



# Journal of the Senate

Number 11—Regular Session

Thursday, April 6, 2017

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## CALL TO ORDER

The Senate was called to order by President Negron at 2:30 p.m. A quorum present—35:

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Clemens   | Powell    |
| Artiles       | Farmer    | Rodriguez |
| Baxley        | Flores    | Rouson    |
| Bean          | Gainer    | Simmons   |
| Benacquisto   | Galvano   | Simpson   |
| Book          | Gibson    | Stargel   |
| Bracy         | Hutson    | Steube    |
| Bradley       | Latvala   | Stewart   |
| Brandes       | Mayfield  | Thurston  |
| Braynon       | Montford  | Torres    |
| Broxson       | Passidomo | Young     |
| Campbell      | Perry     |           |

Excused: Senators Grimsley, Hukill, and Rader

## PRAYER

The following prayer was offered by Reverend Robert W. Jakoby, Assistant Vice President, Emeritus, Pastoral Care Services, Baptist Health South Florida, Miami:

Almighty God, we pause in our busy schedules to acknowledge you as the creator and sustainer of life, recognizing you are the one who has granted us the health and strength to have busy schedules. We confess we often get so focused on daily activities that we fail to comprehend your involvement in all areas of our life. Thank you for loving us for who we are and not wanting to leave us as we are.

As life has become increasingly chaotic, violent, and restless in our country and the world, we acknowledge our dependence upon you for direction. May you, O God, grant guidance to these men and women in their proceedings on this Senate floor today. Give wisdom and direction to each of these Senators who represent the people of our state. May their collective wisdom lead them to right and honorable decisions that would be for all the people. Help each Senator to know the plans and purpose that you have for their lives individually, and for the people of this great state.

For Governor Scott and every Senator—I ask that you grant good health, daily protection, and safe travels. Extend this, likewise, to each of their families. I pray this in your holy son’s name. Amen.

## PLEDGE

Senate Pages, Lucas Qualls of Atlantis, son of Senator Clemens; Molly Lovestrand of Floral City; Kayla Woodie of Hialeah; and Koda Robillard of Pittsboro, North Carolina, nephew of Senator Flores, 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. Maria Mahmoodi of Jacksonville, sponsored by Senator Bean, as the doctor of the day. Dr. Mahmoodi specializes in family medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Hukill—

By Senator Hukill—

**SR 1340**—A resolution recognizing September 2017 as “Spinal Cord Injury Awareness Month” in Florida.

WHEREAS, the central nervous system is made up of two parts, the brain and the spinal cord, and

WHEREAS, the spinal cord is considered the information super-highway of the body because it contains bundles of neurons that carry signals to and from the brain, controlling many bodily functions, and

WHEREAS, after a spinal cord injury occurs, damaged neurons can no longer emit signals to or from the brain, and the injured person suffers permanent sensory loss and loss of muscle control, and

WHEREAS, in 2016, an estimated 282,000 individuals in the United States were living with a spinal cord injury, and

WHEREAS, it is estimated that the number of new cases involving spinal cord injury in the United States is approximately 17,000 each year, and

WHEREAS, the average age at injury for victims is 42 years, with men accounting for about 80 percent of all new spinal cord injury cases, and

WHEREAS, the National Spinal Cord Injury Statistical Center’s 2016 data sheet shows that the four leading causes of spinal cord injury for both men and women were auto accidents, falls, acts of violence, and sports-related activities, and

WHEREAS, the same report shows that the average annual cost of care for individuals who had a spinal cord injury ranged from approximately \$350,000 to \$1.06 million the first year after injury, with an estimated lifetime cost of between approximately \$1.1 million and \$4.7 million, depending on the severity of injury and the age of the individual at the time of injury, and

WHEREAS, over the past two decades, scientists have made major breakthroughs in understanding how to stimulate the regeneration of

damaged neurons, restore normal function, and improve the quality of life for patients with spinal cord injuries in areas such as infertility and pain management, and

WHEREAS, scores of national, regional, and local organizations and researchers, doctors, volunteers, and others across this state are dedicated to improving the quality of life of people with spinal cord injuries and their families, NOW, THEREFORE,

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

That September 2017 is recognized as “Spinal Cord Injury Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

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At the request of Senator Powell—

By Senator Powell—

**SR 1800**—A resolution recognizing the 50th anniversary of the reunification of Jerusalem.

WHEREAS, the United States and Israel were built by idealists, including those who had fled war and oppression, who planted the seeds of democracy to foster a better world, and the two nations exist because people before us refused to be constrained by the past or the difficulties of the present, and

WHEREAS, the relationship between the two nations is based not only on shared interests, but also on deeply held shared values, and

WHEREAS, the 1967 Six-Day War was a transformative event in the history of Israel and the Jewish people, in which Israel, surrounded on all its borders and threatened with annihilation, emerged with a decisive military victory against the combined armies of neighboring aggressor states, and also created unresolved challenges with which Israel grapples to this day, and

WHEREAS, after 19 years during which Jerusalem was divided, Jewish holy sites were desecrated, and access to them was denied, the conflict resulted in the city’s reunification, and

WHEREAS, since 1967, Israel has respected the right of all peoples to visit its holy sites, subject to security requirements, and this right must continue to be maintained, and

WHEREAS, before 1967 and thereafter, Israel has never ceased struggling to achieve peace with its neighbors, making painful sacrifices, including the removal of settlements and military forces from strategically important areas, and

WHEREAS, a peace treaty with Egypt was forged in 1979, under which Israel withdrew from the Sinai, and, in 1994, Jordan and Israel signed a peace treaty, and, despite numerous crises, the treaties remain intact and provide an important source of stability in the region, leading to vital security cooperation in the face of threats to these nations, and

WHEREAS, the Six-Day War left Israel in control over the lives of millions of Palestinians living in the West Bank and Gaza, causing enormous trauma and suffering on both sides, and

WHEREAS, in the pursuit of peace and reconciliation, Israel has engaged in direct negotiations with Palestinian leaders since 1993 and forged interim agreements leading to territorial concessions under which, despite tensions, terrorism, and other difficulties, Israel has developed a working administrative and security relationship with the Palestinian National Authority, and

WHEREAS, Israel further unilaterally disengaged from Gaza in 2005, with the aim of improving the situation for Palestinians, and

WHEREAS, despite numerous efforts over the years, a peace agreement between Israel and the Palestinian leadership has proven to be

elusive, with Israel accepting and Palestinian leaders rejecting numerous peace offers since 1947, and

WHEREAS, while the current environment has not been conducive to peace initiatives, it is hoped that Israel and the Palestinian National Authority can resume negotiations leading to a comprehensive conflict-ending agreement resolving all outstanding issues, including borders; refugees, both Palestinian and Jewish people from Arab states; security; settlements; and Jerusalem, and

WHEREAS, this is a time to intensify support for efforts by Israeli and Palestinian civil society leaders to build an infrastructure of peace from the ground up through people-to-people initiatives to pursue diplomatic solutions that will serve to anchor any future agreements, NOW, THEREFORE,

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

That the 50th anniversary of the reunification of Jerusalem is recognized as an occasion to reaffirm the Florida Senate’s strong support for the democratic State of Israel.

