicted and sentenced to death should not include representation during clemency proceedings; repealing s. 27.701(2), F.S., relating to a pilot project using registry attorneys to provide capital collateral counsel services in the northern region of the Capital Collateral Regional Counsel; amending s. 27.702, F.S., authorizing the capital collateral regional counsel to represent persons convicted and sentenced to death in clemency proceedings; removing language requiring the capital collateral regional counsel to only file postconviction actions authorized by statute; amending s. 27.703, F.S.; prohibiting the capital collateral regional counsel and replacement regional counsel from accepting an appointment or taking and action that creates an actual conflict of interest; describing actual conflict of interest; amending s. 27.7045, F.S.; prohibiting an attorney from representing a person charged with a capital offense in specified proceedings for five years if in two separate instances a court, in a capital postconviction proceeding, determined that the attorney provided constitutionally deficient representation and relief was granted; amending s. 27.7081, F.S.; providing definitions; establishing procedures for public records production in postconviction capital cases proceedings; amending s. 27.710, F.S.; requiring private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to meet certain criteria; requiring private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to contract with the Justice Administrative Commission rather than the Chief Financial Officer; specifying that the Justice Administrative Commission is the contract manager and requiring the Justice Administrative Commission to approve uniform contract forms and procedures;

amending s. 27.711, F.S.; replacing references to the "Chief Financial Officer" with "Justice Administrative Commission" for purposes of paying private registry attorneys appointed by the court to represent persons in postconviction capital proceedings; permitting private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to represent no more than ten, rather than five, defendants in capital postconviction litigation at any one time; amending s. 922.052, F.S.; requiring the sheriff to send a copy of the conviction and sentence to the Governor and the clerk of the Florida Supreme Court; directing the clerk to inform the Governor in writing certifying that a person convicted and sentenced to death has completed the applicable proceedings or has allowed the time permitted for filing a habeas corpus petition in federal court to expire; requiring the Governor to issue a warrant of execution within a specified period of time; amending s. 924.055, F.S.; removing obsolete language requiring capital postconviction motions to be filed in accordance with statute; requiring capital postconviction motions to be filed in accordance with the Florida Rules of Criminal Procedure; amending s. 924.056, F.S.; requiring the Florida Supreme Court to annually report certain information regarding capital postconviction cases to the Legislature; requiring courts to report specified findings of ineffective assistance of counsel to The Florida Bar; amending s. 924.057, F.S.; creating legislative intent regarding postconviction proceedings in capital cases; creating s. 940.031, F.S.; requiring the Governor and Cabinet, sitting as the Board of Executive Clemency, to appoint counsel to represent a person sentenced to death for relief by executive clemency; providing for a limitation on attorney fees and costs; requiring the Board to maintain a list of counsel available for appointment;; repealing sections 924.058, 924.059, and 924.395, F.S.; relating to postconviction capital case proceedings; providing for severability; providing an effective date.

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

Pending further consideration of **CS for SB 1750**, on motion by Senator Negron, by two-thirds vote **CS for CS for HB 7083** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Negron, the rules were waived and by two-thirds vote—

**CS for CS for HB 7083**—A bill to be entitled An act relating to the death penalty; providing a short title; amending s. 27.5304, F.S.; requiring funds used to compensate court-appointed attorneys who represent a person convicted and sentenced to death in clemency proceedings to be paid by the Justice Administrative Commission rather than the Department of Corrections; amending s. 27.701(2), F.S.; repealing a pilot project using registry attorneys to provide capital collateral counsel services in the northern region of the Capital Collateral Regional Counsel; amending s. 27.702, F.S.; removing language requiring the capital collateral regional counsel to only file postconviction actions authorized by statute; amending s. 27.703, F.S.; prohibiting the capital collateral regional counsel and replacement regional counsel from accepting an appointment or taking and action that creates an actual conflict of interest; describing actual conflict of interest; amending s. 27.704, F.S.; requiring attorneys who contract with the capital collateral regional counsel to meet certain criteria; creating s. 27.7045, F.S.; prohibiting an attorney from representing a person charged with a capital offense in specified proceedings for 5 years if in two separate instances a court, in a capital postconviction proceeding, determined that the attorney provided constitutionally deficient representation and relief was granted; amending s. 27.7081, F.S.; providing definitions; establishing procedures for public records production in postconviction capital cases proceedings; amending s. 27.710, F.S.; requiring private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to contract with the Justice Administrative Commission rather than the Chief Financial Officer; specifying that the Justice Administrative Commission is the contract manager; requiring the Justice Administrative Commission to approve uniform contract forms and procedures; amending s. 27.711, F.S.; replacing references to the "Chief Financial Officer" with "Justice Administrative Commission" for purposes of paying private registry attorneys appointed by the court to represent persons in postconviction capital proceedings; permitting private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to represent no more than ten, rather than five, defendants in capital postconviction litigation at any one time; amending s. 922.095, F.S.; requiring persons convicted and sentenced to death to pursue all possible collateral remedies in state court in ac-

cordance with the Florida Rules of Criminal Procedure rather than in accordance with statute; amending s. 922.052, F.S.; requiring the sheriff to send the record of a person's conviction and death sentence to the clerk of the Florida Supreme Court; requiring the clerk of the Florida Supreme Court to inform the Governor in writing certifying that a person convicted and sentenced to death meets certain criteria; requiring the Governor to issue a warrant within 30 days of receiving the clerk's letter of certification in all cases where the executive clemency process has concluded directing the warden to execute the sentence within 180 days; authorizing the Governor to sign a warrant of execution if the clerk of the Florida Supreme Court does not comply; amending s. 924.055, F.S.; removing obsolete language requiring capital postconviction motions to be filed in accordance with statute; requiring capital postconviction motions to be filed in accordance with the Florida Rules of Criminal Procedure; amending s. 924.056, F.S.; requiring the Supreme Court to annually report certain information regarding capital postconviction cases to the Legislature; requiring courts to report specified findings of ineffective assistance of counsel to The Florida Bar; amending s. 924.057, F.S.; providing legislative intent regarding postconviction proceedings in capital cases; repealing ss. 924.058, 924.059, and 924.395, F.S., relating to postconviction capital case proceedings; providing severability; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1750** and by two-thirds vote read the second time by title.

Senator Soto moved the following amendments which failed:

**Amendment 1 (470702) (with title amendment)**—Delete lines 180-213.

And the title is amended as follows:

Delete lines 14-19 and insert: postconviction actions authorized by statute; amending s. 27.704, F.S.;

**Amendment 2 (731890) (with title amendment)**—Delete lines 249-264.

And the title is amended as follows:

Delete lines 22-28 and insert: amending s.

**Amendment 3 (925334)**—Delete lines 384-388 and insert: *to the records repository all public records of a proceeding under Rule 3.851, Florida Rules of Criminal Procedure. The Secretary of Corrections shall provide written*

**Amendment 4 (642074) (with title amendment)**—Between lines 857 and 858 insert:

Section 16. *Effective for an offense committed on or after October 1, 2013, an advisory sentence of death must be made by at least a 10 to 2 super majority recommendation of the jury. The court shall instruct the jury that, in order for the jury to recommend to the court that the death penalty be imposed, the jury must find that sufficient aggravating circumstances exist which outweigh any mitigating circumstances found to exist. The court shall further instruct the jury that each aggravating circumstance used to support the jury's recommendation of death must be proven beyond a reasonable doubt by at least a 10 to 2 super majority vote. The court shall provide a special verdict form for each aggravating circumstance found.*

And the title is amended as follows:

Delete line 78 and insert: postconviction proceedings in capital cases; requiring that an advisory sentence of death must be made by at least a 10 to 2 super majority recommendation of the jury after a specified date; requiring the court to instruct the jury on various matters; repealing

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Thompson moved the following amendment which failed:

**Amendment 5 (347866) (with title amendment)**—Between lines 859 and 860 insert:

Section 17. Section 961.055, Florida Statutes, is created to read:

*961.055 Eligibility for compensation for certain wrongfully incarcerated persons sentenced to death.—A person convicted and sentenced to death before 1980 is exempt from the provisions of ss. 961.03, 961.04, and 961.05 and eligible for compensation pursuant to s. 961.06 if:*

- (1) The person has been incarcerated in this state;*
- (2) The Governor, by executive order, appoints a special prosecutor to review the person's conviction and sentence; and*
- (3) The special prosecutor appointed by the Governor thereafter enters a nolle prosequere for the charges upon which the person was convicted and sentenced, which shall constitute conclusive evidence and proof that the person is actually innocent and eligible for compensation under this chapter.*

Section 18. Section 961.056, Florida Statutes, is created to read:

*961.056 Application for certain wrongfully incarcerated persons sentenced to death.—*

*(1) A person who is eligible for compensation under s. 961.055 may initiate an application for compensation no later than July 1, 2015, irrespective of whether he or she has previously sought compensation under this chapter.*

*(2) A person who is eligible for compensation under s. 961.055 may apply to the Department of Legal Affairs for compensation. The estate of, or personal representative for, a decedent who was eligible for compensation pursuant to s. 961.055 is not entitled to apply on behalf of the decedent for compensation under this chapter.*

*(3) The application must include:*

- (a) A certified copy of the nolle prosequere or nolle prosequere memorandum;*
- (b) Certified copies of the original judgment and sentence;*

*(c) Documentation demonstrating the length of the sentence served, including documentation from the Department of Corrections regarding the applicant's admission into and release from the custody of the Department of Corrections;*

*(d) Positive proof of identification, including two full sets of fingerprints administered by a law enforcement agency and a current form of photo identification, demonstrating that the applicant is the same person who was wrongfully incarcerated;*

*(e) Supporting documentation of any fine, penalty, or court costs imposed on and paid by the person as described in s. 961.06(1)(c);*

*(f) Supporting documentation of any reasonable attorney fees and expenses as described in s. 961.06(1)(d); and*

*(g) Any other documentation, evidence, or information required by rules adopted by the department.*

*(4) Upon receipt of an application, the department shall examine the application and notify the applicant within 30 calendar days of any errors or omissions and shall request, if applicable, any additional information relevant to the review of the application. The applicant has 30 days after proper notification of any errors or omissions to supplement the application. The department may not deny an application for failure of the applicant to correct an error or omission or to supply additional information unless the department timely notified the applicant of such errors or omissions or requested the additional information within the 30-day period specified in this subsection. The department shall process and review each completed application within 60 calendar days. The department shall notify the applicant within 5 business days of determining whether an application for compensation meets the requirements of this section.*

*(5) If the department determines that an applicant meets the requirements of this section, the person who is the subject of the application is entitled to compensation under s. 961.06.*

And the title is amended as follows:

Delete line 80 and insert: postconviction capital case proceedings; creating s. 961.055, F.S.; providing that a person wrongfully incarcerated and sentenced to death before a certain date is eligible for compensation under certain circumstances; creating s. 961.056, F.S.; specifying the application process for certain wrongfully incarcerated persons eligible for compensation; providing for

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Altman moved the following amendment which failed:

**Amendment 6 (698950) (with title amendment)**—Delete line 772 and insert: *Governor may issue a warrant for execution if the executive*

And the title is amended as follows:

Delete line 60 and insert: criteria; authorizing the Governor to issue a warrant

Pursuant to Rule 4.19, **CS for CS for HB 7083** was placed on the calendar of Bills on Third Reading.

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

### BILLS ON THIRD READING

**CS for SB 1302**—A bill to be entitled An act relating to temporary certificates for visiting physicians; amending s. 458.3137, F.S.; providing that a physician who has been invited by certain medical or surgical training programs or educational symposiums may be issued a temporary certificate for limited privileges solely to provide educational training; modifying criteria; revising the requirements for proof of medical malpractice insurance; providing an effective date.

—was read the third time by title.

On motions by Senator Garcia, **CS for SB 1302** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Thrasher

**SB 1852**—A bill to be entitled An act relating to funding from the National Mortgage Settlement; providing an appropriation from the General Revenue Fund to the Florida Prepaid Tuition Scholarship Program to purchase 2-year dormitory residence advance payment contracts for certain students; providing an appropriation from the General Revenue Fund to the state courts system to provide technology solutions to expedite foreclosure cases through the judicial process; providing an appropriation from the General Revenue Fund to the state courts system to provide certain supplemental resources; providing an appropriation from the General Revenue Fund to the clerks of the court

to assist and support the courts in expediting the processing of backlogged foreclosure cases; providing an appropriation from the General Revenue Fund to the Office of the Attorney General to provide legal aid services to low- and moderate-income homeowners facing foreclosure; providing an appropriation from the General Revenue Fund to the Department of Children and Families to fund capital improvement grants for certified domestic violence centers; providing an appropriation from the General Revenue Fund to the Department of Economic Opportunity to provide a grant to Habitat for Humanity of Florida for certain purposes; providing requirements for Habitat for Humanity of Florida; providing financial audit reporting requirements; requiring certain funds to be repaid by Habitat for Humanity of Florida to the Department of Financial Services for deposit into the State Housing Trust Fund; providing an appropriation from the General Revenue Fund to the Florida Housing Finance Corporation to provide funding to reduce rents on new or existing rental units through the State Apartment Incentive Loan Program; providing an appropriation from the General Revenue Fund to the Department of Economic Opportunity for specified purposes; providing requirements for the expenditure, disbursement, and transfer to the State Housing Trust Fund of certain appropriated funds; providing a contingent effective date.

—as amended April 25 was read the third time by title.

On motions by Senator Gardiner, **SB 1852** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Votes recorded:

May 2, 2013: Yea to Nay—Gibson, Joyner

**CS for CS for SB 1472**—A bill to be entitled An act relating to nuclear and integrated gasification combined cycle power plants; amending s. 366.93, F.S.; modifying an alternative cost recovery mechanism for the recovery of costs for the siting, design, licensing, and construction of nuclear and integrated gasification combined cycle power plants; establishing a procedure and requirements for cost recovery based on preconstruction and construction phases; providing that the commission may not determine that a utility intends to complete construction of a power plant unless the utility proves its efforts by a preponderance of the evidence; providing that a utility that elects not to complete construction of a nuclear power plant may not recover or retain any rate of return for related costs; exempting certain actions taken before this act takes effect; providing an effective date.

—as amended April 25 was read the third time by title.

Senator Legg moved the following amendment which was adopted by two-thirds vote:

**Amendment 1 (664710) (with title amendment)**—Delete lines 176-182 and insert: *such construction, the utility may not recover any further rate of return under this section. The utility must provide written notice of this election to the commission within 14 days after making the election. Failure by the utility to timely notify the commission is a violation of this section and punishable under s. 350.127. Any cost recovery*

*after the date of the election not to complete construction of the plant may not include a rate of return.*

And the title is amended as follows:

Delete lines 15 and 16 and insert: nuclear power plant may not recover any future rate of return for related costs; requiring a utility to provide notice of its election to the commission; providing for a penalty; exempting certain actions

On motions by Senator Legg, **CS for CS for SB 1472** as amended was passed, ordered engrossed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

#### SENATOR RICHTER PRESIDING

**CS for SB 606**—A bill to be entitled An act relating to the Northeast Florida Regional Transportation Commission; providing a directive to the Division of Law Revision and Information; creating s. 343.1001, F.S.; providing a short title; creating s. 343.1002, F.S.; providing definitions; creating s. 343.1003, F.S.; creating the Northeast Florida Regional Transportation Commission; providing for a nine-member commission board; providing for board appointment; providing for staffing; providing for member removal; providing liability protection for members; creating s. 343.1004, F.S.; providing commission powers and duties; prohibiting the commission from pledging the state's credit; creating s. 343.1005, F.S.; providing for transportation projects of regional significance; specifying the characteristics for such projects; creating s. 343.1006, F.S.; requiring commission plans and planning activity to be coordinated with other specified entities; creating s. 343.1008, F.S.; authorizing other governmental units and the commission to contract with each other; creating s. 343.1009, F.S.; exempting the commission from taxes or assessments; creating s. 343.1010, F.S.; specifying that the powers of the commission are supplemental to other laws; creating s. 343.1011, F.S.; providing for public meetings and hearings; creating s. 343.1012, F.S.; specifying that the commission is not an authority for purposes of specified provisions relating to a discretionary tax; creating s. 343.1013, F.S.; providing for repeal; amending s. 120.52, F.S.; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for SB 606** was passed and certified to the House. The vote on passage was:

Yeas—36

Abruzzo	Diaz de la Portilla	Hukill
Altman	Evers	Joyner
Bean	Flores	Latvala
Benacquisto	Galvano	Lee
Bradley	Garcia	Legg
Brandes	Gardiner	Margolis
Braynon	Gibson	Montford
Dean	Grimsley	Negron
Detert	Hays	Richter

Ring	Simpson	Soto
Sachs	Smith	Stargel
Simmons	Sobel	Thompson

Nays—None

Vote after roll call:

Yea—Mr. President, Thrasher

**CS for CS for CS for HB 333**—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.02, F.S.; revising the definition of the term “navigation rules” for purposes of provisions relating to vessels; amending s. 328.72, F.S.; deleting provisions for periodic adjustments of certain fees based on changes in the Consumer Price Index; amending s. 379.101, F.S.; revising the definition of the term “resident” or “resident of Florida” for purposes of provisions relating to recreational and nonrecreational activity licenses; providing for certain evidence of residence; revising the definition of the term “resident alien” to remove a county residency requirement; amending s. 379.353, F.S.; exempting specified persons participating in certain outdoor recreational events from requirements for hunting and fishing licenses and permits; amending s. 379.354, F.S.; deleting provisions for periodic adjustments of certain fees based on changes in the Consumer Price Index; revising the number of days the commission may designate as free fishing days each year; amending s. 379.361, F.S.; revising requirements for a restricted species endorsement on a saltwater products license; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **CS for CS for CS for HB 333** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for CS for HB 347**—A bill to be entitled An act relating to alcoholic beverages; amending s. 565.03, F.S.; providing definitions; revising provisions with respect to the licensure and operation of distilleries; providing requirements for craft distilleries; providing for the sale of distilled spirits by licensed distilleries under certain conditions; providing reporting requirements; prohibiting the shipment of certain distilled spirits; prohibiting the transfer of a distillery license under certain conditions; prohibiting a craft distillery from having its ownership affiliated with another distillery under certain conditions; providing requirements relating to the payment of taxes; providing for applicability; providing rulemaking authority; amending s. 567.01, F.S.; providing that a county commission may order an election on the sale of alcoholic beverages for consumption on premise under certain conditions; amending ss. 561.14, 567.06, and 567.07, F.S.; conforming cross-references; providing legislative intent with respect to the severability or nonseverability of specified amendments made by the act; providing an effective date.



—was read the third time by title.

On motion by Senator Hays, **CS for CS for HB 347** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Mr. President, Detert

**CS for CS for CS for HB 701**—A bill to be entitled An act relating to electronic benefits transfer cards; amending s. 402.82, F.S.; conforming terminology; proving enforcement authority to the department; restricting the use of electronic benefits transfer cards; providing that an electronic benefits transfer card may not be used or accepted at certain establishments licensed under the Beverage Law, an adult entertainment establishment, a pari-mutuel facility, a slot machine facility, an unauthorized commercial bingo facility, a casino, a gaming facility or gambling facility, or any gaming activities authorized under part II of ch. 285, F.S.; providing an effective date.

—was read the third time by title.

On motion by Senator Gardiner, **CS for CS for CS for HB 701** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for CS for CS for HB 489**—A bill to be entitled An act relating to railroad police officers; amending s. 354.01, F.S.; authorizing the temporary appointment of special officers who meet certain qualifications; requiring special officers employed by a railroad or other common carrier to have specified qualifications and meet specified continuing training or education requirements; providing that a Class I, Class II, or Class III railroad shall be considered an employing agency for specified purposes and shall pay costs associated with training and continuing education; amending s. 784.07, F.S.; defining the term “railroad special officer”;

providing for reclassification of certain offenses committed against a railroad special officer; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for CS for CS for HB 489** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for SB 1372**—A bill to be entitled An act relating to pretrial detention; amending s. 907.041, F.S.; providing additional factors a court may consider when ordering pretrial detention; amending s. 903.046, F.S.; requiring a court considering whether to release a defendant on bail to determine whether the defendant is subject to registration as a sexual offender or sexual predator and, if so, to hold the defendant without bail until the first appearance on the case; providing an exception; providing an effective date.

—as amended April 25 was read the third time by title.

Pending further consideration of **CS for SB 1372** as amended, on motion by Senator Bradley, by two-thirds vote **HB 7035** was withdrawn from the Committees on Judiciary; Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Bradley, by two-thirds vote—

**HB 7035**—A bill to be entitled An act relating to pretrial detention; amending s. 907.041, F.S.; providing additional factors a court may consider when ordering pretrial detention; providing an effective date.

—a companion measure, was substituted for **CS for SB 1372** as amended and read the second time by title.

Senator Bradley moved the following amendment which was adopted:

**Amendment 1 (938700) (with title amendment)**—Before line 9 insert:

Section 1. Paragraph (m) is added to subsection (2) of section 903.046, Florida Statutes, to read:

903.046 Purpose of and criteria for bail determination.—

(2) When determining whether to release a defendant on bail or other conditions, and what that bail or those conditions may be, the court shall consider:

(m) *Whether the defendant, other than a defendant whose only criminal charge is a misdemeanor offense under chapter 316, is required to register as a sexual offender under s. 943.0435 or a sexual predator under s. 775.21; and, if so, he or she is not eligible for release on bail or surety bond until the first appearance on the case in order to ensure the full participation of the prosecutor and the protection of the public.*

And the title is amended as follows:

Delete line 2 and insert: An act relating to pretrial detention; amending s. 903.046, F.S.; requiring a court considering whether to release a defendant on bail to determine whether the defendant is subject to registration as a sexual offender or sexual predator and, if so, to hold the defendant without bail until the first appearance on the case; providing an exception; amending s.

On motion by Senator Bradley, by two-thirds vote **HB 7035** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for SB 1420**—A bill to be entitled An act relating to mental health treatment; amending s. 916.107, F.S.; authorizing forensic and civil facilities to order the continuation of psychotherapeutics for individuals receiving such medications in the jail before admission; amending s. 916.13, F.S.; providing timeframes within which competency hearings must be held; amending s. 916.145, F.S.; revising the time for dismissal of certain charges for defendants that remain incompetent to proceed to trial; amending s. 916.15, F.S.; providing a timeframe within which commitment hearings must be held; amending s. 985.19, F.S.; standardizing the protocols, procedures, diagnostic criteria, and information and findings that must be included in an expert's competency evaluation report; providing an effective date.

—was read the third time by title.

On motions by Senator Sobel, **CS for SB 1420** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for CS for HB 1147**—A bill to be entitled An act relating to the Office of the Attorney General; amending s. 16.53, F.S.; revising the Legal Affairs Revolving Trust Fund with regard to which funds are required to be transferred to the General Revenue Fund unallocated; amending s. 409.9203, F.S.; providing that rewards for reporting Medicaid fraud shall be paid from the Operating Trust Fund; amending ss. 501.203 and 501.204, F.S.; revising obsolete dates; amending s. 681.102, F.S.; revising a definition; amending s. 681.108, F.S.; revising duties of the Department of Legal Affairs relating to manufacturer certification of dispute-settlement procedures; providing notice requirements for certain manufacturers seeking renewal of certification or ceasing operation of a certified procedure; amending s. 681.109, F.S.; revising notice requirements relating to the rejection of a dispute by the department; amending s. 760.34, F.S.; authorizing, rather than requiring, the office to bring an action for complaints involving discriminatory housing practices; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **CS for CS for HB 1147** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Mr. President

Consideration of **CS for CS for SB 1664** was deferred.

**CS for CS for SB 1150**—A bill to be entitled An act relating to governmental accountability; creating s. 119.0701, F.S.; providing definitions; providing that each public agency contract for services must meet specified requirements; requiring the public agency to enforce contract provisions if a contractor does not comply with a public records request; amending s. 119.12, F.S.; specifying what constitutes reasonable costs of enforcement in a civil action against an agency to enforce ch. 119, F.S.; amending s. 215.971, F.S.; requiring agreements funded with state or federal financial assistance to include additional provisions; authorizing the Chief Financial Officer to audit agreements before execution and providing requirements for such audits; requiring state agencies to designate a grants manager for each agreement and providing requirements and procedures for managers; requiring the Chief Financial Officer to perform audits of executed agreements and to discuss such audits with agency officials; requiring the agency head to respond to the audit; reordering and amending s. 215.985, F.S.; revising provisions relating to the Chief Financial Officer's intergovernmental contract tracking system under the Transparency Florida Act; requiring state agencies to post certain information in the tracking system and to update that information; 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 to the public the information posted on the system through a secure website; providing an exception; authorizing the Department of Financial 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. 287.012, F.S.; providing and revising definitions; amending s. 287.042, F.S.; revising powers, duties, and functions of the Department of Man-

agement Services; eliminating a duty of the department to maintain a vendor list; authorizing the department to lead or enter into joint agreements with governmental entities for the purchase of commodities or contractual services that can be used by multiple agencies; amending s. 287.057, F.S.; providing that contracts awarded pursuant to an invitation to bid shall be awarded to the responsible and responsive vendor that submits the lowest responsive bid; revising exceptions to the requirement that the purchase of specified commodities or contractual services be made only as a result of receiving competitive sealed bids, competitive sealed proposals, or competitive sealed replies; revising contractual services and commodities that are not subject to competitive solicitation requirements by virtue of being available only from a single source; providing that a contract for commodities or contractual services may be awarded without competition if the recipient of funds is established during the appropriations process; revising provisions relating to extension of a contract for commodities or contractual services; authorizing an agency to negotiate better pricing upon renewal of a contract; providing training requirements for contract managers responsible for contracts in excess of a specified threshold amount; providing contract manager certification for contract managers responsible for contracts in excess of a specified threshold amount; providing that the department is responsible for establishing and disseminating the requirements for certification of a contract manager; providing that training will be conducted jointly by the Department of Management Services and the Department of Financial Services; providing training guidelines and requirements; requiring the department, in consultation with the Chief Financial Officer to maintain a program for online procurement of commodities and contractual services; amending s. 287.0571, F.S.; revising nonapplicability of a business case to outsource; amending s. 287.058, F.S.; defining the term "performance measure"; revising references within provisions relating to purchase orders used in lieu of written agreements for classes of contractual services; revising terminology; authorizing the Chief Financial Officer to audit contracts before execution and providing requirements for such audits; creating s. 287.136, F.S.; requiring the Chief Financial Officer to perform audits of executed contract documents and to discuss such audits with the agency officials; requiring the agency head to respond to the audit; amending s. 287.076, F.S.; providing that Project Management Professionals training for personnel involved in managing outsourcings and negotiations is subject to annual appropriations; amending ss. 16.0155, 283.33, 394.457, 402.7305, 409.9132, 427.0135, 445.024, 627.311, 627.351, 765.5155, and 893.055, F.S.; conforming cross-references; providing effective dates.

—as amended April 25 was read the third time by title.

On motion by Senator Brandes, **CS for CS for SB 1150** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**HB 7143**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 292.055, F.S., which provides an exemption from public record and public meeting requirements for information identifying certain donors to the direct-support organization for the Department of Veterans' Affairs; removing super-

fluous language; specifying that the public meeting exemption applies to those portions of meetings wherein the identity of a donor or prospective donor whose identity is confidential and exempt is discussed; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Altman, **HB 7143** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for CS for SB 490**—A bill to be entitled An act relating to landlords and tenants; amending s. 83.42, F.S.; revising exclusions from applicability of the Florida Residential Landlord and Tenant Act; amending s. 83.48, F.S.; providing that the right to attorney fees may not be waived in a lease agreement; providing that attorney fees may not be awarded in a claim for personal injury damages based on a breach of duty of premises maintenance; amending s. 83.49, F.S.; revising and providing landlord disclosure requirements with respect to security deposits and advance rent; providing requirements for the disbursement of advance rents; providing a limited rebuttable presumption of receipt of security deposits; providing for applicability of changes made by the act to certain disclosure requirements; amending s. 83.50, F.S.; removing certain landlord disclosure requirements relating to fire protection; amending s. 83.51, F.S.; revising a landlord's obligation to maintain a premises with respect to screens; amending s. 83.54, F.S.; providing that enforcement of a right or duty under the Florida Residential Landlord and Tenant Act by civil action does not preclude prosecution of a criminal offense; amending s. 83.56, F.S.; revising procedures for the termination of a rental agreement by a landlord; revising notice procedures; providing that a landlord does not waive the right to terminate the rental agreement or to bring a civil action for noncompliance by accepting partial rent, subject to certain notice; requiring the landlord to follow specified procedures if the landlord receives partial rent after posting the 3-day notice; providing that the period to institute an action before an exemption involving rent subsidies is waived begins upon actual knowledge; amending s. 83.575, F.S.; revising requirements for the termination of a tenancy having a specific duration to provide for reciprocal notice provisions in rental agreements; amending ss. 83.58 and 83.59, F.S.; conforming cross-references; amending s. 83.60, F.S.; providing that a landlord must be given an opportunity to cure a deficiency in any notice or pleadings before dismissal of an eviction action; making technical changes; amending s. 83.62, F.S.; revising procedures for the restoration of possession to a landlord to provide that weekends and holidays do not stay the applicable notice period; amending s. 83.63, F.S.; conforming a cross-reference; amending s. 83.64, F.S.; providing examples of conduct for which the landlord may not retaliate; providing an effective date.

—as amended April 25 was read the third time by title.

Pending further consideration of **CS for CS for SB 490** as amended, on motion by Senator Stargel, by two-thirds vote **CS for HB 77** was withdrawn from the Committees on Judiciary; Regulated Industries; and Rules.

On motion by Senator Stargel by two-thirds vote—

**CS for HB 77**—A bill to be entitled An act relating to landlords and tenants; amending s. 83.42, F.S.; revising exclusions from applicability of the Florida Residential Landlord and Tenant Act; amending s. 83.48, F.S.; providing that the right to attorney fees may not be waived in a lease agreement; providing that attorney fees may not be awarded in a claim for personal injury damages based on a breach of duty of premises maintenance; amending s. 83.49, F.S.; revising and providing landlord disclosure requirements with respect to security deposits and advance rent; providing requirements for the disbursement of advance rents; providing a limited rebuttable presumption of receipt of security deposits; providing for applicability of changes made by the act to certain disclosure requirements; amending s. 83.50, F.S.; removing certain landlord disclosure requirements relating to fire protection; amending s. 83.51, F.S.; revising a landlord's obligation to maintain a premises with respect to screens; amending s. 83.54, F.S.; providing that enforcement of a right or duty under the Florida Residential Landlord and Tenant Act by civil action does not preclude prosecution of a criminal offense; amending s. 83.56, F.S.; revising procedures for the termination of a rental agreement by a landlord; revising notice procedures; providing that a landlord does not waive the right to terminate the rental agreement or to bring a civil action for noncompliance by accepting partial rent, subject to certain notice; providing that the period to institute an action before an exemption involving rent subsidies is waived begins upon actual knowledge; amending s. 83.575, F.S.; revising requirements for the termination of a tenancy having a specific duration to provide for reciprocal notice provisions in rental agreements; amending ss. 83.58 and 83.59, F.S.; conforming cross-references; amending s. 83.60, F.S.; providing that a landlord must be given an opportunity to cure a deficiency in any notice or pleadings before dismissal of an eviction action; making technical changes; amending s. 83.62, F.S.; revising procedures for the restoration of possession to a landlord to provide that weekends and holidays do not stay the applicable notice period; amending s. 83.63, F.S.; conforming a cross-reference; amending s. 83.64, F.S.; providing examples of conduct for which the landlord may not retaliate; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 490** as amended and read the second time by title.

Senator Stargel moved the following amendment which was adopted:

**Amendment 1 (109922) (with title amendment)**—Delete line 376 and insert: *accepting partial rent for the period. If partial rent is accepted after posting the notice for nonpayment, the landlord must:*

1. *Provide the tenant with a receipt stating the date and amount received and the agreed upon date and balance of rent due before filing an action for possession;*

2. *Place the amount of partial rent accepted from the tenant in the registry of the court upon filing the action for possession; or*

3. *Post a new 3-day notice reflecting the new amount due.*

And the title is amended as follows:

Between lines 30 and 31 insert: requiring a landlord to follow specified procedures if the landlord accepts partial rent after posting the notice of nonpayment;

On motion by Senator Stargel, by two-thirds vote **CS for HB 77** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Altman	Flores	Legg
Bean	Galvano	Margolis
Benacquisto	Garcia	Richter
Bradley	Gardiner	Simmons
Brandes	Grimsley	Simpson
Dean	Hays	Smith
Detert	Hukill	Soto
Diaz de la Portilla	Latvala	Stargel
Evers	Lee	Thrasher

Nays—10

Abruzzo	Joyner	Sobel
Braynon	Montford	Thompson
Clemens	Ring	
Gibson	Sachs	

Vote after roll call:

Yea—Mr. President

## MOTIONS

On motion by Senator Thrasher, by two-thirds vote **HB 7015** was ordered immediately certified to the House.

**CS for HB 413**—A bill to be entitled An act relating to physical therapy; amending s. 486.021, F.S.; authorizing a physical therapist to implement physical therapy treatment plans of a specified duration which are developed by the physical therapist or provided by a practitioner of record or an advanced registered nurse practitioner; providing an effective date.

—was read the third time by title.

On motion by Senator Detert, **CS for HB 413** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for SB 634**—A bill to be entitled An act relating to motor vehicles; amending s. 316.3045, F.S.; revising provisions relating to the operation of radios or other soundmaking devices in vehicles; deleting a standard for determining prohibited sound levels; deleting an exception for vehicles operated for business or political purposes; authorizing local authorities to regulate the place where such soundmaking devices may be operated; providing an effective date.

—was read the third time by title.