BE IT FURTHER RESOLVED that peace between Israel and the Arab world would significantly bolster efforts to confront extremism and violence in the region by terrorist organizations.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the President of the United States, the President Pro Tempore of the United States Senate, the Speaker of the United States House of Representatives, the members of the Florida delegation of the United States House of Representatives and the United States Senate, and the Ambassador of the State of Israel to the United States as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

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At the request of Senator Stargel—

By Senator Stargel—

**SR 1804**—A resolution recognizing the Florida Alliance of YMCAs and celebrating 60 years of service of the Florida YMCA Youth in Government program.

WHEREAS, the YMCA Youth in Government program was founded in 1936 to give students nationwide the opportunity to serve as part of a youth-run, youth-led model government process, and

WHEREAS, the Florida YMCA Youth in Government program was founded in 1957 and, since that time, delegates have been actively engaged with the issues that impact their families, schools, YMCAs, and communities, and

WHEREAS, the founding principle of the Florida YMCA Youth in Government program is servant leadership, and its model government process is designed to prepare students for a life of engaged and active citizenship built on the values of civil debate, statesmanship, and research-based policy solutions, and

WHEREAS, the Florida YMCA Youth in Government program is led by hundreds of teachers, students, and parents who volunteer tens of thousands of hours of their time to ensure the success of the program for the youth of this state, regardless of a participant’s background or socioeconomic status, NOW, THEREFORE,

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

That the outstanding work of the Florida Alliance of YMCAs is recognized and 60 years of service of the Florida YMCA Youth in Government program is celebrated.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida Alliance of YMCAs as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

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At the request of Senator Braynon—

By Senator Braynon—

**SR 1810**—A resolution recognizing the need for, and encouraging policies that improve access to, home dialysis for minorities living with end-stage renal disease.

WHEREAS, end-stage renal disease (ESRD), also known as kidney failure, currently impacts 661,000 Americans, and more than 89,000 Americans die from ESRD annually, and

WHEREAS, more than 117,000 new ESRD cases are diagnosed each year, with 7,500 of those cases diagnosed in Florida, and

WHEREAS, dialysis and transplant are the only treatments for ESRD, and 70 percent of patients are on dialysis, and

WHEREAS, when dialysis is the method of treatment, a patient may either obtain treatment in his or her home with home hemodialysis (HHD) or home peritoneal dialysis (PD) or be transported to a dialysis center three times each week for hemodialysis, and

WHEREAS, HHD provides significant economic and lifestyle advantages, including greater autonomy and flexibility over when a patient dialyzes; reduces dependence on transportation, as there is no travel to a clinic for treatments; and is more conducive to employment, as evidenced by higher rates of employment among home dialysis patients, and

WHEREAS, the first 3 months of dialysis cost an average of \$43,000 per patient, and

WHEREAS, access to an HHD training program allows Medicaid patients to move to Medicare as their primary payer on the first day of treatment, as opposed to at the beginning of the fourth month of treatment, by eliminating the Medicare waiting period and, therefore, saves taxpayers a significant amount of money, and

WHEREAS, this 3-month Medicare waiting period drives up the cost to states and, assuming 1,000 new Medicaid ESRD cases, could mean as much as \$43 million in Medicaid costs each year, and

WHEREAS, only 10 percent of dialysis patients receive treatment at home, and

WHEREAS, ESRD disproportionately affects minority Americans, with incidence among African Americans 3.7 times greater than in Caucasians, and

WHEREAS, Hispanic patients are 13 percent less likely than Caucasians to receive PD and 37 percent less likely to receive HHD, while African-American patients are 29 percent less likely than Caucasians to receive PD and 17 percent less likely to receive HHD, and HHD and HHD home training are less available in poorer counties, and

WHEREAS, significant barriers preclude many patients from accessing HHD, including the lack of sufficient provider education about HHD, insufficient reimbursement for HHD, limited patient awareness of the option of HHD, and potentially burdensome requirements for care partner support, and

WHEREAS, policymakers can alleviate these burdens by focusing on telehealth, medical waste laws, and reimbursement levels; by enabling and encouraging providers to offer HHD to more of their patients; and by providing a pathway for staff-assisted HHD, NOW, THEREFORE,

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

That the importance of equal access to all dialysis modalities for end-stage renal disease is recognized as a means of preserving state funds by enabling more patients who can benefit from home dialysis to access it.

BE IT FURTHER RESOLVED that state agencies and policymakers are encouraged to implement policies to decrease the disproportionate number of African Americans and other minorities who lack access to home dialysis modalities.

—was introduced, read, and adopted by publication.

At the request of Senator Hukill—

By Senator Hukill—

**SR 1820**—A resolution recognizing April 2017 as “Financial Literacy Month” in Florida.

WHEREAS, in a letter to Thomas Jefferson dated August 23, 1787, John Adams recognized the need for the citizens of this nation to improve their financial literacy, writing, “All the perplexities, confusions, and distresses in America arise, not from defects in their Constitution or Confederation, not from a want of honor or virtue, so much as from downright ignorance of the nature of coin, credit, and circulation,” and

WHEREAS, in 1914, the United States Congress passed the Smith-Lever Act, which created a system of cooperative extension services to provide learning experiences that would assist people in developing skills, including financial skills, which they could employ at home, on the farm, and in their communities, and

WHEREAS, in 1919, Junior Achievement, a nonprofit youth organization, was founded to work with local businesses and organizations to deliver financial literacy, entrepreneurship, and work-readiness education, and

WHEREAS, the 1950s marked a time when issues relating to financial management, including retirement security, composed 50 percent of the research that was conducted in the field of home economics, with financial literacy continuing to gain greater prominence in the area of education and beyond, and

WHEREAS, in 1995, William E. Odom, former chairman and CEO of Ford Motor Credit Corporation, developed the concept that led to the formation of the Jump\$tart Coalition, a nonprofit organization that includes approximately 150 national partner organizations from the business, financial, nonprofit, association, academic, and government sectors which are working to advance the financial literacy of students from prekindergarten through college, and

WHEREAS, in 1996, Lewis Mandell, Ph.D., developed the financial literacy survey that is now a hallmark of the Jump\$tart Coalition’s work, providing the guidelines that evolved into the “National Standards in K-12 Personal Finance Education,” and

WHEREAS, the Financial Literacy and Education Commission was established under the Fair and Accurate Credit Transactions Act of 2003 to improve financial literacy and to develop a national strategy on financial education, and

WHEREAS, in 2004, the year in which the United States Senate passed a resolution that officially recognized April as “Financial Literacy Month,” Citigroup announced a 10-year, \$200 million commitment to meet the growing financial education needs of the communities that Citigroup served, and the American Institute of Certified Public Accountants and its affiliates launched the “360 Degrees of Financial Literacy” initiative to address the widespread financial illiteracy epidemic, and

WHEREAS, in 2008, President George W. Bush signed an executive order that created the President’s Advisory Council on Financial Literacy to recommend steps that could be taken in order to enhance financial literacy in the United States, and

WHEREAS, in 2010, the League of Southeastern Credit Unions identified financial literacy education as one of its missions and began its participation in programs like the National Endowment for Financial Education’s High School Financial Planning Program, and Biz Kid\$, and

WHEREAS, that same year, the United States Congress passed the Dodd-Frank Wall Street Reform and Consumer Protection Act, creating the Bureau of Consumer Financial Protection to promote financial education, and

WHEREAS, in April 2011, President Barack Obama confirmed his commitment to the observance of National Financial Literacy Month, saying, “During National Financial Literacy Month, we recommit to improving financial literacy and ensuring all Americans have access to trustworthy financial services and products,” and

WHEREAS, in 2013, 40 percent of adults polled gave themselves a grade of “C,” “D,” or “F” on their knowledge of personal finance, and 78 percent said they agreed that they could benefit from additional advice and answers to everyday financial questions from a professional, and

WHEREAS, in 2015, American consumers owed \$11.85 trillion in debt, including \$890.9 billion in credit card debt, \$8.17 trillion in mortgages, and \$1.19 trillion in student loan debt, an increase of 7.1 percent from 2014, and

WHEREAS, today, nearly half of all households in major American cities are financially vulnerable, lacking assets or adequate savings to cover basic expenses for 3 months in the event of an emergency such as a job loss or a health crisis, and

WHEREAS, currently, 43 states require some form of financial literacy content to be taught in high schools, with 19 states requiring that a personal financial literacy course be offered and 17 states requiring that students take a personal financial literacy course, and

WHEREAS, National Financial Literacy Month is recognized each April in an effort to highlight the importance of financial literacy, to encourage Americans to establish and maintain healthy financial habits, and to remind them of the need to teach students how to be financially savvy, thereby empowering these students to be economically successful throughout their lives, NOW, THEREFORE,

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

That April 2017 is recognized as “Financial Literacy Month” in Florida and that all residents of this state are urged to appreciate the importance of financial literacy in their everyday lives and the value of ensuring that financial literacy education is available to students.

—was introduced, read, and adopted by publication.

At the request of Senator Powell—

By Senator Powell—

**SR 1830**—A resolution recognizing April 6, 2017, as “FAMU Day” in Florida.

WHEREAS, Florida Agricultural and Mechanical University (FAMU) was founded in 1887, named a land grant institution in 1891, and designated a university in 1953, and

WHEREAS, as a historically black university offering undergraduate, graduate, doctoral, and professional degree programs, FAMU seeks qualified students from all racial, ethnic, religious, and national groups and has provided immeasurable educational opportunities for young men and women, and

WHEREAS, academic components of the university consist of seven colleges and seven schools: the colleges of Agriculture and Food Sciences; Education; Engineering; Law; Pharmacy and Pharmaceutical Sciences; Science and Technology; and Social Sciences, Arts and Humanities; and the schools of Allied Health Sciences; Architecture and Engineering Technology; Business and Industry; the Environment; Graduate Studies and Research; Journalism and Graphic Communication; and Nursing, and

WHEREAS, FAMU is a leading producer of African-American graduates with baccalaureate degrees and the top producer of African-American pharmacists in the nation, and

WHEREAS, FAMU is a leading producer of African-American Ph.D. graduates in science and engineering, as noted by the National Science Foundation, and

WHEREAS, nearly 48 percent of FAMU’s student body is pursuing degrees in science, technology, engineering, and mathematics (STEM) or health-related disciplines, and

WHEREAS, FAMU was recognized among *U.S. News & World Report’s* “Best National Universities” and was ranked as the top public historically black college or university in the nation for 2017, and, ac-

ording to *College Choice* (2016), FAMU is one of the top picks for providing a high-quality education at an affordable price in Florida, and

WHEREAS, 32 percent of FAMU’s students are first-generation college students, and 64 percent receive Pell Grants, more than any other public university in the state, which is a testament to the educational accessibility of the university, and

WHEREAS, the FAMU’s Women’s Athletic Program earned a share of the 2016 Mid-Eastern Athletic Conference Mary McLeod Bethune Women’s All-Sports Award, and, in 2016, the FAMU women’s cross country team won its fifth consecutive Mid-Eastern Athletic Conference Cross Country Championship, NOW, THEREFORE,

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

That April 6, 2017, is recognized as “FAMU Day” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Interim President Larry Robinson, Ph.D., as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

**BILLS ON THIRD READING**

**CS for HB 105**—A bill to be entitled An act relating to vote-by-mail ballots; amending s. 101.68, F.S.; requiring the supervisor of elections to notify each elector whose vote-by-mail ballot has been rejected as illegal of the process to cure such ballot; requiring the supervisor of elections to make a good faith effort to notify the elector within a specified time; requiring the supervisor to allow submission of an affidavit to cure specified signature discrepancies; providing procedures to be used by the supervisor of elections in verifying an elector’s signature; revising vote-by-mail ballot affidavit instructions; providing an effective date.

—as amended April 4, was read the third time by title.

On motion by Senator Passidomo, **CS for HB 105**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Clemens   | Powell    |
| Artiles       | Farmer    | Rodriguez |
| Baxley        | Flores    | Rouson    |
| Bean          | Gainer    | Simmons   |
| Benacquisto   | Galvano   | Simpson   |
| Book          | Gibson    | Stargel   |
| Bracy         | Hutson    | Steube    |
| Bradley       | Latvala   | Stewart   |
| Brandes       | Mayfield  | Thurston  |
| Braynon       | Montford  | Torres    |
| Broxson       | Passidomo | Young     |
| Campbell      | Perry     |           |

Nays—None

Vote after roll call:

Yea—Garcia

**SJR 882**—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution to provide for the election of the Secretary of State and his or her inclusion as a member of the Cabinet.

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

That the following amendments to Sections 3 and 4 of Article IV and the creation of a new section in Article XII of the State Constitution are agreed to and shall be submitted to the electors of this state for approval

or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE IV

EXECUTIVE

SECTION 3. Succession to office of governor; acting governor.—

(a) Upon vacancy in the office of governor, the lieutenant governor shall become governor. Further succession to the office of governor shall be prescribed by law. A successor shall serve for the remainder of the term.

(b) Upon impeachment of the governor and until completion of trial thereof, or during the governor's physical or mental incapacity, the lieutenant governor shall act as governor. Further succession as acting governor shall be prescribed by law. Incapacity to serve as governor may be determined by the supreme court upon due notice after docketing of a written suggestion thereof by ~~four~~ ~~three~~ cabinet members, and in such case restoration of capacity shall be similarly determined after docketing of written suggestion thereof by the governor, the legislature, or ~~four~~ ~~three~~ cabinet members. Incapacity to serve as governor may also be established by certificate filed with the custodian of state records by the governor declaring incapacity for physical reasons to serve as governor, and in such case restoration of capacity shall be similarly established.

SECTION 4. Cabinet.—

(a) There shall be a cabinet composed of an attorney general, a chief financial officer, ~~and~~ a commissioner of agriculture, *and a secretary of state*. In addition to the powers and duties specified herein, they shall exercise such powers and perform such duties as may be prescribed by law. In the event of a tie vote of the governor and cabinet, the side on which the governor voted shall be deemed to prevail.

(b) The attorney general shall be the chief state legal officer. There is created in the office of the attorney general the position of statewide prosecutor. The statewide prosecutor shall have concurrent jurisdiction with the state attorneys to prosecute violations of criminal laws occurring or having occurred, in two or more judicial circuits as part of a related transaction, or when any such offense is affecting or has affected two or more judicial circuits as provided by general law. The statewide prosecutor shall be appointed by the attorney general from not less than three persons nominated by the judicial nominating commission for the supreme court, or as otherwise provided by general law.

(c) The chief financial officer shall serve as the chief fiscal officer of the state, ~~and~~ shall settle and approve accounts against the state, and shall keep all state funds and securities.

(d) The commissioner of agriculture shall have supervision of matters pertaining to agriculture except as otherwise provided by law.