Senator Gibson moved the following amendment which was adopted by the required two-thirds vote:

**Amendment 1 (869922)**—Delete line 23 and insert:

(a) plainly audible at a distance of ~~100~~ 25 feet or more from

## RECONSIDERATION OF AMENDMENT

On motion by Senator Richter, the Senate reconsidered the vote by which **Amendment 1** was adopted. **Amendment 1** failed to receive the required two-thirds vote. The vote was:

## Yeas—20

Abruzzo	Gibson	Sachs
Brandes	Joyner	Smith
Braynon	Lee	Sobel
Clemens	Legg	Soto
Detert	Margolis	Thompson
Galvano	Montford	Thrasher
Garcia	Ring	

## Nays—17

Altman	Evers	Latvala
Bean	Flores	Richter
Benacquisto	Gardiner	Simmons
Bradley	Grimsley	Simpson
Dean	Hays	Stargel
Diaz de la Portilla	Hukill	

## THE PRESIDENT PRESIDING

On motion by Senator Simpson, **CS for SB 634** failed to pass. The vote was:

## Yeas—19

Mr. President	Evers	Montford
Altman	Galvano	Richter
Bean	Grimsley	Simmons
Benacquisto	Hays	Simpson
Bradley	Hukill	Stargel
Dean	Latvala	
Diaz de la Portilla	Lee	

## Nays—19

Abruzzo	Gardiner	Smith
Brandes	Gibson	Sobel
Braynon	Joyner	Soto
Clemens	Legg	Thompson
Detert	Margolis	Thrasher
Flores	Ring	
Garcia	Sachs	

**CS for HB 649**—A bill to be entitled An act relating to public records; amending s. 119.0713, F.S.; providing an exemption from public records requirements for specified proprietary confidential business information held by an electric utility that is subject to chapter 119, F.S., in conjunction with a due diligence review of an electric project or a project to improve the delivery, cost, or diversification of fuel or renewable energy resources; providing for the retention of such information for a specified time; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for HB 649** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

## Yeas—37

Mr. President	Detert	Hukill
Abruzzo	Diaz de la Portilla	Joyner
Altman	Evers	Latvala
Bean	Flores	Lee
Benacquisto	Galvano	Legg
Bradley	Garcia	Margolis
Brandes	Gardiner	Richter
Braynon	Gibson	Ring
Clemens	Grimsley	Sachs
Dean	Hays	Simmons

Simpson	Soto	Thrasher
Smith	Stargel	
Sobel	Thompson	

## Nays—None

Vote after roll call:

Yea—Montford

**CS for CS for HB 1223**—A bill to be entitled An act relating to deceptive and unfair trade practices; reordering and amending s. 501.2077, F.S.; providing definitions; authorizing a civil penalty for a person who willfully uses a deceptive or unfair trade act or practice against a military servicemember or the servicemember's spouse or dependent child in certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Simpson, **CS for CS for HB 1223** was passed and certified to the House. The vote on passage was:

## Yeas—38

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

## Nays—None

**CS for HB 655**—A bill to be entitled An act relating to political subdivisions; amending s. 218.077, F.S.; providing and revising definitions; prohibiting political subdivisions from requiring employers to provide certain employment benefits; prohibiting political subdivisions from requiring, or awarding preference on the basis of, certain wages or employment benefits when contracting for goods or services; providing for applicability and future repeal of certain ordinances; conforming provisions to constitutional requirements relating to the state minimum wage; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Simmons, **CS for HB 655** as amended was passed and certified to the House. The vote on passage was:

## Yeas—31

Mr. President	Galvano	Margolis
Altman	Garcia	Montford
Bean	Gardiner	Richter
Benacquisto	Gibson	Sachs
Bradley	Grimsley	Simmons
Brandes	Hays	Simpson
Dean	Hukill	Sobel
Detert	Joyner	Stargel
Diaz de la Portilla	Latvala	Thrasher
Evers	Lee	
Flores	Legg	

## Nays—7

Abruzzo	Clemens	Smith
Braynon	Ring	Soto

Thompson

Vote after roll call:

Yea to Nay—Diaz de la Portilla, Gibson, Joyner, Margolis, Montford, Sachs, Sobel

**CS for SB 824**—A bill to be entitled An act relating to public records; creating s. 916.1065, F.S.; creating an exemption from public records requirements for a forensic behavioral health evaluation filed with a court; providing a definition for the term “forensic behavioral health evaluation”; providing a statement of public necessity, applicability, and construction; providing an effective date.

—was read the third time by title.

On motion by Senator Garcia, **CS for SB 824** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for SB 834**—A bill to be entitled An act relating to public records; creating s. 624.4212, F.S.; creating an exemption from public records requirements for proprietary business information submitted to the Office of Insurance Regulation; defining the term “proprietary business information”; providing exceptions; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Simmons, **CS for SB 834** as amended was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**SB 986**—A bill to be entitled An act relating to requirements for driver licenses; amending s. 322.08, F.S.; including notice of the approval of an

application for Deferred Action for Childhood Arrivals status issued by the United States Citizenship and Immigration Services as valid proof of identity for purposes of applying for a driver license; reenacting ss. 322.17(3), 322.18(2)(d) and (4)(c), and 322.19(4), F.S., relating to conditions and limitations with respect to obtaining a duplicate or replacement instruction permit or driver license, expiration of and renewal of a driver license, and change of name or address on a driver license for licensees who establish their identity in a specified manner, to incorporate the amendments made by the act to s. 322.08, F.S., in references thereto; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 986**, on motion by Senator Soto, by two-thirds vote **HB 235** was withdrawn from the Committees on Transportation; Judiciary; and Rules.

On motion by Senator Soto, by two-thirds vote—

**HB 235**—A bill to be entitled An act relating to requirements for driver licenses; amending s. 322.08, F.S.; including notice of the approval of an application for Deferred Action for Childhood Arrivals status issued by United States Citizenship and Immigration Services as valid proof of identity for purposes of applying for a driver license; reenacting ss. 322.17(3), 322.18(2)(d) and (4)(c), and 322.19(4), F.S., relating to conditions and limitations with respect to obtaining a duplicate or replacement instruction permit or driver license, expiration of and renewal of a driver license, and change of name or address on a driver license for licensees who establish their identity in a specified manner, to incorporate the amendments made by the act to s. 322.08, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **SB 986** and read the second time by title.

On motion by Senator Soto, by two-thirds vote **HB 235** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**CS for CS for SB 1016**—A bill to be entitled An act relating to dentistry; amending s. 627.6474, F.S.; prohibiting a contract between a health insurer and a dentist from requiring the dentist to provide services at a fee set by the insurer under certain circumstances; providing that covered services are those services listed as a benefit that the insured is entitled to receive under a contract; prohibiting an insurer from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting a health insurer from requiring as a condition of a contract that a dentist participate in a discount medical plan; amending s. 636.035, F.S.; prohibiting a contract between a prepaid limited health service organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; providing that covered services are those services listed as a benefit that a subscriber of a prepaid limited health service organization is entitled to receive under a contract; prohibiting a prepaid limited health service organization from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting the prepaid limited health service organization from requiring as a condition of a contract that a dentist participate in a

discount medical plan; amending s. 641.315, F.S.; prohibiting a contract between a health maintenance organization and a dentist from requiring the dentist to provide services at a fee set by the organization under certain circumstances; providing that covered services are those services listed as a benefit that a subscriber of a health maintenance organization is entitled to receive under a contract; prohibiting a health maintenance organization from providing merely de minimis reimbursement or coverage; requiring that fees for covered services be set in good faith and not be nominal; prohibiting the health maintenance organization from requiring as a condition of a contract that a dentist participate in a discount medical plan; providing for application of the act; amending s. 766.1115, F.S.; revising a definition; requiring a contract with a governmental contractor for health care services to include a provision for a health care provider licensed under ch. 466, F.S., as an agent of the governmental contractor, to allow a patient or a parent or guardian of the patient to voluntarily contribute a fee to cover costs of dental laboratory work related to the services provided to the patient without forfeiting sovereign immunity; prohibiting the contribution from exceeding the actual amount of the dental laboratory charges; providing that the contribution complies with the requirements of s. 766.1115, F.S.; providing for applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for CS for SB 1016** was passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Diaz de la Portilla	Latvala
Abruzzo	Evers	Lee
Altman	Flores	Legg
Bean	Galvano	Montford
Benacquisto	Garcia	Ring
Bradley	Gardiner	Simmons
Brandes	Gibson	Simpson
Braynon	Grimsley	Smith
Clemens	Hays	Soto
Dean	Hukill	Stargel
Detert	Joyner	Thompson

Nays—None

Vote after roll call:

Yea—Richter, Sachs, Sobel, Thrasher

**CS for CS for HB 833**—A bill to be entitled An act relating to general assignments; amending s. 727.103, F.S.; defining the term “negative notice”; amending s. 727.104, F.S.; requiring an assignee’s bond to be in at least a specific amount or double the liquidation value of the unencumbered and liquid assets of the estate, whichever is higher; amending s. 727.108, F.S.; authorizing an assignee to conduct certain discovery to determine whether to prosecute certain claims or causes of action; extending the time period an assignee may conduct the business of the assignor; authorizing the assignee to continue conducting the business of the assignor under certain circumstances by serving negative notice; amending s. 727.109, F.S.; extending the time period for which a court may authorize an assignee to conduct the business of the assignor; amending s. 727.110, F.S.; providing procedures for an assignee’s rejection of an unexpired lease of nonresidential real property or of personal property; requiring the assignee to serve a notice of rejection on certain persons and file it with the court; requiring that a notice of rejection for personal property include certain information about the affected property; specifying the effective date of the rejection; requiring the estate’s rights and obligations to and liability for the affected property to terminate under certain circumstances; amending s. 727.111, F.S.; extending the minimum time period for giving notice to the assignor and creditors; conforming language; providing a procedure for serving notice on certain persons; requiring an objection to be filed and served within a specific time period; requiring the notice to be in a specified form; providing that the assignee may take certain actions if an objection is not filed; requiring the court to hear a filed objection; authorizing the court to shorten negative notice under certain circumstances; providing that a party may raise the shortened notice period in certain objections; requiring a certificate of service for negative notice to be filed with the

court under certain circumstances; requiring negative notice to be given to certain persons under certain circumstances; amending s. 727.113, F.S.; providing procedures for serving an objection to a claim; providing that the Florida Rules of Civil Procedure apply to objections to claims in all pending cases beginning on a specific date; creating s. 727.117, F.S.; requiring an assignee’s deed to be in a specific form; providing an effective date.

—was read the third time by title.

On motion by Senator Richter, **CS for CS for HB 833** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Bradley

**CS for CS for CS for SB 1122**—A bill to be entitled An act relating to the Florida Fire Prevention Code; amending s. 633.0215, F.S.; requiring fire officials to enforce Florida Building Code provisions for occupancy separation for certain structures with certain occupancies; exempting certain farming and ranching structures from the code; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Simpson, **CS for CS for CS for SB 1122** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Bradley

**CS for CS for HB 229**—A bill to be entitled An act relating to land trusts; creating s. 689.073, F.S., and transferring, renumbering, and amending s. 689.071(4) and (5), F.S.; providing requirements relating to vesting of ownership in a trustee; providing exclusion and applicability; amending s. 689.071, F.S.; revising and providing definitions; revising provisions relating to land trust transfers of real property and vesting of

ownership in a trustee; prohibiting the operation of the statute of uses to execute a land trust or to vest the trust property under certain conditions; prohibiting the operation of the doctrine of merger to execute a land trust or to vest the trust property under certain conditions; providing conditions under which a beneficial interest is deemed real property; revising and providing rights, liabilities, and duties of land trust beneficiaries; authorizing certain beneficial ownership methods; providing for the perfection of security documents; providing that a trustee's legal and equitable title to the trust property is separate and distinct from the beneficiary's beneficial interest in the land trust and the trust property; prohibiting a lien, judgment, mortgage, security interest, or other encumbrance against one interest from automatically attaching to another interest; providing that the appointment of a guardian ad litem is not necessary in certain foreclosure litigation affecting the title to trust property of a land trust; conforming provisions to changes made by the act; deleting provisions relating to the applicability of certain successor trustee provisions; providing notice requirements; providing for the determination of applicable law for certain trusts; providing for applicability relating to Uniform Commercial Code financing statements; providing requirements for recording effectiveness; amending s. 736.0102, F.S.; revising and providing scope of the Florida Trust Code; providing a directive to the Division of Law Revision and Information; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **CS for CS for HB 229** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Evers	Richter
Abruzzo	Flores	Ring
Altman	Galvano	Sachs
Bean	Garcia	Simmons
Benacquisto	Gibson	Smith
Bradley	Grimsley	Sobel
Brandes	Hays	Soto
Braynon	Hukill	Stargel
Clemens	Latvala	Thompson
Dean	Lee	Thrasher
Detert	Legg	
Diaz de la Portilla	Montford	

Nays—None

Vote after roll call:

Yea—Simpson

**CS for CS for HB 691**—A bill to be entitled An act relating to personal identification theft; creating s. 817.5685, F.S.; defining the term “personal identification information”; providing that it is unlawful for a person to intentionally or knowingly possess, without authorization, any personal identification information of another person; providing criminal penalties; providing that possession of identification information of multiple individuals gives rise to an inference of illegality; providing enhanced criminal penalties for possession of such information of multiple persons; providing exemptions; providing that the section does not preclude the prosecution for the unlawful possession of personal identification information of another person under any other law; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Joyner, **CS for CS for HB 691** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bradley	Detert
Abruzzo	Brandes	Diaz de la Portilla
Altman	Braynon	Evers
Bean	Clemens	Flores
Benacquisto	Dean	Galvano

Garcia	Lee	Simpson
Gardiner	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Richter	Stargel
Hukill	Ring	Thompson
Joyner	Sachs	Thrasher
Latvala	Simmons	

Nays—None

**CS for CS for CS for SB 1594**—A bill to be entitled An act relating to the Guaranteed Energy, Water, and Wastewater Performance Savings Contracting Act; amending s. 489.145, F.S.; revising the terms “agency,” “energy, water, and wastewater efficiency and conservation measure,” and “energy, water, or wastewater cost savings”; providing that a contract may provide for repayments to a lender of an installation construction loan in installments for a period not to exceed 20 years; requiring a contract to provide that repayments to a lender of an installation construction loan may be made over time, not to exceed 20 years from a certain date; requiring a contract to provide for a certain amount of repayment to the lender of the installation construction loan within 2 years of a specified date; authorizing certain facility alterations to be included in a performance contract and to be supervised by the performance savings contractor; limiting the time allotted to the Office of the Chief Financial Officer to review and approve an agency's guaranteed energy, water, and wastewater performance savings contract; requiring that a proposed contract include an investment-grade audit certified by the Department of Management Services which states that the cost savings are appropriate and sufficient for the term of the contract; clarifying that, for funding purposes of consolidated financing of deferred payment commodity contracts, an agency means a state agency; conforming language; providing an effective date.

—was read the third time by title.

On motions by Senator Bradley, **CS for CS for CS for SB 1594** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for HB 903**—A bill to be entitled An act relating to adverse possession; amending s. 95.18, F.S.; revising terminology; requiring certain conditions to be met before real property is legally adversely possessed without color of title; requiring a person claiming adverse possession to make a return of the property by providing the return to the property appraiser using a uniform return; specifying the contents of the return; requiring the return to contain a notice; providing criminal penalties; amending s. 197.3335, F.S.; revising provisions to conform to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for HB 903** was passed and certified to the House. The vote on passage was:



Yeas—37

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

Nays—None

**CS for CS for CS for SB 556**—A bill to be entitled An act relating to clerks of the court; amending s. 28.13, F.S.; providing requirements for the storage of papers and electronic filings and requiring that they be stamped with the date and time of submission; requiring the clerk to retain control and custody of filed documents; amending s. 28.222, F.S.; authorizing the clerk to remove certain court records from the Official Records; amending s. 28.24, F.S.; deleting provisions exempting specified persons from service fees; amending s. 28.244, F.S.; increasing the threshold amount for automatic repayment of overpayments; amending s. 28.345, F.S.; requiring that the clerk provide access to public records without charge to certain persons, subject to a limitation and an exception; authorizing the clerk to provide public records in an electronic format under certain circumstances; amending s. 101.151, F.S.; clarifying when the office title “Clerk of the Circuit Court and Comptroller” may be used; amending s. 119.0714, F.S.; requiring that certain requests for maintenance of a public record exemption specify certain information; amending s. 194.032, F.S.; requiring that the property appraiser, rather than the clerk, provide the property record card to a petitioner regardless of whether the petitioner initiates evidence exchange, unless the property record card is available online from the property appraiser; amending s. 938.30, F.S.; providing that the state is not required to pay fees to enforce judgment for costs and fines; amending s. 985.045, F.S.; providing that the office of the public defender shall have access to certain juvenile records before an appointment of representation; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **CS for CS for CS for SB 556** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for HB 633**—A bill to be entitled An act relating to biodiesel fuel; amending s. 206.02, F.S.; exempting municipalities, counties, and school districts that manufacture biodiesel fuel from certain reporting, bonding, and licensing requirements; amending s. 206.874, F.S.; requiring municipalities, counties, and school districts that manufacture biodiesel

fuel to file certain returns and remit certain taxes; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for HB 633** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for HB 267**—A bill to be entitled An act relating to real property liens and conveyances; amending s. 689.02, F.S.; deleting a requirement that blank spaces be included on a warranty deed to allow for entry of social security numbers of grantees on the deed; conforming provisions; amending s. 695.01, F.S.; providing that certain types of governmental or quasi-governmental liens on real property are valid and effectual against certain creditors or purchasers only if recorded in a specified manner; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 267** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for HB 93**—A bill to be entitled An act relating to homelessness; amending ss. 320.02, 322.08, and 322.18, F.S.; requiring the motor vehicle registration form and registration renewal form, the driver license application form, and the driver license application form for renewal issuance or renewal extension to include an option to make a voluntary contribution to aid the homeless; providing for such contributions to be deposited into the Grants and Donations Trust Fund of the Department of Children and Families and used by the State Office on Homelessness for certain purposes; providing exemption from certain application fee requirements; providing that voluntary contributions for the homeless are not income of a revenue nature for the purpose of applying certain service charges; creating s. 414.161, F.S.; establishing a homelessness prevention grant program; requiring grant applicants to be ranked competitively; providing preference for certain grant applicants; providing eligibility requirements; providing grant limitations and restric-

tions; requiring lead agencies for local homeless assistance continuums of care to track, monitor, and report on assisted families for a specified period; amending s. 420.622, F.S.; limiting the percentage of funding that lead agencies may spend on administrative costs; amending s. 420.625, F.S.; deleting a cross-reference to conform; repealing s. 414.16, F.S., relating to the emergency assistance program for families with children that have lost shelter or face loss of shelter due to an emergency; transferring emergency assistance program funds to the homelessness prevention grant program; providing effective dates.