(e) *The secretary of state shall keep the records of the official acts of the legislative and executive departments and perform the functions conferred by this constitution upon the custodian of state records.*

(f) ~~(e)~~ The governor as chair, the chief financial officer, and the attorney general shall constitute the state board of administration, which shall succeed to all the power, control, and authority of the state board of administration established pursuant to Article IX, Section 16 of the Constitution of 1885, and which shall continue as a body at least for the life of Article XII, Section 9(c).

(g) ~~(f)~~ The governor as chair, the chief financial officer, the attorney general, ~~and~~ the commissioner of agriculture, *and the secretary of state* shall constitute the trustees of the internal improvement trust fund and the land acquisition trust fund as provided by law.

(h) ~~(g)~~ The governor as chair, the chief financial officer, the attorney general, ~~and~~ the commissioner of agriculture, *and the secretary of state* shall constitute the agency head of the Department of Law Enforcement.

ARTICLE XII

SCHEDULE

*Cabinet reorganization.—*

(a) *The amendments to Sections 3 and 4 of Article IV relating to the inclusion of the secretary of state as a member of the cabinet shall take effect June 1, 2019. For the term beginning June 1, 2019, and continuing through January 3, 2023, the secretary of state shall be appointed by the governor, subject to confirmation by the senate. The secretary of state must be an elector of at least 30 years of age who has resided in the state for the preceding seven years at the time of the governor's appointment. Beginning with the 2022 statewide general election and every four years thereafter, the office of secretary of state shall be filled by election in conformance with Section 5(a), Article IV.*

(b) *By June 1, 2019, the legislature shall enact implementing legislation that includes any conforming changes to the Florida Statutes necessitated by the reorganization of the cabinet.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE IV, SECTIONS 3 AND 4

ARTICLE XII

MEMBERSHIP OF CABINET; ELECTION OF SECRETARY OF STATE.—Revises the membership of the Cabinet, effective June 1, 2019, to include the Secretary of State, whom the Governor shall appoint, subject to Senate confirmation, for a term ending January 3, 2023; and thereafter provides for the statewide election of the secretary, beginning in 2022. The Legislature shall implement the amendment by law. Currently, the secretary is appointed by and serves at the pleasure of the Governor and is not a Cabinet member.

—was read the third time by title.

On motion by Senator Bean, **SJR 882** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—33

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Campbell  | Powell    |
| Artiles       | Clemens   | Rodriguez |
| Baxley        | Farmer    | Rouson    |
| Bean          | Flores    | Simmons   |
| Benacquisto   | Gainer    | Simpson   |
| Book          | Galvano   | Stargel   |
| Bracy         | Latvala   | Steube    |
| Bradley       | Mayfield  | Stewart   |
| Brandes       | Montford  | Thurston  |
| Braynon       | Passidomo | Torres    |
| Broxson       | Perry     | Young     |

Nays—2

|        |        |
|--------|--------|
| Gibson | Hutson |
|--------|--------|

Vote after roll call:

Yea—Garcia

**SPECIAL GUESTS**

Senator Powell recognized his fiancé, Whitney Baldwin, who was present in the gallery.

Senator Rouson recognized his wife, Angela Rouson, who was present in the gallery.

**CS for HB 401**—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; expanding the list of forms of identification which a notary public may rely on in notarizing a signature on a document to include a veteran health identification card; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for HB 401** was passed and certified to the House. The vote on passage was:

Yeas—37

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Farmer    | Powell    |
| Artiles       | Flores    | Rodriguez |
| Baxley        | Gainer    | Rouson    |
| Bean          | Galvano   | Simmons   |
| Benacquisto   | Garcia    | Simpson   |
| Book          | Gibson    | Stargel   |
| Bracy         | Hutson    | Steube    |
| Bradley       | Latvala   | Stewart   |
| Brandes       | Lee       | Thurston  |
| Braynon       | Mayfield  | Torres    |
| Broxson       | Montford  | Young     |
| Campbell      | Passidomo |           |
| Clemens       | Perry     |           |

Nays—None

**CS for CS for SB 416**—A bill to be entitled An act relating to use of animals in proceedings involving minors; amending s. 92.55, F.S.; specifying that the court may allow the use of therapy animals or facility dogs in certain proceedings; allowing certain animals to be used when taking the testimony of a person who has an intellectual disability; removing the requirement that certain animals be registered; defining terms; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 416**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 151** was withdrawn from the Committees on Judiciary; Criminal Justice; and Rules.

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

**CS for CS for HB 151**—A bill to be entitled An act relating to proceedings involving minors or certain other persons; amending s. 92.55, F.S.; providing that judges may allow the use of certain therapy animals or facility dogs in proceedings involving abuse, abandonment, or neglect; allowing such animals to be used when taking the testimony of certain other persons; providing definitions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 416** and read the second time by title.

On motion by Senator Montford, by two-thirds vote, **CS for CS for HB 151** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Farmer    | Powell    |
| Artiles       | Flores    | Rodriguez |
| Baxley        | Gainer    | Rouson    |
| Bean          | Galvano   | Simmons   |
| Benacquisto   | Garcia    | Simpson   |
| Book          | Gibson    | Stargel   |
| Bracy         | Hutson    | Steube    |
| Bradley       | Latvala   | Stewart   |
| Brandes       | Lee       | Thurston  |
| Braynon       | Mayfield  | Torres    |
| Broxson       | Montford  | Young     |
| Campbell      | Passidomo |           |
| Clemens       | Perry     |           |

Nays—None

**CS for SB 396**—A bill to be entitled An act relating to student loan debt; creating s. 1009.45, F.S.; defining the term “student loans”; requiring postsecondary institutions to annually provide certain students with specified information regarding their student loans; providing that an institution does not incur any liability for providing such information; providing an effective date.

—as amended April 4, was read the third time by title.

On motion by Senator Bean, **CS for SB 396**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—37

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Farmer    | Powell    |
| Artiles       | Flores    | Rodriguez |
| Baxley        | Gainer    | Rouson    |
| Bean          | Galvano   | Simmons   |
| Benacquisto   | Garcia    | Simpson   |
| Book          | Gibson    | Stargel   |
| Bracy         | Hutson    | Steube    |
| Bradley       | Latvala   | Stewart   |
| Brandes       | Lee       | Thurston  |
| Braynon       | Mayfield  | Torres    |
| Broxson       | Montford  | Young     |
| Campbell      | Passidomo |           |
| Clemens       | Perry     |           |

Nays—None

**CS for SB 312**—A bill to be entitled An act relating to eyewitness identification; creating s. 92.70, F.S.; providing a short title; defining terms; requiring state, county, municipal, or other law enforcement agencies that conduct lineups to follow specified procedures; requiring eyewitnesses to sign an acknowledgment that they have received the instructions about the lineup procedures from the law enforcement agency; requiring lineup administrators to document the refusal of an eyewitness to acknowledge such receipt; specifying remedies for failing to adhere to the eyewitness identification procedures; requiring the Criminal Justice Standards and Training Commission to create educational materials and provide training programs on how to conduct lineups; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **CS for SB 312** was passed and certified to the House. The vote on passage was:

Yeas—37

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Farmer    | Powell    |
| Artiles       | Flores    | Rodriguez |
| Baxley        | Gainer    | Rouson    |
| Bean          | Galvano   | Simmons   |
| Benacquisto   | Garcia    | Simpson   |
| Book          | Gibson    | Stargel   |
| Bracy         | Hutson    | Steube    |
| Bradley       | Latvala   | Stewart   |
| Brandes       | Lee       | Thurston  |
| Braynon       | Mayfield  | Torres    |
| Broxson       | Montford  | Young     |
| Campbell      | Passidomo |           |
| Clemens       | Perry     |           |

Nays—None

**CS for CS for CS for SB 398**—A bill to be entitled An act relating to estoppel certificates; amending ss. 718.116, 719.108, and 720.30851, F.S.; revising requirements relating to the issuance of an estoppel certificate to specified persons; requiring a condominium, cooperative, or homeowners’ association to designate a street or e-mail address on its website for estoppel certificate requests; specifying delivery requirements for an estoppel certificate; authorizing an estoppel certificate to

be completed by specified persons; requiring that an estoppel certificate contain certain information; providing an effective period for an estoppel certificate based upon the date of issuance and form of delivery; prohibiting an association from charging a preparation and delivery fee or making certain claims if it fails to deliver an estoppel certificate within certain timeframes; revising fee requirements for preparing and delivering an estoppel certificate under various circumstances; authorizing the statement of moneys due to be delivered in one or more estoppel certificates under certain circumstances; providing limits on a total fee charged for the preparation and delivery of estoppel certificates; requiring that the authority to charge a fee for the preparation and delivery of estoppel certificates be established by a specified written resolution or provided by a certain type of contract; providing that the right to reimbursement may not be waived or modified by a contract or agreement; requiring that the prevailing party in an action to enforce a right to reimbursement be awarded certain damages, fees, and costs; requiring that certain fees be adjusted every certain number of years using a specified price index; requiring the Department of Business and Professional Regulation to periodically calculate the fees and publish the amounts on its website, subject to certain requirements; conforming provisions to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Passidomo, **CS for CS for CS for SB 398** was passed and certified to the House. The vote on passage was:

Yeas—35

|               |           |           |
|---------------|-----------|-----------|
| Mr. President | Farmer    | Powell    |
| Artiles       | Flores    | Rodriguez |
| Baxley        | Gainer    | Rouson    |
| Bean          | Garcia    | Simmons   |
| Benacquisto   | Gibson    | Simpson   |
| Book          | Hutson    | Stargel   |
| Bracy         | Latvala   | Steube    |
| Bradley       | Lee       | Stewart   |
| Braynon       | Mayfield  | Thurston  |
| Broxson       | Montford  | Torres    |
| Campbell      | Passidomo | Young     |
| Clemens       | Perry     |           |

Nays—1

Brandes

Vote after roll call:

Yea—Galvano

**SB 1048**—A bill to be entitled An act relating to linear facilities; amending s. 163.3221, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 380.04, F.S.; revising the definition of the term “development” to exclude work by certain utility providers on utility infrastructure on certain rights-of-way or corridors; revising the definition to exclude the creation or termination of distribution and transmission corridors; amending s. 403.511, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of an electrical power plant; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; amending s. 403.531, F.S.; requiring the consideration of a certain variance standard when including conditions for the certification of a proposed transmission line corridor; clarifying that the Public Service Commission has exclusive jurisdiction to require underground transmission lines; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **SB 1048** was passed and certified to the House. The vote on passage was:

Yeas—34

|               |           |          |
|---------------|-----------|----------|
| Mr. President | Clemens   | Powell   |
| Artiles       | Flores    | Rouson   |
| Baxley        | Gainer    | Simmons  |
| Bean          | Galvano   | Simpson  |
| Benacquisto   | Gibson    | Stargel  |
| Book          | Hutson    | Steube   |
| Bracy         | Latvala   | Stewart  |
| Bradley       | Lee       | Thurston |
| Brandes       | Mayfield  | Torres   |
| Braynon       | Montford  | Young    |
| Broxson       | Passidomo |          |
| Campbell      | Perry     |          |

Nays—3

|        |        |           |
|--------|--------|-----------|
| Farmer | Garcia | Rodriguez |
|--------|--------|-----------|

### SPECIAL GUESTS

Senator Rodriguez recognized his wife, Sonia Rodriguez; and son, Javier Rodriguez, who were present in the gallery.

### SPECIAL ORDER CALENDAR

**CS for CS for SB 1052**—A bill to be entitled An act relating to justifiable use of force; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; providing an effective date.

—was read the second time by title.

Senator Rodriguez moved the following amendment which failed:

**Amendment 1 (469012) (with title amendment)**—Delete lines 10-22 and insert:

Section 1. Subsection (2) of section 776.012, Florida Statutes, is amended to read:

776.012 Use or threatened use of force in defense of person.—

(2) A person is justified in using or threatening to use deadly force if he or she reasonably believes that using or threatening to use such force is necessary to prevent imminent death or great bodily harm to himself or herself or another or to prevent the imminent commission of a forcible felony. A person who uses or threatens to use deadly force in accordance with this subsection does not have a duty to retreat and has the right to stand his or her ground if the person using or threatening to use the deadly force is not engaged in a criminal activity, *is not excluded under s. 776.041 from claiming that the use or threatened use of deadly force was justified*, and is in a place where he or she has a right to be.

Section 2. Subsection (3) of section 776.013, Florida Statutes, is amended to read:

776.013 Home protection; use or threatened use of deadly force; presumption of fear of death or great bodily harm.—

(3) A person who is ~~attacked~~ in his or her dwelling, residence, or vehicle has no duty to retreat and has the right to stand his or her ground and use or threaten to use force, including deadly force, if he or she uses or threatens to use force in accordance with s. 776.012(1) or (2) or s. 776.031(1) or (2), *except that the condition imposed in those subsections, which requires that the person using or threatening to use deadly force not be engaged in a criminal activity, does not apply to nonviolent misdemeanors.*

Section 3. For the purpose of incorporating the amendments made by this act to sections 776.012 and 776.013, Florida Statutes, in references thereto, subsection (1) of section 776.032, Florida Statutes, is reenacted to read:

776.032 Immunity from criminal prosecution and civil action for justifiable use or threatened use of force.—

(1) A person who uses or threatens to use force as permitted in s. 776.012, s. 776.013, or s. 776.031 is justified in such conduct and is immune from criminal prosecution and civil action for the use or threatened use of such force by the person, personal representative, or heirs of the person against whom the force was used or threatened, unless the person against whom force was used or threatened is a law enforcement officer, as defined in s. 943.10(14), who was acting in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person was a law enforcement officer. As used in this subsection, the term “criminal prosecution” includes arresting, detaining in custody, and charging or prosecuting the defendant.

And the title is amended as follows:

Delete lines 3-6 and insert: s. 776.012, F.S.; providing that a person who uses or threatens to use deadly force does not have a duty to retreat and has the right to stand his or her ground if he or she is not otherwise excluded under s. 776.041, F.S., from claiming that the use or threatened use of deadly force was justified; amending s. 776.013, F.S.; deleting a requirement that a person first be attacked in his or her dwelling, residence, or vehicle before using or threatening to use force; providing applicability; reenacting s. 776.032(1), F.S., relating to immunity from criminal prosecution and civil action for justifiable use or threatened use of force, to incorporate the amendments made to ss. 776.012 and 776.013, F.S., in references thereto; providing an effective date.