—was read the third time by title.

On motion by Senator Joyner, **CS for HB 93** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for HB 611**—A bill to be entitled An act relating to false reports to law enforcement officers; amending s. 837.05, F.S.; providing that it is a third degree felony to knowingly give false information to a law enforcement officer concerning the alleged commission of a crime if the defendant has previously been convicted of this offense and the information, if communicated orally, is corroborated in a specified manner, or was communicated in writing; providing an effective date.

—was read the third time by title.

On motion by Senator Dean, **CS for HB 611** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Benacquisto

**HB 4013**—A bill to be entitled An act relating to tax refund programs; amending ss. 288.1045 and 288.106, F.S.; deleting caps on tax refunds for qualified defense contractors and space flight businesses and for qualified target industry businesses; providing an effective date.

—was read the third time by title.

On motion by Senator Hukill, **HB 4013** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for HB 851**—A bill to be entitled An act relating to animal cruelty; amending s. 828.12, F.S.; specifying that a person who commits multiple acts of animal cruelty against one animal or acts of animal cruelty against multiple animals may be charged with a separate offense for each such act of animal cruelty; specifying that a person who owns or has custody or control of any animal and fails to act commits aggravated animal cruelty if certain injuries or death result; creating s. 828.1615, F.S.; prohibiting specific acts relating to dyeing or artificially coloring certain animals; prohibiting persons from selling, offering for sale, or giving away as merchandising premiums specified fowl or rabbits to be used as pets, toys, or retail premiums; providing exceptions; providing criminal penalties; amending s. 828.27, F.S.; providing for additional uses by certain counties of proceeds of surcharges on animal control or cruelty violations; providing for expiration; amending s. 895.02, F.S.; including illegal animal fighting or baiting as an offense within the definition of the term “racketeering activity” for purposes of the Florida RICO (Racketeer Influenced and Corrupt Organization) Act; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for HB 851** was passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Evers, Richter, Thrasher

Consideration of **CS for CS for HB 617** was deferred.

**HB 407**—A bill to be entitled An act relating to criminal gang prevention; amending s. 810.0975, F.S.; providing enhanced criminal pe-

nalties for certain trespassing offenses in school safety zones by a person convicted of certain gang-related offenses; amending s. 874.05, F.S.; providing enhanced criminal penalties for a person who intentionally causes, encourages, solicits, or recruits another person under a specified age to become a criminal gang member in certain circumstances; amending s. 951.23, F.S.; authorizing county and municipal detention facilities to designate an individual to be responsible for assessing whether each inmate is a criminal gang member or associate; providing duties of such individuals; amending ss. 435.04 and 921.0022, F.S.; conforming cross-references and assigning offense severity rankings for violations of s. 874.05, F.S.; amending s. 921.0024, F.S.; revising the criteria for application of the sentencing multiplier for offenses related to criminal gangs; limiting application of the multiplier if application would result in the lowest permissible sentence exceeding the statutory maximum sentence; providing an effective date.

—was read the third time by title.

On motion by Senator Abruzzo, **HB 407** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

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Consideration of **CS for CS for HB 57** and **HB 913** was deferred.

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**CS for SB 938**—A bill to be entitled An act relating to recreational vehicle parks; providing a short title; amending s. 513.01, F.S.; defining the term “occupancy”; creating s. 513.1115, F.S.; providing requirements for the establishment of separation and setback distances in parks; repealing s. 513.111, F.S., relating to the posting of site rental rates, advertising, and penalties; providing an effective date.

—as amended April 25 was read the third time by title.

Pending further consideration of **CS for SB 938** as amended, on motion by Senator Dean, by two-thirds vote **CS for HB 969** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Dean, by two-thirds vote—

**CS for HB 969**—A bill to be entitled An act relating to recreational vehicle parks; amending s. 513.01, F.S.; defining the term “occupancy”; creating s. 513.1115, F.S.; providing requirements for the establishment of separation and setback distances in parks; repealing s. 513.111, F.S., relating to the posting of site rental rates, advertising, and penalties; providing an effective date.

—a companion measure, was substituted for **CS for SB 938** as amended and by two-thirds vote read the second time by title.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Dean moved the following amendment which was adopted:

**Amendment 1 (977230) (with title amendment)**—Between lines 12 and 13 insert:

Section 1. This act may be cited as “The Jim Tillman Act.”

And the title is amended as follows:

Delete line 3 and insert: providing a short title; amending s. 513.01, F.S.; defining the term

On motion by Senator Dean, by two-thirds vote **CS for HB 969** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Evers

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Consideration of **CS for SB 948** was deferred.

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**CS for CS for HB 7023**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; transferring, redesignating, and amending s. 525.09(1), F.S.; transferring collection of a motor fuel inspection fee from the Department of Agriculture and Consumer Services to the Department of Revenue; amending s. 493.6101, F.S.; revising the definition of the term “repossession”; amending s. 493.6113, F.S.; revising firearms recertification training requirements for specified licenses of the private security, private investigative, and repossession industries; amending s. 493.6116, F.S.; deleting a provision prohibiting specified licensees from sponsoring certain interns; requiring interns to perform regulated duties within the state; amending s. 493.6118, F.S.; providing additional grounds for disciplinary action against firearm licensees; amending s. 493.6120, F.S.; providing criminal penalties for a person who knowingly obtains a fraudulent document declaring a licensure applicant to have completed specified training; amending s. 496.405, F.S.; revising procedures and requirements with respect to the submission and processing of registration statements and renewal statements by charitable organizations and sponsors; amending s. 496.406, F.S.; exempting specified organizations and sponsors from filing a registration statement; requiring exempt organizations and sponsors to file specified documents; providing for applicability; amending s. 496.407, F.S.; revising financial reporting requirements; amending s. 496.409, F.S.; revising registration procedures and requirements for professional fundraising consultants; amending s. 496.410, F.S.; revising registration procedures and requirements for professional solicitors; amending s. 496.411, F.S.; revising the information required to be displayed on specified solicitation materials; amending s. 496.415, F.S.; revising a provision prohibiting specified persons from submitting false, misleading, or inaccurate information related to a solicitation or a charitable or sponsor sales promotion; amending s. 496.419, F.S.; revising the responsibility of the Department of Agriculture and Consumer Services to report specified criminal violations; authorizing the department to issue a cease and desist order for specified violations; amending s. 501.016, F.S.; revising the amount of a surety bond, letter of credit, or guaranty agreement furnished to the department by a health studio; amending s. 501.059, F.S.; prohibiting a telephone solicitor from calling certain consumers; amending s. 501.603, F.S.; conforming a cross-reference; revising definitions; amending s. 501.604, F.S.; revising exemptions from specified provisions of the

Florida Telemarketing Act; amending s. 501.607, F.S.; revising salesperson application requirements; amending s. 501.608, F.S.; requiring commercial telephone sellers seeking an affidavit of exemption to provide the department with certain information at the department's request; requiring licensees and exempt persons to display certain documentation; authorizing the department to issue a cease and desist order and to order a salesperson to leave an office if the salesperson is unable to properly display or produce a license or a receipt of filing of an affidavit of exemption; amending s. 501.611, F.S.; providing that a surety bond filed with the department by a commercial telephone seller remains in force for a specified period; amending s. 501.615, F.S.; revising the contract requirements and restrictions on telephonic sales by commercial telephone sellers; amending s. 501.617, F.S.; authorizing an enforcing authority to conduct regulatory inspections; amending s. 507.03, F.S.; requiring moving brokers to provide certain information at the request of the department; amending s. 507.07, F.S.; prohibiting movers and moving brokers from entering into certain service contracts with certain unregistered persons; amending s. 525.01, F.S.; revising the definition of the term "alternative fuel"; repealing s. 525.09(2)-(4), F.S., relating to the payment and applicability of an inspection fee for testing and analyzing petroleum fuels; amending s. 525.10, F.S.; deleting a provision requiring certain moneys to be paid into the State Treasury before being deposited into a specified trust fund; amending s. 525.16, F.S.; requiring entities that sell or distribute certain fuels to meet fuel standards adopted by the department; providing a release of liability for certain entities who supply and blend fuels that meet department standards; amending s. 526.141, F.S.; providing that certain entities are not liable for damages resulting from the use of incompatible motor fuels under certain circumstances; amending s. 527.01, F.S.; defining the term "license year" applicable to certain liquefied petroleum gas licenses; amending s. 527.0201, F.S.; revising examination requirements for applicants seeking certain licenses; revising continuing education requirements for specified qualifiers; amending s. 527.03, F.S.; revising the requirements and procedure for renewal of liquefied petroleum gas licenses; amending s. 531.415, F.S.; revising a provision exempting certain petroleum equipment from specified fees; amending s. 531.61, F.S.; revising a provision exempting certain devices from permitting requirements; creating s. 531.67, F.S., and repealing s. 40, ch. 2009-66, Laws of Florida, relating to permits for weights and measures instruments or devices, to provide for codification in the Florida Statutes of the expiration of specified provisions and extending the expiration date; amending s. 539.001, F.S.; revising fingerprinting requirements for a pawnbroker license application; amending s. 559.802, F.S.; requiring a specified notice to be filed on a form adopted by the department; amending s. 559.803, F.S.; revising the requirements of the mandatory written disclosure statement provided to purchasers of business opportunities; repealing s. 559.805, F.S., relating to mandatory filings and disclosure of advertisement identification numbers by sellers of business opportunities; amending s. 559.807, F.S.; deleting a provision providing for the use of certain securities requirements relating to selling business opportunities; amending s. 559.813, F.S.; deleting a provision authorizing the department to impose specified penalties for certain violations relating to selling business opportunities; deleting a provision authorizing the department to adopt rules; deleting a provision naming the department as an enforcing authority; amending s. 559.815, F.S.; conforming provisions to changes made by the act; amending s. 559.9221, F.S.; revising the membership of the Motor Vehicle Repair Advisory Council; amending s. 616.242, F.S.; revising amusement ride insurance coverage requirements; amending s. 721.20, F.S.; requiring specified persons who sell timeshare plans to be licensed as commercial telephone sellers or salespersons under ch. 501, F.S.; providing for severability; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for HB 7023** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Braynon	Galvano
Abruzzo	Clemens	Garcia
Altman	Dean	Gardiner
Bean	Detert	Gibson
Benacquisto	Diaz de la Portilla	Grimsley
Bradley	Evers	Hays
Brandes	Flores	Hukill

Joyner	Richter	Sobel
Latvala	Ring	Soto
Lee	Sachs	Stargel
Legg	Simmons	Thompson
Margolis	Simpson	Thrasher
Montford	Smith	

Nays—None

**CS for CS for SB 1094**—A bill to be entitled An act relating to home health agencies; amending s. 400.474, F.S.; revising the requirements for the quarterly reporting by a home health agency of certain data submitted to the Agency for Health Care Administration; imposing a fine for failure to timely submit the quarterly report; providing an exemption to the submission of the report and imposition of the fine; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for SB 1094** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Galvano	Richter
Abruzzo	Garcia	Ring
Altman	Gardiner	Sachs
Bean	Gibson	Simmons
Benacquisto	Grimsley	Simpson
Brandes	Hays	Smith
Clemens	Hukill	Sobel
Dean	Joyner	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thrasher
Evers	Margolis	
Flores	Montford	

Nays—None

Vote after roll call:

Yea—Bradley

**HB 875**—A bill to be entitled An act relating to licensed security officers; amending s. 493.6120, F.S.; providing penalties for an unlicensed person who engages in an activity for which ch. 493, F.S., requires a license; providing an exception; providing penalties if a person commits a felony while impersonating a security officer, private investigator, recovery agent, or other person required to have a license under ch. 493, F.S.; creating s. 493.631, F.S.; defining terms; authorizing a licensed security officer or licensed security agency manager to detain a person on the premises of a critical infrastructure facility in certain circumstances; providing procedures and requirements with respect thereto; authorizing the security officer or security agency manager to search the person detained under certain circumstances; providing identification requirements for certain licensed security officers and security agency managers; providing immunity to law enforcement officers, licensed security officers, and licensed security agency managers under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Latvala, **HB 875** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Brandes	Evers
Abruzzo	Braynon	Flores
Altman	Clemens	Galvano
Bean	Dean	Garcia
Benacquisto	Detert	Gardiner
Bradley	Diaz de la Portilla	Gibson

Grimsley	Margolis	Smith
Hays	Montford	Sobel
Hukill	Richter	Soto
Joyner	Ring	Stargel
Latvala	Sachs	Thompson
Lee	Simmons	Thrasher
Legg	Simpson	

Nays—None

**CS for CS for CS for HB 73**—A bill to be entitled An act relating to residential properties; amending s. 399.02, F.S.; exempting certain elevators from specific code update requirements; amending s. 718.111, F.S.; revising requirements for an association's approval of land purchases and recreational leases; revising reconstruction costs for which unit owners are responsible and authorizing the costs to be collected in a specified manner; requiring an association to repair or replace as a common expense certain condominium property damaged by an insurable event; requiring an association to allow a member or the member's representative to use certain portable devices to make electronic copies of association records; prohibiting the association from charging the member or representative for using the portable device; authorizing a condominium association to print and distribute a member directory under certain conditions; revising requirements for the preparation of an association's annual financial statement; amending s. 718.112, F.S.; revising terms of members of an association's board of administrators and revising eligibility criteria for candidates; revising condominium unit owner meeting notice requirements; providing for nonapplicability to associations governing timeshare condominiums of certain provisions relating to elections of board members; revising recordkeeping requirements of a condominium association board; requiring commencement of challenges to an election within a specified period; providing requirements for challenging the failure of a board to duly notice and hold the required board meeting or to file the required petition for a recall; providing requirements for recalled board members to challenge the recall; prohibiting the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation from accepting recall petitions for filing under certain circumstances; amending s. 718.113, F.S.; providing requirements for a condominium association board relating to the installation of hurricane shutters, impact glass, code-compliant windows or doors, and other types of code-compliant hurricane protection under certain circumstances; amending s. 718.115, F.S.; conforming provisions to changes made by the act; amending s. 718.303, F.S.; revising provisions relating to imposing remedies against a noncompliant or delinquent condominium unit owner or member; amending s. 718.403, F.S.; providing requirements for the completion of phase condominiums; creating s. 718.406, F.S.; providing definitions; providing requirements for condominiums created within condominium parcels; providing for the establishment of primary condominium and secondary condominium units; providing requirements for association declarations; authorizing a primary condominium association to provide insurance and adopt hurricane shutter or hurricane protection specifications under certain conditions; providing requirements relating to assessments; providing for resolution of conflicts between primary condominium declarations and secondary condominium declarations; providing requirements relating to common expenses due the primary condominium association; amending s. 718.5011, F.S.; revising the restriction on officers and full-time employees of the ombudsman from engaging in other businesses or professions; amending s. 719.104, F.S.; providing requirements for the maintenance of the official records of the association; authorizing records to be made available to unit owners in an electronic format; providing a civil penalty for the denial of a request to view records; requiring an association to allow a member or the member's authorized representative to use certain portable devices to make electronic copies of association records; prohibiting the association from charging the member or authorized representative for using the portable device; authorizing a cooperative association to print and distribute a member directory under certain conditions; specifying additional records that are not accessible to unit owners; amending s. 719.1055, F.S.; revising provisions relating to the amendment of cooperative documents; providing legislative findings and a finding of compelling state interest; providing criteria for consent or joinder to an amendment; requiring notice regarding proposed amendments to mortgagees; providing criteria for notification; providing for voiding certain amendments; amending s. 719.106, F.S.; revising ap-

plicability of certain board of administration meeting requirements; requiring commencement of challenges to an election within a specified period; specifying certification or educational requirements for a newly elected or appointed cooperative board director; providing requirements for challenging the failure of a board to duly notice and hold the required board meeting or to file the required petition for a recall; providing requirements for recalled board members to challenge the recall; prohibiting the division from accepting recall petitions for filing under certain circumstances; providing education requirements for board members; amending s. 719.303, F.S.; revising provisions relating to imposing remedies against a noncompliant or delinquent cooperative unit owner or member; amending s. 719.501, F.S.; authorizing the division to provide training and educational programs for cooperative association board members and unit owners; amending s. 720.303, F.S.; requiring an association to allow a member or the member's representative to use certain portable devices to make electronic copies of association records; prohibiting the association from charging the member or representative for using the portable device; authorizing a homeowners' association to print and distribute a member directory under certain conditions; revising requirements for the preparation of an association's annual financial statement; revising the types of records that are not accessible to homeowners' association members and parcel owners; providing requirements for challenging the failure of a board to duly notice and hold the required board meeting or to file the required petition for a recall; providing requirements for recalled board members to challenge the recall; prohibiting the division from accepting recall petitions for filing under certain circumstances; amending s. 720.305, F.S.; revising provisions relating to imposing remedies against a noncompliant or delinquent homeowners' association member and parcel owner; amending s. 720.306, F.S.; revising provisions relating to the amendment of homeowners' association declarations; providing legislative findings and a finding of compelling state interest; providing criteria for consent or joinder to an amendment; requiring notice to mortgagees regarding proposed amendments; providing criteria for notification; providing for voiding certain amendments; revising provisions relating to right to speak at a homeowners' association meeting; requiring commencement of challenges to an election within a specified period; providing an effective date.

—was read the third time by title.

On motion by Senator Altman, **CS for CS for CS for HB 73** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Consideration of **CS for HB 705** and **CS for CS for SB 770** was deferred.

**CS for HB 795**—A bill to be entitled An act relating to premises inspections; amending s. 509.032, F.S.; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to adopt rules for a risk-based inspection frequency for licensed public food service establishments; providing criteria; conforming terminology; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 795** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for CS for HB 667**—A bill to be entitled An act relating to real estate brokers and appraisers; amending s. 475.215, F.S.; providing a qualifying condition for the issuance of additional licenses to a licensed broker; providing grounds for the Florida Real Estate Commission to deny multiple license requests; providing for applicability and effect of certain final orders of discipline on primary and multiple licenses held by a broker; amending s. 475.611, F.S.; revising the definition of the term “supervisory appraiser”; amending s. 475.612, F.S.; conforming a provision to changes made by the act; amending s. 475.615, F.S.; revising the dated version of certain requirements adopted by the Appraiser Qualifications Board of the Appraisal Foundation based upon which the Florida Real Estate Appraisal Board is authorized to waive or modify certain education, experience, or examination requirements applicable to certified appraisers and registered trainee appraisers; revising certain exceptions from provisions specifying that certain applicants for certification or registration as an appraiser or trainee appraiser are not deemed to be qualified for such certification or registration; amending s. 475.6221, F.S.; deleting authority for a licensed appraiser to act as the direct supervisor of a registered trainee real estate appraiser; providing effective dates.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 667** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for CS for HB 437**—A bill to be entitled An act relating to community development; amending s. 159.603, F.S.; revising the definition of “qualifying housing development”; amending s. 159.608, F.S.; revising the power of a housing finance authority to make loans directly to eligible persons; amending s. 196.1978, F.S.; deleting an ad valorem tax exemption for property owned by certain Florida-based limited partnerships and used for affordable housing for certain income-qualified persons; providing for retroactive application; amending s. 420.507, F.S.;

revising the powers of the Florida Housing Finance Corporation; specifying how the corporation will allocate certain funds; amending s. 420.5087, F.S.; revising provisions relating to state apartment incentive loans to provide for a competitive evaluation and selection process with respect to loan applications; amending s. 420.511, F.S.; providing that the corporation’s strategic business plan must be consistent with a long-range program plan relating to affordable housing; deleting a requirement that the corporation compile certain data; revising provisions relating to the corporation’s development of its long-range plan; revising the required contents and information to be included in the corporation’s annual report; requiring the corporation to submit separate audited financial statements that include specified information and incorporate certain reports; requiring the Auditor General to conduct an operational audit of the corporation and provide a written report to the Legislature; amending ss. 420.0003, 420.0006, 420.504, and 420.506, F.S.; conforming provisions to changes made by this act; repealing s. 420.5091, F.S., relating to the federal Homeownership and Opportunity for People Everywhere (HOPE) program; providing effective dates.

—was read the third time by title.

On motion by Senator Simpson, **CS for CS for HB 437** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for SB 1036**—A bill to be entitled An act relating to independent living; amending s. 39.013, F.S.; providing that when the court obtains jurisdiction over a child who has been found to be dependent, the court retains jurisdiction until the child reaches 21 years of age; providing exceptions; amending s. 39.6013, F.S.; conforming a cross-reference; creating s. 39.6035, F.S.; requiring the Department of Children and Families, the community-based care provider, and others to assist a child in developing a transition plan after the child reaches 17 years of age and requiring a meeting to develop the plan; specifying requirements and procedures for the transition plan; requiring periodic review of the transition plan; requiring the court to approve the transition plan before the child leaves foster care and the court terminates jurisdiction; creating s. 39.6251, F.S.; providing definitions; providing that a young adult may remain in foster care under certain circumstances after attaining 18 years of age; specifying criteria for extended foster care; providing that the permanency goal for a young adult who chooses to remain in care is transition from care to independent living; specifying dates for eligibility for a young adult to remain in extended foster care; providing for supervised living arrangements in extended foster care; authorizing a young adult to return to foster care under certain circumstances; specifying services that must be provided to the young adult; directing the court to retain jurisdiction and hold review hearings; amending s. 39.701, F.S.; revising judicial review of foster care cases; making technical changes; providing criteria for review hearings for children younger than 18 years of age; providing criteria for review hearings for children 17 years of age; requiring the department to verify that the child has certain documents; requiring the department to update the case plan; providing for review hearings for young adults in foster care; amending s. 409.145, F.S.; requiring the department to develop and implement a system of care for children in foster care; specifying the goals of the foster care system; requiring the department to assist foster care caregivers to achieve quality parenting; specifying the roles and responsibilities of caregivers, the department, and others;

providing for transition from a caregiver; requiring information sharing; providing for the adoption and use of a “reasonable and prudent parent” standard; defining terms; providing for the application for the standard of care; providing for limiting liability of caregivers; specifying foster care room and board rates; authorizing community-based care service providers to pay a supplemental monthly room and board payment to foster parents for providing certain services; directing the department to adopt rules; deleting obsolete provisions; amending s. 409.1451, F.S.; providing for the Road-to-Independence program; providing legislative findings and intent; providing for postsecondary services and supports; specifying aftercare services; providing for appeals of a determination of eligibility; providing for portability of services across county lines and between lead agencies; providing for accountability; creating the Independent Living Services Advisory Council; providing for membership and specifying the duties and functions of the council; requiring reports and recommendations; directing the department to adopt rules; amending s. 409.175; allowing for young adults remaining in care to be considered in total number of children placed in a foster home; amending s. 409.903, F.S.; conforming a cross-reference; directing the Department of Children and Families to work in collaboration with the Board of Governors, the Florida College System, and the Department of Education to help address the need for a comprehensive support structure in the academic arena to assist young adults who have been or remain in the foster care system; providing for an annual report; directing the Department of Children and Families in collaboration with the Florida Foster and Adoptive Parent Association and the Quality Parenting Initiative to develop design training for caregivers; providing effective dates.

—as amended April 25 was read the third time by title.

On motion by Senator Detert, further consideration of **CS for SB 1036** as amended was deferred.

**CS for CS for CS for HB 1145**—A bill to be entitled An act relating to state-owned or state-leased space; amending s. 216.0152, F.S.; revising provisions relating to the update of an inventory of certain facilities needing repairs or innovation maintained by the Department of Management Services; revising provisions relating to a report detailing an inventory of state-owned facilities; amending s. 253.031, F.S.; clarifying that deeds may be signed by agents of the Board of Trustees of the Internal Improvement Trust Fund; amending s. 253.034, F.S.; revising provisions relating to decisions by the board to surplus lands; revising the valuation of lands that are subject to certain requirements; requiring a state agency to submit a plan if a building or parcel is offered for use to the agency; requiring the board of trustees to adopt rules; amending s. 255.248, F.S.; defining the terms “managing agency” and “tenant broker”; amending s. 255.249, F.S.; revising the responsibilities of the Department of Management Services with respect to state-owned buildings; prohibiting a state agency from leasing space in a private building under certain circumstances; requiring an agency to notify the department of an early termination of a lease within a certain timeframe; authorizing the department to direct state agencies to occupy space in a state-owned building; revising the contents of the master leasing report; authorizing state agencies to use the services of a tenant broker to provide certain information to the department; requiring the title entity or managing agency to report any vacant or underutilized space to the department; amending s. 255.25, F.S.; revising requirements for the construction or lease of certain building space; revising an exemption that allows certain agencies to negotiate a replacement lease under certain circumstances; amending s. 255.252, F.S.; specifying that a vendor for certain energy efficiency contracts must be selected in accordance with state procurement requirements; amending s. 255.254, F.S.; revising provisions relating to requirements for energy performance analysis for certain buildings; amending 255.257, F.S.; requiring all state-owned facilities to report energy consumption and cost data; amending ss. 110.171 and 985.682, F.S.; conforming cross-references; providing effective dates.

—was read the third time by title.

On motion by Senator Hays, **CS for CS for CS for HB 1145** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for HB 249**—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the e-mail addresses of voter registration applicants and voters; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Ring, further consideration of **CS for HB 249** was deferred.

**CS for CS for HB 49**—A bill to be entitled An act relating to drug paraphernalia; amending s. 893.147, F.S.; prohibiting the retail sale of certain drug paraphernalia; providing criminal penalties; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for HB 49** was passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Galvano	Ring
Altman	Gardiner	Sachs
Bean	Gibson	Simmons
Benacquisto	Hays	Simpson
Brandes	Hukill	Smith
Braynon	Joyner	Sobel
Dean	Latvala	Soto
Detert	Lee	Stargel
Diaz de la Portilla	Legg	Thompson
Evers	Montford	
Flores	Richter	

Nays—2

Clemens	Margolis
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Vote after roll call:

Yea—Bradley, Garcia, Grimsley, Thrasher

The Senate resumed consideration of—

**CS for HB 249**—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the e-mail addresses of voter registration applicants and voters; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—which was previously considered this day.

On motion by Senator Ring, **CS for HB 249** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

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

Nays—1

Bradley

**CS for HB 705**—A bill to be entitled An act relating to targeted economic development; amending s. 288.9625, F.S.; expanding the purpose of the Institute for the Commercialization of Public Research to include the commercialization of products developed by an innovation business; authorizing the institute to create corporate subsidiaries; providing conditions under which the institute may develop or accrue certain interests in companies or products; specifying conditions under which the institute may deliver and charge for services; expanding the institute's reporting requirements to include information on assistance given to an innovation business; creating s. 288.96255, F.S.; requiring that the institute create the Florida Technology Seed Capital Fund; providing for the purpose of the fund; requiring professional managers to manage the fund; providing for an investor advisory board to advise and guide the managers and to make funding recommendations; providing for certain administrative costs of the fund; requiring the institute to administer the fund and providing criteria for its administration; providing for responsibilities of the institute; providing for an annual evaluation of the activities and results of funding; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **CS for HB 705** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Brandes

**CS for HB 975**—A bill to be entitled An act relating to archeological sites and specimens; amending s. 267.12, F.S.; providing a definition for “water authority”; authorizing the Division of Historical Resources of the Department of State to issue permits for excavation, surface reconnaissance, and archaeological activities on land owned by a water authority; amending s. 267.13, F.S.; providing that specified activities relating to archaeological sites and specimens located upon land owned by a water authority are prohibited and subject to penalties; authorizing

the division to impose an administrative fine on and seek injunctive relief against certain entities; amending s. 1004.56, F.S.; conforming a cross-reference; providing an effective date.

—was read the third time by title.

On motion by Senator Hays, **CS for HB 975** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for HB 1173**—A bill to be entitled An act relating to the Florida Communications Fraud Act; amending s. 817.034, F.S.; providing a limitations period for civil and criminal actions under that act; providing that in a criminal proceeding the period does not run during any time the defendant is absent from the state or without a reasonably ascertainable place of abode or work within the state; limiting the amount of such an exception; amending s. 921.0022, F.S.; reclassifying the offense of communications fraud with a value greater than \$50,000 on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 1173** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**CS for HB 585**—A bill to be entitled An act relating to law enforcement; amending ss. 125.5801 and 166.0442, F.S.; revising provisions for criminal history record checks for certain county and municipal employees and appointees; amending s. 406.145, F.S.; deleting duties of law enforcement agencies and the department relating to unidentified person reporting forms; amending s. 538.26, F.S.; limiting the number of lead-acid batteries or parts thereof that a secondary metals recycler may purchase in certain transactions in a single day; amending s. 937.021, F.S.; revising provisions relating to missing child and adult reports; amending s. 937.024, F.S.; revising provisions relating to the birth records of missing children; amending s. 937.025, F.S.; revising provisions providing criminal penalties for persons who knowingly provide false information concerning a missing child; amending s. 937.028, F.S.; re-



vising provisions relating to fingerprints of missing persons; authorizing retention of such fingerprints entered into the statewide biometric identification system; amending s. 943.03, F.S.; revising terminology relating to documents and information systems; deleting an obsolete provision; amending s. 943.031, F.S.; correcting a reference; revising provisions relating to meetings of the Florida Violent Crime and Drug Control Council, the Drug Control Strategy and Criminal Gang Committee, and the Victim and Witness Protection Review Committee; making specified provisions subject to legislative funding; providing for return of unexpended funds by specified recipients; amending s. 943.0435, F.S.; specifying additional items to be reported by persons required to register as sexual offenders; amending s. 943.04351, F.S.; revising requirements for searches of registration information regarding sexual predators and sexual offenders; amending s. 943.0438, F.S.; deleting an obsolete provision; amending s. 943.045, F.S.; defining the term "biometric"; revising the definition of the term "criminal justice information"; amending s. 943.05, F.S.; revising duties of the Criminal Justice Information Program; redesignating the statewide automated fingerprint identification system as the statewide automated biometric identification system; amending s. 943.051, F.S.; requiring additional information to be collected from persons charged with or convicted of specified offenses and submitted electronically to the department; providing an exception to the fingerprinting of certain juveniles; amending s. 943.052, F.S.; revising terminology relating to disposition reporting; revising information to be submitted concerning persons received by or discharged from the state correctional system or certain juveniles committed to the Department of Juvenile Justice; amending s. 943.053, F.S.; revising a reference to rules governing criminal justice information received from the Federal Government or other states; conforming terminology; amending s. 943.054, F.S.; revising provisions relating to the availability of criminal history information derived from any United States Department of Justice criminal justice information system; amending s. 943.0542, F.S.; revising terminology relating to requests for screening; authorizing rulemaking relating to payments for screening; amending s. 943.0544, F.S.; revising terminology relating to the Criminal Justice Network; amending s. 943.055, F.S.; revising provisions relating to dissemination of criminal justice information derived from department information systems; providing for audits of noncriminal justice agencies when necessary to ensure compliance with requirements; amending s. 943.056, F.S.; providing for requests for corrections of federal criminal history record information in certain circumstances; amending s. 943.0582, F.S.; increasing the period in which a minor may seek expunction of a nonjudicial arrest record following completion of a diversion program; revising language relating to a statement to the department by a state attorney concerning such an expunction request; deleting an obsolete provision; amending ss. 943.0585 and 943.059, F.S.; revising language relating to expunctions and sealing precluded by prior criminal history sealings or expunctions; authorizing persons seeking authorization for employment with or access to certain seaports to deny or fail to acknowledge certain expunged or sealed records; amending s. 943.125, F.S.; providing for accreditation of correctional facilities, public agency offices of inspectors general, and certain pretrial diversion programs; authorizing funding and support of additional accreditation programs; amending s. 943.13, F.S.; deleting a provision authorizing temporary employment of a person seeking employment as a law enforcement or correctional officer if there is an administrative delay in fingerprint processing; deleting obsolete language; amending s. 943.132, F.S.; revising references to federal qualified active or qualified retired law enforcement concealed firearms provisions; deleting a requirement that the Criminal Justice Standards and Training Commission develop a uniform firearms proficiency verification card; amending s. 943.1395, F.S.; revising language relating to investigations on behalf of the Criminal Justice Standards and Training Commission; amending s. 943.1755, F.S.; providing that the department maintains responsibility for delivering and facilitating all Florida Criminal Justice Executive Institute training; revising membership of the institute's policy board; amending s. 943.1757, F.S.; deleting a requirement for a periodic report by the Criminal Justice Executive Institute concerning executive training needs; amending s. 943.25, F.S.; authorizing, rather than requiring, the Criminal Justice Standards and Training Commission to forward to each regional training council a list of its specific recommended priority issues or items to be funded; authorizing the commission to use computer-based testing as an assessment instrument; amending s. 943.325, F.S.; conforming a cross-reference; amending s. 943.33, F.S.; revising provisions relating to the availability to defendants of state-operated criminal analysis laboratories; specifying that defense experts and others are not authorized to be present in such laboratories or use labora-

tory equipment; revising provisions relating to costs of laboratory testing performed for defendants; amending s. 943.68, F.S.; revising the due date of a report detailing transportation and protective services provided by the department; amending ss. 285.18, 414.40, 447.045, 455.213, 468.453, 475.615, 493.6105, 493.6108, 494.00312, 494.00321, 494.00611, 517.12, 538.09, 538.25, 548.024, 550.105, 550.908, 551.107, 560.141, 628.906, 633.34, 744.3135, 775.21, 775.261, 790.06, 944.607, 944.608, 985.11, 985.644, 985.4815, 1002.395, 1002.421, 1012.32, and 1012.467, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Evers, **CS for HB 585** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Brandes

**CS for CS for HB 1093**—A bill to be entitled An act relating to volunteer health services; amending ss. 458.317 and 459.0075, F.S.; revising criteria required for limited licensure for physicians; amending s. 766.1115, F.S.; revising requirements for patient referral under the "Access to Health Care Act"; eliminating a requirement that the governmental contractor approve all followup or hospital care; requiring the Department of Health to post specified information online concerning volunteer providers; permitting volunteer providers to earn continuing education credit for participation in the program up to a specified amount; providing that rules adopted by the department give providers the greatest flexibility possible in order to serve eligible patients; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 1093** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**CS for CS for SB 1718**—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county defined in s. 125.011(1), F.S., to levy a surtax up to a specified amount for the benefit of a Florida College System institution and a state university in the county pursuant to an ordinance conditioned to take effect upon approval in a county referendum; requiring the ordinance to include a plan for the use of the proceeds; providing referendum requirements and procedures; requiring that the proceeds from the surtax be transferred into a specified account and managed in a specified manner; establishing an oversight board with specified duties, responsibilities, and requirements relating to the expenditure of surtax proceeds; providing for the appointment of members of the oversight board; requiring that the board of trustees of each institution receiving surtax proceeds prepare an annual plan for submission to the oversight board for approval; providing that state funding may not be reduced because an institution receives surtax funds; providing for the scheduled expiration of the surtax; providing an effective date.