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

Senator Simmons moved the following amendment:

**Amendment 2 (799564) (with title amendment)**—Between lines 22 and 23 insert:

Section 2. For the purpose of incorporating the amendment made by this act to section 776.013, Florida Statutes, in a reference thereto, subsection (1) of section 776.032, Florida Statutes, is reenacted to read:

776.032 Immunity from criminal prosecution and civil action for justifiable use or threatened use of force.—

(1) A person who uses or threatens to use force as permitted in s. 776.012, s. 776.013, or s. 776.031 is justified in such conduct and is immune from criminal prosecution and civil action for the use or threatened use of such force by the person, personal representative, or heirs of the person against whom the force was used or threatened, unless the person against whom force was used or threatened is a law enforcement officer, as defined in s. 943.10(14), who was acting in the performance of his or her official duties and the officer identified himself or herself in accordance with any applicable law or the person using or threatening to use force knew or reasonably should have known that the person was a law enforcement officer. As used in this subsection, the term “criminal prosecution” includes arresting, detaining in custody, and charging or prosecuting the defendant.

And the title is amended as follows:

Delete line 6 and insert: providing applicability; reenacting s. 776.032(1), F.S., relating to immunity from criminal prosecution and civil action for justifiable use or threatened use of force, to incorporate the amendment made to s. 776.013, F.S., in references thereto; providing an effective date.

On motion by Senator Braynon, further consideration of **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was deferred.

#### MOTION

On motion by Senator Benacquisto, the rules were waived and **CS for CS for SB 1052** with pending **Amendment 2 (799564)** was retained on the Special Order Calendar.

#### SPECIAL GUESTS

Senator Gainer recognized his brother, Roy Gainer, who was present in the gallery.

#### REPORTS OF COMMITTEES

The Committee on Regulated Industries recommends the following pass: SB 1398

**The bill was referred to the Appropriations Subcommittee on General Government under the original reference.**

The Committee on Rules recommends the following pass: CS for CS for SB 340; SB 438; SB 464; CS for CS for SB 550; CS for CS for SB 624; CS for SB 794; CS for SB 818; CS for CS for SB 886; SB 1024; CS for SB 1108

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

The Committee on Health Policy recommends a committee substitute for the following: SB 406

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Regulated Industries recommends a committee substitute for the following: SB 750

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1218

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1684

The Committee on Education recommends a committee substitute for the following: SB 926

The Committee on Judiciary recommends committee substitutes for the following: SB 802; SR 1440

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1682

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

#### INTRODUCTION AND REFERENCE OF BILLS

##### FIRST READING

By the Committee on Appropriations—

**SB 2500**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2017, and ending June 30, 2018, and supplemental appropriations for the period ending June 30, 2017, to pay salaries and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).



By the Committee on Appropriations—

**SB 2502**—A bill to be entitled An act implementing the 2017-2018 General Appropriations Act; providing legislative intent; incorporating by reference certain calculations of the Florida Education Finance Program; providing that funds for instructional materials must be released and expended as required in specified proviso language; amending s. 1008.46, F.S.; revising the date by which the Board of Governors must submit its annual accountability report for the 2017-2018 fiscal year; amending s. 1011.62, F.S.; revising the minimum amount of funding for the Florida Digital Classrooms Allocation for the 2017-2018 fiscal year; authorizing a school district to use a portion of its allocation towards specified expenses if certain conditions are met; amending s. 1004.345, F.S.; extending the date by which the Florida Polytechnic University must meet certain criteria established by the Board of Governors; reenacting s. 1009.986(4)(b), F.S., relating to the Florida ABLE program; extending by 1 fiscal year provisions regarding the participation agreement for the program; providing for the future expiration and reversion of specified statutory text; providing an exception from cost per student station limitations for the Dixie County Middle/High School special facility project; incorporating by reference certain calculations of the Medicaid Low-Income Pool, Disproportionate Share Hospital, and Hospital Reimbursement programs; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for a component of the Children's Medical Services program based upon a specified model, methodology, and framework; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; specifying criteria to be used by the Agency for Persons with Disabilities in the event that an allocation algorithm and methodology for the iBudget system is no longer in effect; amending s. 393.0662, F.S.; requiring the Agency for Persons with Disabilities to contract for an independent consultant to study and make recommendations on certain aspects of the home and community-based services Medicaid waiver program; requiring the agency to submit the independent consultant's recommendations to the Governor and the Legislature by a specified date; requiring the Agency for Persons with Disabilities to contract with an independent consultant to conduct a study of transportation disadvantaged services; creating the Task Force on Transportation Disadvantaged Services; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; providing for termination of the task force; amending s. 296.37, F.S.; extending for 1 fiscal year the requirement that certain residents of a veterans' nursing home contribute to their maintenance and support; amending s. 409.911, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration distribute moneys to hospitals that provide a disproportionate share of Medicaid or charity care services as set forth in the General Appropriations Act; amending s. 409.9113, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to teaching hospitals as set forth in the General Appropriations Act; amending s. 409.9119, F.S.; extending for 1 fiscal year the requirement that the Agency for Health Care Administration make disproportionate share payments to specialty hospitals for children as set forth in the General Appropriations Act; amending s. 893.055, F.S.; extending for 1 fiscal year the authority of the Department of Health to use certain funds for the administration of the prescription drug monitoring program; prohibiting the use of funds received from a settlement agreement to administer the program; amending s. 216.262, F.S.; extending for 1 fiscal year the authority of the Department of Corrections to submit a budget amendment for additional positions and appropriations under certain circumstances; authorizing the Department of Legal Affairs to expend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in previous years; amending s. 932.7055, F.S.; extending for 1 fiscal year the authority for a municipality to expend funds from its special law enforcement trust fund to reimburse its general fund for certain moneys advanced from the general fund; amending s. 215.18, F.S.; extending for 1 fiscal year the authority and related repayment requirements for temporary trust fund loans to the state court system which are sufficient to meet the system's appropriation; authorizing the Department of Corrections to submit certain budget amendments to transfer funds into the Inmate Health Services category; providing that such transfers are subject to notice, review, and objection procedures; requiring the Department of