—as amended April 25 was read the third time by title.

On motion by Senator Flores, **CS for CS for SB 1718** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Brandes

**CS for SB 1828**—A bill to be entitled An act relating to tax administration; amending s. 125.0104, F.S.; providing an additional use for tourist development tax revenues for certain coastal counties; authorizing counties to require certain information for tax returns filed with county governments; amending s. 198.13, F.S.; deleting a requirement for filing a tax return for a decedent who dies after a certain date; amending s. 211.3103, F.S.; expanding the definition of “phosphate-related expenses” for the purpose of distributing certain tax proceeds; amending s. 212.03, F.S.; providing that charges for the storage of towed vehicles that are impounded by a local, state, or federal law enforcement agency are not taxable; amending s. 212.0305, F.S.; authorizing counties to require certain information for tax returns filed with county governments; amending s. 212.07, F.S.; conforming a cross-reference to changes made by the act; providing monetary and criminal penalties for a dealer’s willful failure to collect certain taxes or fees after receiving notice of such duty to collect from the Department of Revenue; amending s. 212.12, F.S.; deleting provisions relating to the imposition of criminal penalties after department notice of requirements to register as a dealer or to collect taxes; making technical and grammatical changes to provisions specifying penalties for making a false or fraudulent return with the intent to evade payment of a tax or fee; amending s. 212.14, F.S.; modifying the definition of the term “person”; authorizing the department to adopt rules relating to requirements for a person to deposit cash, a bond, or other security with the department in order to ensure compliance with sales tax laws; making technical and grammatical changes; amending s. 212.18, F.S.; providing criminal penalties for a person who willfully fails to register as a dealer after receiving notice of such duty by the department; making technical and grammatical changes; reenacting s. 212.20, F.S., relating to the disposition of funds collected; amending s. 213.13, F.S.; revising the due date for transmitting funds collected by the clerks of court to the department; amending s. 213.21, F.S.; increasing dollar threshold of compromise authority that can be delegated to the

executive director; creating s. 213.295, F.S., relating to automated sales suppression devices; providing definitions; subjecting a person to criminal penalties and monetary penalties for knowingly selling or engaging in certain other actions involving a zipper or phantom-ware; providing that sales suppression devices and phantom-ware are contraband articles under the Florida Contraband Forfeiture Act; amending s. 288.106, F.S.; revising the criteria applicable to the definition of the term “target industry business” to specifically reference sports training or competition for the amateur athlete; amending s. 443.131, F.S.; imposing a requirement on employers to produce records for the Department of Economic Opportunity or its tax collection service provider as a prerequisite for a reduction in the rate of reemployment tax; amending s. 443.141, F.S.; providing a method to calculate the interest rate for past due contributions and reimbursements, and delinquent, erroneous, incomplete, or insufficient reports; providing effective dates.

—as amended April 25 was read the third time by title.

Senator Hukill moved the following amendments which were adopted by two-thirds vote:

**Amendment 1 (331130)**—Delete line 118 and insert: collection and administration of the tax. *If authorized by ordinance, the county may require*

**Amendment 2 (326272)**—Delete line 191 and insert: administration of the tax on a local basis. *If authorized by ordinance, the county may*

On motion by Senator Hukill, **CS for SB 1828** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Benacquisto, Stargel

**CS for CS for SB 442**—A bill to be entitled An act relating to the Black Cultural Tourism Enhancement Commission; creating the commission within the Department of State; directing the commission to independently exercise its powers and duties; requiring the department to provide administrative and staff support services to the commission; providing the powers and duties of the commission; providing for the appointment and terms of commission members; providing for the reimbursement of per diem and travel expenses for commission members; authorizing the commission to establish or designate a direct-support organization for specified purposes; providing an effective date.

—was read the third time by title.

On motion by Senator Thompson, **CS for CS for SB 442** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bradley	Detert
Abruzzo	Brandes	Diaz de la Portilla
Altman	Braynon	Evers
Bean	Clemens	Flores
Benacquisto	Dean	Galvano

Garcia	Lee	Simpson
Gardiner	Legg	Smith
Gibson	Margolis	Sobel
Grimsley	Montford	Soto
Hays	Richter	Stargel
Hukill	Ring	Thompson
Joyner	Sachs	Thrasher
Latvala	Simmons	

Nays—None

### MOTION TO RECONSIDER BILL

Senator Latvala moved that the Senate reconsider the vote by which **CS for HB 655** as amended April 25 passed this day. The motion was adopted by two-thirds vote.

### RECONSIDERATION OF BILL

On motion by Senator Simmons, the Senate reconsidered the vote by which—

**CS for HB 655**—A bill to be entitled An act relating to political subdivisions; amending s. 218.077, F.S.; providing and revising definitions; prohibiting political subdivisions from requiring employers to provide certain employment benefits; prohibiting political subdivisions from requiring, or awarding preference on the basis of, certain wages or employment benefits when contracting for goods or services; providing for applicability and future repeal of certain ordinances; conforming provisions to constitutional requirements relating to the state minimum wage; providing an effective date.

—as amended April 25 passed this day.

On motion by Senator Simmons, **CS for HB 655** as amended was passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Evers	Lee
Altman	Flores	Legg
Bean	Galvano	Richter
Benacquisto	Garcia	Simmons
Bradley	Gardiner	Simpson
Brandes	Grimsley	Stargel
Dean	Hays	Thrasher
Detert	Hukill	
Diaz de la Portilla	Latvala	

Nays—13

Abruzzo	Margolis	Sobel
Braynon	Montford	Soto
Clemens	Ring	Thompson
Gibson	Sachs	
Joyner	Smith	

**CS for SB 948**—A bill to be entitled An act relating to water supply; amending s. 373.701, F.S.; providing a legislative declaration that efforts to adequately and dependably meet water needs require the cooperation of utility companies, private landowners, water consumers, and the Department of Agriculture and Consumer Services; amending s. 373.703, F.S.; providing that the governing board of a water management district shall assist self-suppliers, among others, in meeting water supply demands in a manner that will give priority to encouraging conservation and reducing adverse environmental effects; providing that the governing board of a water management district may contract with self-suppliers for the purpose of carrying out its powers; amending s. 373.709, F.S.; providing that certain planning by the governing board of a water management district must be conducted in coordination and cooperation with the Department of Agriculture and Consumer Services, among other interested parties; requiring that certain agricultural demand projections be based upon the best available data and providing

considerations to determine the best available data; requiring certain information if there is a deviation from the data provided by the Department of Agriculture and Consumer Services; authorizing certain users to propose specific projects for inclusion in the list of water supply development project options; removing references to alternative water supply projects; requiring water management districts to assist in developing multijurisdictional approaches to water supply project development jointly with affected self-suppliers in certain areas; amending s. 570.076, F.S.; conforming a cross-reference; amending s. 570.085, F.S.; requiring the Department of Agriculture and Consumer Services to establish an agricultural water supply planning program that includes certain data; providing criteria for development of data; providing an effective date.

—was read the third time by title.

On motion by Senator Grimsley, **CS for SB 948** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

### SENATOR THRASHER PRESIDING

The Senate resumed consideration of—

**CS for SB 1036**—A bill to be entitled An act relating to independent living; amending s. 39.013, F.S.; providing that when the court obtains jurisdiction over a child who has been found to be dependent, the court retains jurisdiction until the child reaches 21 years of age; providing exceptions; amending s. 39.6013, F.S.; conforming a cross-reference; creating s. 39.6035, F.S.; requiring the Department of Children and Families, the community-based care provider, and others to assist a child in developing a transition plan after the child reaches 17 years of age and requiring a meeting to develop the plan; specifying requirements and procedures for the transition plan; requiring periodic review of the transition plan; requiring the court to approve the transition plan before the child leaves foster care and the court terminates jurisdiction; creating s. 39.6251, F.S.; providing definitions; providing that a young adult may remain in foster care under certain circumstances after attaining 18 years of age; specifying criteria for extended foster care; providing that the permanency goal for a young adult who chooses to remain in care is transition from care to independent living; specifying dates for eligibility for a young adult to remain in extended foster care; providing for supervised living arrangements in extended foster care; authorizing a young adult to return to foster care under certain circumstances; specifying services that must be provided to the young adult; directing the court to retain jurisdiction and hold review hearings; amending s. 39.701, F.S.; revising judicial review of foster care cases; making technical changes; providing criteria for review hearings for children younger than 18 years of age; providing criteria for review hearings for children 17 years of age; requiring the department to verify that the child has certain documents; requiring the department to update the case plan; providing for review hearings for young adults in foster care; amending s. 409.145, F.S.; requiring the department to develop and implement a system of care for children in foster care; specifying the goals of the foster care system; requiring the department to assist foster care caregivers to achieve quality parenting; specifying the roles and responsibilities of caregivers, the department, and others; providing for transition from a caregiver; requiring information sharing;

providing for the adoption and use of a “reasonable and prudent parent” standard; defining terms; providing for the application for the standard of care; providing for limiting liability of caregivers; specifying foster care room and board rates; authorizing community-based care service providers to pay a supplemental monthly room and board payment to foster parents for providing certain services; directing the department to adopt rules; deleting obsolete provisions; amending s. 409.1451, F.S.; providing for the Road-to-Independence program; providing legislative findings and intent; providing for postsecondary services and supports; specifying aftercare services; providing for appeals of a determination of eligibility; providing for portability of services across county lines and between lead agencies; providing for accountability; creating the Independent Living Services Advisory Council; providing for membership and specifying the duties and functions of the council; requiring reports and recommendations; directing the department to adopt rules; amending s. 409.175; allowing for young adults remaining in care to be considered in total number of children placed in a foster home; amending s. 409.903, F.S.; conforming a cross-reference; directing the Department of Children and Families to work in collaboration with the Board of Governors, the Florida College System, and the Department of Education to help address the need for a comprehensive support structure in the academic arena to assist young adults who have been or remain in the foster care system; providing for an annual report; directing the Department of Children and Families in collaboration with the Florida Foster and Adoptive Parent Association and the Quality Parenting Initiative to develop design training for caregivers; providing effective dates.

—which was previously considered this day.

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gaetz moved the following amendment which was adopted by two-thirds vote:

**Amendment 1 (819356) (with title amendment)**—Between lines 87 and 88 insert:

Section 1. *This act may be cited as the “Nancy C. Detert Common Sense and Compassion Independent Living Act.”*

And the title is amended as follows:

Delete line 2 and insert: An act relating to independent living; providing a short title; amending s.

## CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **Amendment 1 (819356)**.

The vote was:

Yeas—38

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

Nays—None

On motion by Senator Detert, **CS for SB 1036** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

## THE PRESIDENT PRESIDING

**HB 913**—A bill to be entitled An act relating to the Holocaust Victims Assistance Act; amending s. 626.9543, F.S.; revising the short title; broadening the act to include financial claims and assets and other property, and to address the effect of nonpayment of claims or nonreturn of property on victims; deleting a time limitation on insurers for providing certain information to the Department of Financial Services and requiring insurers to provide a report under certain circumstances; revising the content and timing of the annual report to the Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **HB 913** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

## INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Jeff Atwater, Chief Financial Officer, who was present in the chamber.

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

## SPECIAL ORDER CALENDAR

On motion by Senators Gardiner and Thrasher, by unanimous consent—

**CS for SB 1108**—A bill to be entitled An act relating to exceptional student education; amending s. 1002.20, F.S.; prohibiting certain actions with respect to parent meetings with school district personnel; providing requirements for meetings relating to exceptional student education and related services; amending s. 1002.33, F.S.; providing requirements for

the reimbursement of federal funds to charter schools; amending s. 1002.41, F.S.; requiring a school district to provide exceptional student education-related services to certain home education program students; requiring reporting and funding through the Florida Education Finance Program; amending s. 1003.57, F.S.; requiring a school district to use specified terms to describe the instructional setting for certain exceptional students; defining the term “inclusion” for purposes of exceptional student instruction; providing for determination of eligibility as an exceptional student; requiring certain assessments to facilitate inclusive educational practices for exceptional students; requiring a district school board to provide parents with information regarding the funding the school district receives for exceptional student education; requiring the school district to provide the information at the initial meeting of a student’s individual education plan team; creating s. 1003.5715, F.S.; requiring the use of parental consent forms for specified actions in a student’s individual education plan; providing requirements for the consent forms; providing requirements for changes in a student’s individual education plan; requiring the State Board of Education to adopt rules; creating s. 1003.572, F.S.; defining the term “private instructional personnel”; encouraging the collaboration of public and private instructional personnel and providing requirements therefor; amending s. 1003.58, F.S.; conforming a cross-reference; creating s. 1008.3415, F.S.; requiring an exceptional student education center to choose to receive a school grade or school improvement rating; excluding student assessment data from the calculation of a home school’s grade under certain circumstances; requiring the State Board of Education to adopt rules; amending s. 1012.585, F.S.; providing requirements for renewal of a professional certificate relating to teaching students with disabilities; authorizing the State Board of Education to adopt rules; providing an effective date.

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

Senator Gardiner moved the following amendment:

**Amendment 1 (573240) (with title amendment)**—Between lines 430 and 431 insert:

Section 8. Section 1008.212, Florida Statutes, is created to read:

*1008.212 Students with disabilities; extraordinary exemption.—*

*(1) As used in this section, the term:*

*(a) “Circumstance” means a situation in which accommodations allowable for use on the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment pursuant to s. 1008.22(3)(c)13, are not offered to a student during the current year’s assessment administration due to technological limitations in the testing administration program which lead to results that reflect the student’s impaired sensory, manual, or speaking skills rather than the student’s achievement of the benchmarks assessed by the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment.*

*(b) “Condition” means an impairment, whether recently acquired or longstanding, which affects a student’s ability to communicate in modes deemed acceptable for statewide assessments, even if appropriate accommodations are provided, and creates a situation in which the results of administration of the statewide standardized assessment, an end-of-course assessment, or an alternate assessment would reflect the student’s impaired sensory, manual, or speaking skills rather than the student’s achievement of the benchmarks assessed by the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment.*

*(2) A student with a disability for whom the individual education plan (IEP) team determines is prevented by a circumstance or condition from physically demonstrating the mastery of skills that have been acquired and are measured by the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment pursuant to s. 1008.22(3)(c)13, shall be granted an extraordinary exemption from the administration of the assessment. A learning, emotional, behavioral, or significant cognitive disability, or the receipt of services through the homebound or hospitalized program in accordance with rule 6A-6.03020, Florida Administrative Code, is not, in and of itself, an adequate criterion for the granting of an extraordinary exemption.*

*(3) The IEP team, which must include the parent, may submit to the district school superintendent a written request for an extraordinary exemption at any time during the school year, but not later than 60 days before the current year’s assessment administration for which the request is made. A request must include all of the following:*

*(a) A written description of the student’s disabilities, including a specific description of the student’s impaired sensory, manual, or speaking skills.*

*(b) Written documentation of the most recent evaluation data.*

*(c) Written documentation, if available, of the most recent administration of the statewide standardized assessment, an end-of-course assessment, or an alternate assessment.*

*(d) A written description of the condition’s effect on the student’s participation in the statewide standardized assessment, an end-of-course assessment, or an alternate assessment.*

*(e) Written evidence that the student has had the opportunity to learn the skills being tested.*

*(f) Written evidence that the student has been provided appropriate instructional accommodations.*

*(g) Written evidence as to whether the student has had the opportunity to be assessed using the instructional accommodations on the student’s IEP which are allowable in the administration of the statewide standardized assessment, an end-of-course assessment, or an alternate assessment in prior assessments.*

*(h) Written evidence of the circumstance or condition as defined in subsection (1).*

*(4) Based upon the documentation provided by the IEP team, the school district superintendent shall recommend to the Commissioner of Education whether an extraordinary exemption for a given assessment administration window should be granted or denied. A copy of the school district’s procedural safeguards as required in rule 6A-6.03311, Florida Administrative Code, shall be provided to the parent. If the parent disagrees with the IEP team’s recommendation, the dispute resolution methods described in the procedural safeguards shall be made available to the parent. Upon receipt of the request, documentation, and recommendation, the commissioner shall verify the information documented, make a determination, and notify the parent and the district school superintendent in writing within 30 days after the receipt of the request whether the exemption has been granted or denied. If the commissioner grants the exemption, the student’s progress must be assessed in accordance with the goals established in the student’s individual education plan. If the commissioner denies the exemption, the notification must state the reasons for the denial.*

*(5) The parent of a student with a disability who disagrees with the commissioner’s denial of an extraordinary exemption may request an expedited hearing. If the parent requests the expedited hearing, the Department of Education shall inform the parent of any free or low-cost legal services and other relevant services available in the area. The Department of Education shall arrange a hearing with the Division of Administrative Hearings, which must be commenced within 20 school days after the parent’s request for the expedited hearing. The administrative law judge at the division shall make a determination within 10 school days after the expedited hearing. The standard of review for the expedited hearing is de novo, and the department has the burden of proof.*

*(6) Beginning June 30, 2014, and each June 30 thereafter, the commissioner shall annually submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives the number of extraordinary exemptions requested under this section, the number of extraordinary exemptions granted under this section, and the criteria by which all decisions were made. The commissioner shall regularly inform district testing and special education administrators of the procedures established in this section.*

*(7) The State Board of Education shall adopt rules to administer this section.*

And the title is amended as follows:

Delete line 38 and insert: conforming a cross-reference; creating s. 1008.212, F.S.; providing definitions; providing that a student with a disability be granted an extraordinary exemption from the administration of certain assessments under certain circumstances; providing that certain disabilities or the receipt of services through a homebound or hospitalized program is not an adequate criterion for the granting of an extraordinary exemption; authorizing a written request for an extraordinary exemption; providing requirements for the request; providing a procedure for granting or denying an extraordinary exemption; providing a procedure for appealing a denial of an extraordinary exemption; requiring the Commissioner of Education to annually submit by a specified date to the Governor and the Legislature a report and regularly inform district testing and special education administrators of the procedures regarding extraordinary exemptions; requiring the State Board of Education to adopt rules; creating s. 1008.3415,

Pursuant to Rule 7.1(1), there being no objection, consideration of the following late-filed amendment was allowed:

Senator Gardiner moved the following amendment to **Amendment 1** which was adopted:

**Amendment 1A (123890)**—Delete lines 13-38 and insert: *or an alternate assessment pursuant to s. 1008.22(3)(c) are not offered to a student during the current year's assessment administration due to technological limitations in the testing administration program which lead to results that reflect the student's impaired sensory, manual, or speaking skills rather than the student's achievement of the benchmarks assessed by the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment.*

(b) *“Condition” means an impairment, whether recently acquired or longstanding, which affects a student's ability to communicate in modes deemed acceptable for statewide assessments, even if appropriate accommodations are provided, and creates a situation in which the results of administration of the statewide standardized assessment, an end-of-course assessment, or an alternate assessment would reflect the student's impaired sensory, manual, or speaking skills rather than the student's achievement of the benchmarks assessed by the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment.*

(2) *A student with a disability for whom the individual education plan (IEP) team determines is prevented by a circumstance or condition from physically demonstrating the mastery of skills that have been acquired and are measured by the statewide standardized assessment, a statewide standardized end-of-course assessment, or an alternate assessment pursuant to s. 1008.22(3)(c) shall be granted an extraordinary exemption*

**Amendment 1 (573240)** as amended was adopted.

Pursuant to Rule 4.19, **CS for SB 1108** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**CS for CS for SB 1046**—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; postponing the date that repeals the Florida Hurricane Catastrophe Fund emergency assessment exemption for medical malpractice insurance premiums; amending s. 316.646, F.S.; authorizing a uniform motor vehicle proof-of-insurance card to be in an electronic format; providing construction with respect to the parameters of a person's consent to access information on an electronic device presented to provide proof of insurance; providing immunity from liability to a law enforcement officer for damage to an electronic device presented to provide proof of insurance; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; amending s. 320.02, F.S.; authorizing insurers to furnish uniform proof-of-purchase cards in an electronic format for use by insureds to prove the purchase of required insurance coverage when registering a motor vehicle; amending s. 554.1021, F.S.; defining the term “authorized inspection agency”; amending s. 554.107, F.S.; requiring the chief inspector of the state boiler inspection program to issue a certificate of competency as a special inspector to certain individuals; specifying how long such certificate remains in effect; amending s. 554.109, F.S.; authorizing specified insurers to contract with an authorized inspection agency for boiler inspections; requiring such insurers to annually report the identity of contracted authorized inspection agencies to the Department of Financial Services;

amending s. 624.413, F.S.; revising a specified time period applicable to a certified examination that must be filed by a foreign or alien insurer applying for a certificate of authority; amending s. 626.0428, F.S.; requiring each insurance agency to be under the control of an agent licensed to transact certain lines of insurance; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing a definition for the term “agent in charge”; providing that the designated agent in charge is liable for certain acts of misconduct; providing grounds for the Department of Financial Services to order operations to cease at certain insurance agency locations until an agent in charge is properly designated; amending s. 626.112, F.S.; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; conforming provisions to changes made by the act; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses the employees of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, or terminated; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to subcontract the audit of an insurance administrator; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring insurance administrators to furnish fiduciary account records to an insurer's designee; providing that administrator withdrawals from a fiduciary account be made according to specific written agreements; providing that an insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.931, F.S.; deleting provisions requiring a surplus lines agent to file a quarterly affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the due date of surplus lines tax; amending s. 626.935, F.S.; conforming provisions to changes made by the act; amending s. 626.936, F.S.; conforming provisions to changes made by the act; amending s. 627.062, F.S.; requiring the Office of Insurance Regulation to use certain models or straight averages of certain models to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer must adhere to certain findings made by the Commission on Hurricane Loss Projection Methodology with respect to certain methods, principles, standards, models, or output ranges used in a rate finding; providing that the requirement to adhere to such findings does not limit an insurer from using a straight average of results of certain models or output ranges under specified circumstances; amending s. 627.072, F.S.; authorizing retrospective rating plans relating to workers' compensation and employer's liability insurance to allow negotiations between certain employers and insurers with respect to rating factors used to calculate premiums; amending s. 627.281, F.S.; conforming a cross-reference; amending s. 627.351, F.S.; requiring Citizens Property Insurance Corporation to submit a biannual report on the number of residential sinkhole policies issued and declined; providing legislative intent; establishing a Citizens Sinkhole Stabilization Repair Program for sinkhole claims; providing definitions; providing program components; specifying the corporation's liability with respect to sinkhole claims; requiring the corporation to offer specified deductible amounts for sinkhole loss coverage; amending s. 627.3519, F.S.; requiring the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation to provide an annual report to the Legislature and the Financial Services Commission of their respective aggregate net probable maximum losses,

financing options, and potential assessments; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing the electronic delivery of certain insurance documents; amending s. 627.43141, F.S.; authorizing a notice of change in policy terms to be sent in a separate mailing to an insured under certain circumstances; requiring an insurer to provide such notice to the insured's insurance agent; amending s. 627.6484, F.S.; providing that coverage for each policyholder of the Florida Comprehensive Health Association terminates on a specified date; requiring the association to provide assistance to policyholders; requiring the association to notify policyholders of termination of coverage and provide information concerning how to obtain other coverage; requiring the association to impose a final assessment or provide a refund to member insurers, sell or dispose of physical assets, perform a final accounting, legally dissolve the association, submit a required report, and transfer all records to the Department of Financial Services; repealing s. 627.64872, F.S., relating to the Florida Health Insurance Plan; providing for the future repeal of ss. 627.648, 627.6482, 627.6484, 627.6486, 627.6488, 627.6489, 627.649, 627.6492, 627.6494, 627.6496, 627.6498, and 627.6499, F.S., relating to the Florida Comprehensive Health Association Act, definitions, termination of enrollment and availability of other coverage, eligibility, the Florida Comprehensive Health Association, the Disease Management Program, the administrator of the health insurance plan, participation of insurers, insurer assessments, deferment, and assessment limitations, issuing of policies, minimum benefits coverage and exclusions, premiums, and deductibles, and reporting by insurers and third-party administrators, respectively; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; creating s. 627.70151, F.S.; providing criteria for an insurer or policyholder to challenge the impartiality of a loss appraisal umpire for purposes of disqualifying such umpire; amending s. 627.706, F.S.; revising the definition of the term "neutral evaluator"; amending s. 627.7074, F.S.; requiring the department to adopt rules relating to the certification of neutral evaluators; amending s. 627.736, F.S.; revising the time period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval of a mediator or certification of a neutral evaluator; authorizing the department to adopt rules; amending s. 627.841, F.S.; providing that an insurance premium finance company may impose a fee for payments returned due to insufficient funds; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending ss. 627.971 and 627.972, F.S.; including licensed mutual insurers in financial guaranty insurance corporations; amending s. 628.901, F.S.; revising the definition of the term "qualifying reinsurer parent company"; amending s. 628.909, F.S.; providing for applicability of certain provisions of the Insurance Code to specified captive insurers; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1046**, on motion by Senator Brandes, by two-thirds vote **CS for CS for HB 635** was withdrawn from the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Brandes—

**CS for CS for HB 635**—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; revising the date of the future repeal

of an exemption of medical malpractice insurance premiums from emergency assessments imposed to fund certain obligations, costs, and expenses of the Florida Hurricane Catastrophe Fund and the Florida Hurricane Catastrophe Fund Finance Corporation; amending s. 316.646, F.S.; authorizing a uniform motor vehicle proof-of-insurance card to be in an electronic format; providing construction with respect to the parameters of a person's consent to access information on an electronic device presented to provide proof of insurance; providing immunity from liability to a law enforcement officer for damage to an electronic device presented to provide proof of insurance; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; amending s. 320.02, F.S.; authorizing insurers to furnish uniform proof-of-purchase cards in an electronic format for use by insureds to prove the purchase of required insurance coverage when registering a motor vehicle; amending s. 554.1021, F.S.; defining the term "authorized inspection agency"; amending s. 554.107, F.S.; requiring the chief inspector of the state boiler inspection program to issue a certificate of competency as a special inspector to certain individuals; specifying how long such certificate remains in effect; amending s. 554.109, F.S.; authorizing specified insurers to contract with an authorized inspection agency for boiler inspections; requiring such insurers to annually report the identity of contracted authorized inspection agencies to the Department of Financial Services; amending s. 624.413, F.S.; revising a specified time period applicable to a certified examination that must be filed by a foreign or alien insurer applying for a certificate of authority; amending s. 626.0428, F.S.; requiring a branch place of business to have an agent in charge; authorizing an agent to be in charge of more than one branch office under certain circumstances; providing requirements relating to the designation of an agent in charge; providing that the agent in charge is accountable for misconduct and violations committed by the licensee and any person under his or her supervision; prohibiting an insurance agency from conducting insurance business at a location without a designated agent in charge; providing for expiration of an agency license under specified circumstances; amending s. 626.112, F.S.; providing licensure exemptions that allow specified individuals or entities to conduct insurance business at specified locations under certain circumstances; revising licensure requirements and penalties with respect to registered insurance agencies; providing that the registration of an approved registered insurance agency automatically converts to an insurance agency license on a specified date; amending s. 626.172, F.S.; revising requirements relating to applications for insurance agency licenses; conforming provisions to changes made by the act; amending s. 626.321, F.S.; providing that a limited license to offer motor vehicle rental insurance issued to a business that rents or leases motor vehicles encompasses the employees of such business; amending s. 626.382, F.S.; providing that an insurance agency license continues in force until canceled, suspended, revoked, or terminated; amending s. 626.601, F.S.; revising terminology relating to investigations conducted by the Department of Financial Services and the Office of Insurance Regulation with respect to individuals and entities involved in the insurance industry; repealing s. 626.747, F.S., relating to branch agencies, agents in charge, and the payment of additional county tax under certain circumstances; amending s. 626.8411, F.S.; conforming a cross-reference; amending s. 626.8805, F.S.; revising insurance administrator application requirements; amending s. 626.8817, F.S.; authorizing an insurer's designee to provide certain coverage information to an insurance administrator; authorizing an insurer to subcontract the audit of an insurance administrator; amending s. 626.882, F.S.; prohibiting a person from acting as an insurance administrator without a specific written agreement; amending s. 626.883, F.S.; requiring insurance administrators to furnish fiduciary account records to an insurer's designee; requiring administrator withdrawals from a fiduciary account to be made according to specific written agreements; providing that an insurer's designee may authorize payment of claims; amending s. 626.884, F.S.; revising an insurer's right of access to certain administrator records; amending s. 626.89, F.S.; revising the deadline for filing certain financial statements; amending s. 626.931, F.S.; deleting provisions requiring a surplus lines agent to file a quarterly affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the due date of surplus lines tax; amending ss. 626.935 and 626.936, F.S.; conforming provisions to changes made by the act; amending s. 627.062, F.S.; requiring the Office of Insurance Regulation to use certain models or straight averages of certain models to estimate hurricane losses when determining whether the rates in a rate filing are excessive, inadequate, or unfairly discriminatory; amending s. 627.0628, F.S.; increasing the length of time during which an insurer must adhere to certain findings made by the Commission on Hurricane Loss Projection Methodology



with respect to certain methods, principles, standards, models, or output ranges used in a rate finding; providing that the requirement to adhere to such findings does not limit an insurer from using a straight average of results of certain models or output ranges under specified circumstances; amending s. 627.072, F.S.; authorizing retrospective rating plans relating to workers' compensation and employer's liability insurance to allow negotiations between certain employers and insurers with respect to rating factors used to calculate premiums; amending s. 627.281, F.S.; conforming a cross-reference; amending s. 627.351, F.S.; requiring Citizens Property Insurance Corporation to submit a biannual report on the number of residential sinkhole policies issued and declined; requiring the corporation to establish a Citizens Sinkhole Stabilization Repair Program for sinkhole claims; providing definitions; providing program components; specifying the corporation's liability with respect to sinkhole claims; requiring the offering by the corporation of specified deductible amounts for sinkhole loss coverage; repealing s. 627.3519, F.S., relating to an annual report from the Financial Services Commission to the Legislature of aggregate net probable maximum losses, financing options, and potential assessments of the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation; amending s. 627.4133, F.S.; increasing the amount of prior notice required with respect to the nonrenewal, cancellation, or termination of certain insurance policies; deleting certain provisions that require extended periods of prior notice with respect to the nonrenewal, cancellation, or termination of certain insurance policies; prohibiting the cancellation of certain policies that have been in effect for a specified amount of time except under certain circumstances; amending s. 627.4137, F.S.; adding licensed company adjusters to the list of persons who may respond to a claimant's written request for information relating to liability insurance coverage; amending s. 627.421, F.S.; authorizing the electronic delivery of certain insurance documents; amending s. 627.43141, F.S.; authorizing a notice of change in policy terms to be sent in a separate mailing to an insured under certain circumstances; requiring an insurer to provide such notice to insured's insurance agent; amending s. 627.6484, F.S.; providing that coverage for each policyholder of the Florida Comprehensive Health Association terminates on a specified date; requiring the association to provide assistance to policyholders; requiring the association to notify policyholders of termination of coverage and provide information concerning how to obtain other coverage; requiring the association to impose a final assessment or provide a refund to member insurers, sell or dispose of physical assets, perform a final accounting, legally dissolve the association, submit a required report, and transfer all records to the Office of Insurance Regulation; repealing s. 627.64872, F.S., relating to the Florida Health Insurance Plan; providing for the future repeal of ss. 627.648, 627.6482, 627.6484, 627.6486, 627.6488, 627.6489, 627.649, 627.6492, 627.6494, 627.6496, 627.6498, and 627.6499, F.S., relating to the Florida Comprehensive Health Association Act, definitions, termination of enrollment and availability of other coverage, eligibility, the Florida Comprehensive Health Association, the Disease Management Program, the administrator of the health insurance plan, participation of insurers, insurer assessments, deferment, and assessment limitations, issuing of policies, minimum benefits coverage and exclusions, premiums, and deductibles, and reporting by insurers and third-party administrators, respectively; amending s. 627.7015, F.S.; revising the rulemaking authority of the department with respect to qualifications and specified types of penalties covered under the property insurance mediation program; creating s. 627.70151, F.S.; providing criteria for an insurer or policyholder to challenge the impartiality of a loss appraisal umpire for purposes of disqualifying such umpire; amending s. 627.706, F.S.; revising the definition of the term "neutral evaluator"; amending s. 627.7074, F.S.; requiring the department to adopt rules relating to certification of neutral evaluators; amending s. 627.736, F.S.; revising the time period for applicability of certain Medicare fee schedules or payment limitations; amending s. 627.745, F.S.; revising qualifications for approval as a mediator by the department; providing grounds for the department to deny an application, or suspend or revoke approval of a mediator or certification of a neutral evaluator; authorizing the department to adopt rules; amending s. 627.782, F.S.; revising the date by which title insurance agencies and certain insurers must annually submit specified information to the Office of Insurance Regulation; amending s. 627.841, F.S.; providing that an insurance premium finance company may impose a charge for payments returned, declined, or unable to be processed due to insufficient funds; amending s. 627.952, F.S.; providing that certain persons who are not residents of this state must be licensed and appointed as nonresident surplus lines agents in this state in order to engage in specified activities with respect to servicing

insurance contracts, certificates, or agreements for purchasing or risk retention groups; deleting a fidelity bond requirement applicable to certain nonresident agents who are licensed as surplus lines agents in another state; amending ss. 627.971 and 627.972, F.S.; including licensed mutual insurers in financial guaranty insurance corporations; amending s. 628.901, F.S.; revising the definition of the term "qualifying reinsurer parent company"; amending s. 628.909, F.S.; providing for applicability of certain provisions of the Insurance Code to specified captive insurers; amending s. 634.406, F.S.; revising criteria authorizing premiums of certain service warranty associations to exceed their specified net assets limitations; revising requirements relating to contractual liability policies that insure warranty associations; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 1046** and read the second time by title.