Juvenile Justice to review county juvenile detention payments to determine whether the county has met specified financial responsibilities; requiring amounts owed by the county for such financial responsibilities to be deducted from certain county funds; requiring the Department of Revenue to transfer withheld funds to a specified trust fund; requiring the Department of Revenue to ensure that such reductions in amounts distributed do not reduce distributions below amounts necessary for certain payments due on bonds and comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements require a reduction in deductions for amounts owed by a county; prohibiting the Department of Juvenile Justice from providing to certain nonfiscally constrained counties reimbursements or credits against identified juvenile detention center costs under specified circumstances; prohibiting a nonfiscally constrained county from applying, deducting, or receiving such reimbursements or credits; amending s. 27.5304, F.S.; establishing certain limitations on compensation for private court-appointed counsel for the 2017-2018 fiscal year; requiring the Justice Administrative Commission to provide funds to the clerks of the circuit court for specified uses related to juries; providing procedures for clerks of the circuit court to receive such funds; providing an apportionment methodology if funds are estimated to be insufficient to pay all amounts requested; requiring the clerks of the circuit court to pay amounts in excess of appropriated amounts; creating the Florida Criminal Justice Reform Task Force; specifying the purpose of the task force; providing for the composition and duties of the task force; requiring the task force to submit a report to the Legislature by a specified date; requiring the Department of Management Services to use tenant broker services to renegotiate or procure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and Legislature by a specified date; amending s. 282.709, F.S.; revising the composition of the Joint Task Force on State Agency Law Enforcement Communications; specifying the amount of the transaction fee to be collected for use of the online procurement system; prohibiting an agency from transferring funds from a data processing category to another category that is not a data processing category; authorizing the Executive Office of the Governor to transfer funds appropriated for data processing services between departments for a specified purpose; authorizing the Executive Office of the Governor to transfer certain funds between agencies in order to allocate a reduction relating to SUNCOM Network services; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management insurance and for human resource management services; requiring the Department of Financial Services to replace specified components of the Florida Accounting Information Resource Subsystem (FLAIR) and the Cash Management Subsystem (CMS); specifying certain actions to be taken by the Department of Financial Services regarding FLAIR and CMS replacement; providing for the composition of an executive steering committee to oversee FLAIR and CMS replacement; prescribing duties and responsibilities of the executive steering committee; amending s. 259.105, F.S.; revising provisions governing the distribution of certain proceeds from cash payments or bonds issued pursuant to the Florida Forever Act; amending s. 216.181, F.S.; extending for 1 fiscal year the authority for the Legislative Budget Commission to increase amounts appropriated to the Fish and Wildlife Conservation Commission or the Department of Environmental Protection for certain fixed capital outlay projects from specified sources; amending s. 206.9935, F.S.; exempting specified revenues from the calculation of the unobligated balance of the Water Quality Assurance Trust Fund for the 2017-2018 fiscal year; amending s. 403.7095, F.S.; extending for 1 fiscal year a requirement that the Department of Environmental Protection award a certain sum of grant funds for specified solid waste management programs to counties that meet certain criteria; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified deficiency in a land acquisition trust fund in the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Department of State, or the Fish and Wildlife Conservation Commission, to transfer funds from other trust funds in the State Treasury as a temporary loan to such trust fund; providing procedures for the repayment of a temporary loan; requiring the Department of Environmental Protection to transfer designated proportions of the revenues deposited in the Land Acquisition Trust Fund within the department to land acquisition trust funds in the Department of Agriculture and Consumer Services, the Department of State, and the Fish and Wildlife Conservation Commission according to specified parameters and calculations; defining the term "department";

requiring the Department of Environmental Protection to retain a proportionate share of revenues; specifying a limit on distributions; requiring the Department of Highway Safety and Motor Vehicles to contract with a specified corporation to manufacture current or newly redesigned license plates; requiring that the price for such contract be the same as in the previous fiscal year; creating a law enforcement workgroup within the Department of Highway Safety and Motor Vehicles; specifying the composition of the workgroup; authorizing reimbursement for per diem and travel expenses; prescribing duties of the workgroup; requiring the Department of Highway Safety and Motor Vehicles to provide administrative support and contract with the University of South Florida's Center for Urban Transportation Research; requiring the workgroup chair to submit recommendations to the Governor and the Legislature by a specified date; providing for termination of the workgroup; creating s. 316.0898, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to develop the Florida Smart City Challenge grant program; specifying requirements for applicants to the grant program; establishing goals for the grant program; requiring the Department of Transportation to develop specified criteria for project grants and a plan for promotion of the grant program; requiring the Department of Transportation to submit certain information regarding the grant program to the Governor and the Legislature by a specified date; amending s. 341.302, F.S.; specifying duties and responsibilities for the Department of Transportation in its administration of the rail program for the 2017-2018 fiscal year; amending s. 420.9072, F.S.; extending for 1 fiscal year provisions authorizing each county and eligible municipality to use its portion of the local housing distribution under the State Housing Initiatives Partnership Program for certain purposes; amending s. 420.5087, F.S.; extending for 1 fiscal year certain provisions specifying the reservation of funds for the tenant groups within each notice of fund availability with respect to the State Apartment Incentive Loan Program; revising the funding amount for loans to construct workforce housing as issued in a notice of funds availability by the Florida Housing Finance Corporation; creating a workgroup on affordable housing assigned to the Florida Housing Finance Corporation; specifying the composition of the workgroup; requiring the Florida Housing Finance Corporation to provide administrative and staff support; authorizing reimbursement for per diem and travel expenses for workgroup members; requiring the workgroup to develop recommendations regarding the state's affordable housing needs; requiring submission of a report to the Governor and the Legislature by a specified date; providing for termination of the workgroup; amending s. 427.013, F.S.; extending for 1 fiscal year a requirement that the Commission for the Transportation Disadvantaged allocate and award appropriated funds for specified purposes; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign the patrol officer assigned to the Office of the Governor to the Lieutenant Governor for the 2017-2018 fiscal year; requiring the department to assign a patrol officer to a Cabinet member under certain circumstances; requiring the Department of State to direct the State Library Council, the Florida Historical Commission, and the Florida Council on Arts and Culture to sort applications received from counties for ranking and funding purposes for the 2017-2018 fiscal year; prescribing procedures; amending s. 288.1201, F.S.; requiring the Department of Economic Opportunity to retain state funds for specified programs in the State Economic Enhancement and Development Trust Fund until certain conditions are met; requiring the department to return to the State Treasury unexpended funds from the Quick Action Closing Fund which are held by certain entities; requiring the department to comply by a certain date; requiring the department to provide notification of compliance to the Governor and the Legislature by a certain date; amending s. 311.07, F.S.; waiving certain requirements regarding matching funds and project eligibility for projects funded through the Florida Seaport Transportation and Economic Development Program; amending s. 339.135, F.S.; providing legislative intent regarding the Department of Transportation's work program; requiring the Department of Transportation to submit certain documents to the Legislative Budget Commission with its work program amendment; amending s. 216.292, F.S.; specifying that the required review of certain transfers of appropriations ensure compliance with ch. 216, F.S., and are not contrary to legislative policy and intent; amending s. 112.24, F.S.; extending for 1 fiscal year the authorization, subject to specified requirements, for the assignment of an employee of a state agency under an employee interchange agreement; providing that the annual salaries of the members of the Legislature shall be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the source

and use of certain trust funds; providing for the future expiration and reversion of statutory text; providing a legislative declaration that the issuance of new debt is in the best interest of the state; limiting the use of travel funds to activities that are critical to an agency's mission; providing exceptions; placing a monetary cap on lodging expenses for state employee travel to certain meetings organized or sponsored by a state agency or the judicial branch; authorizing employees to expend their own funds for lodging expenses in excess of the monetary caps; amending s. 110.12315, F.S.; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan under the state employees' prescription drug program; providing for the future expiration and reversion of statutory text; prohibiting state agencies from entering into contracts containing certain nondisclosure agreements; providing conditions under which the veto of certain appropriations or proviso language in the General Appropriations Act voids language that implements such appropriation; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2504**—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the state and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2506**—A bill to be entitled An act relating to clerks of the court; amending s. 28.241, F.S.; requiring that certain filing fees for trial and appellate proceedings be deposited into clerks of the circuit court fine and forfeiture funds, rather than into the General Revenue Fund; amending s. 28.35, F.S.; authorizing the Florida Clerks of the Court Operations Corporation to recommend budgets that are in excess of the official estimate under certain circumstances; requiring the corporation to certify the amounts of additional revenues necessary to fund certain budgets; conforming provisions to changes made by the act; amending s. 28.36, F.S.; requiring the corporation to certify the revenue deficit and report the amount necessary to fund anticipated expenditures to the commission; conforming provisions to changes made by the act; authorizing the Legislative Budget Commission to approve a budget that includes an anticipated deficit under certain circumstances; authorizing the corporation to request that the Legislature approve an appropriation of general revenue to the Clerks of the Court Trust Fund under certain circumstances; limiting the amount the corporation may request; amending s. 28.37, F.S.; revising the fund into which certain fines collected by the clerk are to be deposited; amending s. 40.29, F.S.; requiring the Justice Administrative Commission to provide funds to the clerks of court for certain jury-related costs; requiring the clerks of court and the corporation to submit quarterly estimates of certain expenses to the commission; providing the procedure for securing such funds and distributing them to the clerks; providing for the apportionment of costs if funds appropriated by the Legislature are estimated to be insufficient to pay all amounts requested; requiring the clerks of court to pay amounts in excess of appropriated amounts; amending s. 318.18, F.S.; redirecting a portion of the revenue derived from the civil penalty for certain traffic infractions from the General Revenue Fund to the fine and forfeiture fund; removing obsolete provisions; amending s. 318.21, F.S.; revising the distribution and payment of civil penalties received by a county court pursuant to ch. 318, F.S.; amending s. 775.083, F.S.; deleting a provision requiring a clerk to remit certain fines under a specified circumstance to the Department of Revenue; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2508**—A bill to be entitled An act relating to the Division of State Group Insurance; amending s. 110.12301, F.S.; removing a requirement