Senator Brandes moved the following amendment which was adopted:

**Amendment 1 (799638)**—Delete line 1397 and insert: *such dispute shall be adjudication of the dispute to determine the necessary stabilization repairs.*

Senators Negron and Joyner offered the following amendment which was moved by Senator Negron and adopted:

**Amendment 2 (172996)**—Delete line 1470 and insert: *class of insureds. An insurer that uses a credit report, public record, or other public information to determine whether there is a misstatement or omission in the application for insurance related to the insured's credit history must make such determination within 90 days after the effective date of the policy. After such 90 day period, an insurer may not cancel or rescind the policy or deny coverage for a claim based on a misstatement or omission in the application regarding the insured's credit history which the insurer could have reasonably discovered by a review of the insured's credit report, public records, or other public information. This subparagraph does not apply to*

Senator Brandes moved the following amendments which were adopted:

**Amendment 3 (221202) (with title amendment)**—Between lines 2123 and 2124 insert:

Section 53. *The rules adopted by the Financial Services Commission to establish the format for the notice of the estimated premium impact of the federal Patient Protection and Affordable Care Act pursuant to s. 627.410, Florida Statutes, as amended by Senate Bill 1842 or House Bill 7155, or similar legislation adopted in the same legislative session or an extension thereof, are not subject to s. 120.541(3).*

And the title is amended as follows:

Delete line 231 and insert: *associations; providing that certain rules relating to the implementation of the Patient Protection and Affordable Care Act are exempted from certain requirements of ch. 120, F.S.; providing effective dates.*

The vote was:

Yeas—21

Mr. President	Detert	Legg
Altman	Evers	Margolis
Bean	Galvano	Richter
Benacquisto	Grimsley	Simmons
Bradley	Hays	Simpson
Brandes	Hukill	Stargel
Dean	Lee	Thrasher

Nays—16

Abruzzo	Gibson	Smith
Braynon	Joyner	Sobel
Clemens	Latvala	Soto
Diaz de la Portilla	Montford	Thompson
Flores	Ring	
Garcia	Sachs	



**Amendment 4 (901364) (with title amendment)**—Between lines 2123 and 2124 insert:

Section 53. Subsection (6) of section 1012.21, Florida Statutes, is amended to read:

1012.21 Department of Education duties; K-12 personnel.—

(6) **REPORTING.**—The Department of Education shall annually post online links to each school district's collective bargaining contracts and the salary and benefits of the personnel or officers of any educator association which were paid by the school district pursuant to s. 1012.22. *The department shall also annually post on the department's website the limitations on liabilities provided by general law to instructional personnel, suggestions for pertinent criteria for determining the appropriate level of additional liability insurance, if any, and options for procuring such insurance.*

And the title is amended as follows:

Delete line 231 and insert: associations; amending s. 1012.21, F.S.; requiring the Department of Education to annually post on the department's website certain limitations on liabilities and information about liability insurance; providing effective dates.

Pursuant to Rule 4.19, **CS for CS for HB 635** as amended was placed on the calendar of Bills on Third Reading.

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

## BILLS ON THIRD READING

**CS for SB 964**—A bill to be entitled An act relating to termination of parental rights; amending s. 39.806, F.S.; providing that a parent's rights may be terminated if the court determines, by clear and convincing evidence, that the child was conceived during an act of unlawful sexual battery; creating a presumption that termination of parental rights is in the best interest of the child if the child was conceived as a result of an unlawful sexual battery; requiring the court to accept a guilty plea or conviction as conclusive proof that the child was conceived by a violation of criminal law; providing that a petition to terminate parental rights may be filed at any time; amending s. 39.811, F.S.; providing for termination of parental rights of only one parent if conception was the result of an unlawful sexual battery; providing for retroactive application; providing an effective date.

—as amended April 24 was read the third time by title.

On motions by Senator Abruzzo, **CS for SB 964** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for CS for CS for SB 1734**—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; providing an exemption from public records requirements for criminal history records of victims of human trafficking expunged under s. 943.0583, F.S.; providing an exception, providing for future legislative review and repeal of the ex-

emption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for CS for SB 1734**, on motion by Senator Flores, by two-thirds vote **CS for HB 1327** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

On motion by Senator Flores, by two-thirds vote—

**CS for HB 1327**—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; providing an exemption from public records requirements for criminal history records of victims of human trafficking expunged under s. 943.0583, F.S.; providing an exception; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1734** and by two-thirds vote read the second time by title.

On motion by Senator Flores, by two-thirds vote **CS for HB 1327** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Bradley

## MOTIONS

On motion by Senator Thrasher, by two-thirds vote **CS for SB 1420**, **CS for SB 1302**, **CS for CS for CS for SB 1594**, **SB 1852**, **CS for CS for SB 1472**, and **CS for SB 964** were ordered immediately certified to the House.

On motion by Senator Thrasher, by two-thirds vote all bills remaining on the Special Order Calendar this day, except **CS for SB 1468**, were placed on the Special Order Calendar for Monday, April 29.

On motion by Senator Thrasher, the rules were waived and a deadline of one hour after the availability of engrossed bills or 5:00 p.m., whichever time is later, was set for filing amendments to Bills on Third Reading for Monday, April 29.

## REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bill to be placed on the Special Order Calendar for Friday, April 26, 2013: **CS for SB 1108**.

Respectfully submitted,  
*John Thrasher*, Rules Chair  
*Lizbeth Benacquisto*, Majority Leader  
*Christopher L. Smith*, Minority Leader

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 463, CS for HB 969, CS for HB 1021, HB 1081, CS for CS for HB 1325; has passed as amended CS for CS for HB 1091, CS for HB 1161, CS for CS for HB 7083, CS for HB 7169; has passed by the required constitutional two-thirds vote of the members voting CS for HB 1327 and requests the concurrence of the Senate.

*Robert L. "Bob" Ward, Clerk*

By Health & Human Services Committee and Representative(s) Rodriguez, J., Artilles, Campbell, Pritchett—

**CS for HB 463**—A bill to be entitled An act relating to examination of dentists; amending s. 466.006, F.S.; revising the eligibility requirements for taking examinations required to practice dentistry; authorizing applicants enrolled in a recognized dental specialty program on a specified date to take the examinations if specified conditions are met; providing for future expiration of such authorization; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Health Quality Subcommittee and Representative(s) Raburn, Artilles, Patronis—

**CS for HB 969**—A bill to be entitled An act relating to recreational vehicle parks; amending s. 513.01, F.S.; defining the term "occupancy"; creating s. 513.1115, F.S.; providing requirements for the establishment of separation and setback distances in parks; repealing s. 513.111, F.S., relating to the posting of site rental rates, advertising, and penalties; providing an effective date.

—was referred to the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Judiciary Committee, Health Innovation Subcommittee and Representative(s) Reed—

**CS for CS for HB 1021**—A bill to be entitled An act relating to background screening; amending s. 322.142, F.S.; allowing the Department of Highway Safety and Motor Vehicles to share driver license photographs with the Agency for Health Care Administration pursuant to an interagency agreement; amending s. 408.809, F.S.; adding additional disqualifying offenses to background screening provisions; amending s. 435.04, F.S.; revising information to be submitted for a background screening; adding additional disqualifying offenses; amending s. 435.07, F.S.; revising terminology; requiring that individuals seeking an exemption from disqualification must have completed all nonmonetary conditions imposed by the court for the disqualifying felony; requiring that all persons seeking an exemption from disqualification have paid any court-ordered monetary penalty in full before being eligible to apply; amending s. 435.12, F.S.; requiring that a photograph of the person taken at the time the fingerprints are processed be submitted to the Care Provider Background Screening Clearinghouse before submission of the electronic fingerprints; requiring specified information to be included with the initiation of the screening registration within the clearinghouse; providing an effective date.

—was referred to the Committees on Health Policy; Transportation; and Criminal Justice.

By Representative(s) Williams, A.—

**HB 1081**—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; authorizing a county school board to use the school surtax to purchase school buses; providing an effective date.

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

By Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Spano, Albritton, Artilles, Harrell, Hutson, Kerner, McGhee, Moskowitz, Nuñez, Pilon—

**CS for CS for HB 1325**—A bill to be entitled An act relating to victims of human trafficking; amending s. 90.803, F.S.; revising the mental, emotional, or developmental age of a child victim whose out-of-court statement describing specified criminal acts is admissible in evidence in certain instances; creating s. 943.0583, F.S.; providing definitions; providing for the expungement of the criminal history record of a victim of human trafficking; designating what offenses may be expunged; providing exceptions; providing that an expunged conviction is deemed to have been vacated due to a substantive defect in the underlying criminal proceedings; providing for a period in which such expungement must be sought; providing that official documentation of the victim's status as a human trafficking victim creates a presumption; providing a standard of proof absent official documentation; providing requirements for petitions; providing criminal penalties for false statements on such petitions; providing for parties to and service of such petitions; providing for electronic appearances of petitioners and attorneys at hearings; providing for orders of relief; providing for physical destruction of certain records; authorizing a person whose records are expunged to lawfully deny or fail to acknowledge the arrests covered by the expunged record; providing exceptions; providing that such lawful denial does not constitute perjury or subject the person to liability; providing that cross-references are considered general reference for the purpose of incorporation by reference; amending ss. 943.0582, 943.0585, 943.059, and 961.06, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing for applicability; providing effective dates.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Appropriations.

By Regulatory Affairs Committee, Insurance & Banking Subcommittee and Representative(s) Mayfield—

**CS for CS for HB 1091**—A bill to be entitled An act relating to banking; amending s. 655.005, F.S.; revising a definition; amending s. 655.85, F.S.; clarifying that an institution may impose a fee for the settlement of a check under certain circumstances; providing legislative intent; creating s. 655.955, F.S.; providing that a financial institution is not civilly liable solely for extending a loan or line of credit; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Rules.

By Health Quality Subcommittee and Representative(s) Baxley, Campbell, Edwards—

**CS for HB 1161**—A bill to be entitled An act relating to clinical, counseling, and psychotherapy services; amending s. 491.004, F.S.; deleting an obsolete provision; conforming provisions; amending s. 491.0045, F.S.; requiring registered interns to remain under supervision while maintaining registered intern status; providing for noncompliance; providing for the expiration of intern registrations; prohibiting specified persons from applying for an intern registration; amending s. 491.0046, F.S.; correcting cross-references; prohibiting specified persons from applying for a provisional license; amending s. 491.005, F.S.; revising the requirements for a clinical social worker license, a marriage and family therapist license, and a mental health counselor license; deleting a provision requiring certain registered interns to be certified as having met specified licensure requirements; amending s. 491.0057, F.S.; providing for future repeal of provisions providing for dual licensure as a marriage and family therapist; amending s. 491.006, F.S.; revising requirements of licensure or certification by endorsement; amending s. 491.007, F.S.; deleting a provision providing certified master social workers a limited exemption from continuing education requirements; deleting a provision requiring the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling to establish a procedure for the biennial renewal of intern registrations; providing an effective date.

—was referred to the Committees on Health Policy; Criminal Justice; Children, Families, and Elder Affairs; and Appropriations.

By Judiciary Committee, Justice Appropriations Subcommittee, Criminal Justice Subcommittee and Representative(s) Gaetz, Grant, Hager, Harrell, Hood, Kerner, McBurney, Metz, Passidomo, Pilon, Tobia

**CS for CS for HB 7083**—A bill to be entitled An act relating to the death penalty; providing a short title; amending s. 27.5304, F.S.; requiring funds used to compensate court-appointed attorneys who represent a person convicted and sentenced to death in clemency proceedings to be paid by the Justice Administrative Commission rather than the Department of Corrections; amending s. 27.701(2), F.S.; repealing a pilot project using registry attorneys to provide capital collateral counsel services in the northern region of the Capital Collateral Regional Counsel; amending s. 27.702, F.S.; removing language requiring the capital collateral regional counsel to only file postconviction actions authorized by statute; amending s. 27.703, F.S.; prohibiting the capital collateral regional counsel and replacement regional counsel from accepting an appointment or taking an action that creates an actual conflict of interest; describing actual conflict of interest; amending s. 27.704, F.S.; requiring attorneys who contract with the capital collateral regional counsel to meet certain criteria; creating s. 27.7045, F.S.; prohibiting an attorney from representing a person charged with a capital offense in specified proceedings for 5 years if in two separate instances a court, in a capital postconviction proceeding, determined that the attorney provided constitutionally deficient representation and relief was granted; amending s. 27.7081, F.S.; providing definitions; establishing procedures for public records production in postconviction capital cases proceedings; amending s. 27.710, F.S.; requiring private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to contract with the Justice Administrative Commission rather than the Chief Financial Officer; specifying that the Justice Administrative Commission is the contract manager; requiring the Justice Administrative Commission to approve uniform contract forms and procedures; amending s. 27.711, F.S.; replacing references to the "Chief Financial Officer" with "Justice Administrative Commission" for purposes of paying private registry attorneys appointed by the court to represent persons in postconviction capital proceedings; permitting private registry attorneys appointed by the court to represent persons in postconviction capital proceedings to represent no more than ten, rather than five, defendants in capital postconviction litigation at any one time; amending s. 922.095, F.S.; requiring persons convicted and sentenced to death to pursue all possible collateral remedies in state court in accordance with the Florida Rules of Criminal Procedure rather than in accordance with statute; amending s. 922.052, F.S.; requiring the sheriff to send the record of a person's conviction and death sentence to the clerk of the Florida Supreme Court; requiring the clerk of the Florida Supreme Court to inform the Governor in writing certifying that a person convicted and sentenced to death meets certain criteria; requiring the Governor to issue a warrant within 30 days of receiving the clerk's letter of certification in all cases where the executive clemency process has concluded directing the warden to execute the sentence within 180 days; authorizing the Governor to sign a warrant of execution if the clerk of the Florida Supreme Court does not comply; amending s. 924.055, F.S.; removing obsolete language requiring capital postconviction motions to be filed in accordance with statute; requiring capital postconviction motions to be filed in accordance with the Florida Rules of Criminal Procedure; amending s. 924.056, F.S.; requiring the Supreme Court to annually report certain information regarding capital postconviction cases to the Legislature; requiring courts to report specified findings of ineffective assistance of counsel to The Florida Bar; amending s. 924.057, F.S.; providing legislative intent regarding postconviction proceedings in capital cases; repealing ss. 924.058, 924.059, and 924.395, F.S., relating to postconviction capital case proceedings; providing severability; providing an appropriation; providing an effective date.

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

By Appropriations Committee, Select Committee on PPACA (Patient Protection and Affordable Care Act) and Representative(s) Cummings, Hudson—

**CS for HB 7169**—A bill to be entitled An act relating to the Florida Health Choices Plus Program; amending s. 408.910, F.S.; providing that all employers who meet the requirements of the Florida Health Choices Program are eligible to enroll in the Florida Health Choices Plus Pro-

gram; requiring participating employers to make a defined contribution with certain conditions; providing that individuals and employees of enrolled employers are eligible to participate in the program; providing that vendors may not refuse to sell any offered product or service to any participant in the program; providing that product prices shall be based on criteria established by the Florida Health Choices, Inc.; providing that certain forms, website design, and marketing communication developed by the Florida Health Choices, Inc., are not subject to the Florida Insurance Code; creating s. 408.9105, F.S.; creating the Florida Health Choices Plus Program; providing definitions; providing eligibility requirements; providing exceptions to such requirements in specific situations; requiring the Department of Children and Families to determine eligibility; providing for enrollment in the program; establishing open enrollment periods; requiring cessation of enrollment under certain circumstances; providing that participation in the program is not an entitlement; prohibiting a cause of action against certain entities under certain circumstances; requiring an education and outreach campaign; requiring certain joint activities by the Florida Health Choices, Inc., and the Florida Healthy Kids Corporation; providing for a state benefit allowance, subject to an appropriation; requiring an individual contribution; providing for disenrollment in specific situations; allowing contributions from certain other entities; providing requirements and procedures for use of funds; providing for refunds; requiring the corporation to submit to the Governor and Legislature information about the program in its annual report and an evaluation of the effectiveness of the program; creating a task force and providing its mission; establishing membership in the task force and providing for its expiration; amending s. 641.402, F.S.; authorizing prepaid health clinics to offer specified hospital services under certain circumstances; providing appropriations; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Judiciary Committee and Representative(s) Spano, Kerner, McGhee—

**CS for HB 1327**—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; providing an exemption from public records requirements for criminal history records of victims of human trafficking expunged under s. 943.0583, F.S.; providing an exception; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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

## RETURNING MESSAGES — FINAL ACTION

The Honorable Don Gaetz, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1842.

*Robert L. "Bob" Ward, Clerk*

The bill contained in the foregoing message was ordered enrolled.

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 25 was corrected and approved.

## CO-INTRODUCERS

Senators Bean—CS for CS for SB 92; Brandes—CS for SB 1000; Sachs—SB 936

## ADJOURNMENT

On motion by Senator Thrasher, the Senate adjourned at 12:52 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 12:00 p.m., Monday, April 29 or upon call of the President.