that a contract for dependent eligibility verification services for the state group insurance program be contingency-based; requiring the division to notify subscribers of dependent eligibility rules by a certain date; requiring the division to hold a subscriber harmless for past claims of ineligible dependents for a specified timeframe; providing for applicability; removing a requirement that the Department of Management Services submit budget amendments pursuant to ch. 216, F.S., regarding vendor payments for dependent eligibility verification services; authorizing the contractor providing dependent eligibility verification services to request certain information from subscribers; requiring the division and the contractor to disclose to subscribers that dependent eligibility verification information may be subject to disclosure and inspection under public records requirements under certain circumstances; specifying requirements for marriage licenses or certificates or birth certificates submitted for dependent eligibility verification; requiring the contractor to retain documentation obtained for dependent eligibility verification services for a specified timeframe; requiring the department and the contractor to destroy such documentation after a specified date; amending s. 110.12315, F.S.; providing that retail, mail order, and specialty pharmacies participating in the state employees' prescription drug program shall be reimbursed as established by contract; revising supply limitations under the program; providing that the pharmacy dispensing fee be negotiated by the department; revising provisions governing the reimbursement schedule for prescription drugs and supplies dispensed under the program; requiring the department to maintain certain lists; establishing supply limitations for maintenance drugs and supplies; specifying pricing of certain copayments by health plan members; deleting a provision requiring the department to implement additional cost-saving measures and adjustments; revising copayment and coinsurance amounts for the State Group Health Insurance Standard Plan and the State Group Health Insurance High Deductible Plan; requiring the department to implement formulary management for prescription drugs and supplies by a specified date; requiring that certain prescription drugs and supplies remain available unless specifically excluded from the list of approved prescription drugs and supplies; providing that prescription drugs and supplies first made available after a specified date may not be covered by the prescription drug program unless otherwise approved; requiring the department to submit the list of excluded prescription drugs and supplies to the Executive Office of the Governor by a specified date; requiring the list of excluded prescription drugs and supplies approved by the Executive Office of the Governor to be submitted to the Legislature by a specified date; authorizing the department to implement the exclusions if no objection is submitted by the Legislature by a certain date; authorizing the department to propose additional exclusions from coverage, make modifications to the formulary, and move drugs and supplies between copayment tiers; prescribing procedures and requirements with respect to the proposal of additional exclusions or modifications; requiring the department to submit certain information regarding the initial formulary and any subsequent modifications to the Executive Office of the Governor and the Legislature; repealing s. 8 of chapter 99-255, Laws of Florida; repealing a provision prohibiting the department from implementing a prior authorization program or a restricted formulary program that meets certain criteria; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2510**—A bill to be entitled An act relating to public records; amending s. 110.12301, F.S.; creating an exemption from public records requirements for records collected for dependent eligibility verification services for the state group insurance program and held by the Department of Management Services; providing for construction; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2512**—A bill to be entitled An act relating to the Capitol Complex Advisory Council; creating the advisory council within the legislative branch; specifying the composition of the advisory council; defining the term "Capitol Complex"; authorizing the advisory council to consult

with specified persons in furtherance of its duties; prescribing reporting requirements; requiring the Department of Management Services to periodically brief the advisory council with respect to planned actions regarding the Capitol Complex; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2514**—A bill to be entitled An act relating to health care; amending s. 210.20, F.S.; providing that a specified percentage of the cigarette tax, up to a specified amount, be paid annually to the Florida Consortium of National Cancer Institute Centers Program, rather than the Sanford-Burnham Medical Research Institute; requiring that the funds be used to advance cures for cancers afflicting pediatric populations through basic or applied research; amending s. 381.922, F.S.; revising the goals of the William G. "Bill" Bankhead, Jr., and David Coley Cancer Research Program to include identifying ways to increase pediatric enrollment in cancer clinical trials; establishing the Live Like Bella Initiative to advance progress toward curing pediatric cancer, subject to an appropriation; amending s. 394.9082, F.S.; creating the Substance Abuse and Mental Health (SAMH) Safety Net Network; providing legislative intent; requiring the Department of Children and Families and the Agency for Health Care Administration to determine the scope of services to be offered through providers contracted with the SAMH Safety Net Network; authorizing the SAMH Safety Net Network to provide Medicaid reimbursable services beyond the limits of the state Medicaid plan under certain circumstances; providing that general revenue matching funds for the services shall be derived from the existing unmatched general revenue funds within the substance abuse and mental health program and documented through general revenue expenditure submissions by the department; requiring the agency, in consultation with the department, to seek federal authorization for administrative claiming pursuant to a specified federal program to fund certain interventions, case managers, and facility services; requiring the department, in collaboration with the agency, to document local funding of behavioral health services; requiring the agency to seek certain federal matching funds; amending s. 395.602, F.S.; revising the definition of the term "rural hospital" to include a hospital classified as a sole community hospital, regardless of the number of licensed beds; amending s. 409.904, F.S.; authorizing the agency to make payments for medical assistance and related services on behalf of a person diagnosed with acquired immune deficiency syndrome who meets certain criteria, subject to the availability of moneys and specified limitations; amending s. 409.908, F.S.; revising requirements related to the long-term care reimbursement plan and cost reporting system; requiring the calculation of separate prices for each patient care subcomponent based on specified cost reports; providing that certain ceilings and targets apply only to providers being reimbursed on a cost-based system; expanding the direct care subcomponent to include allowable therapy and dietary costs; specifying that allowable ancillary costs are included in the indirect care cost subcomponent; requiring the agency to establish, by a specified date, a technical advisory council to assist in ongoing development and refining of quality measures used in the nursing home prospective payment system; providing for membership; requiring that nursing home prospective payment rates be rebased at a specified interval; authorizing the payment of a direct care supplemental payment to certain providers; specifying the amount providers will be reimbursed for a specified period of time, which may be a cost-based rate or a prospective payment rate; providing for expiration of this reimbursement mechanism on a specified date; requiring the agency to reimburse providers on a cost-based rate or a rebased prospective payment rate, beginning on a specified date; requiring that Medicaid pay deductibles and coinsurance for certain X-ray services provided in an assisted living facility or in the patient's home; amending s. 409.909, F.S.; providing that the agency shall make payments and distribute funds to qualifying institutions in addition to hospitals under the Statewide Medicaid Residency Program; amending s. 409.9082; revising the uses of quality assessment and federal matching funds to include the partial funding of the quality incentive payment program for nursing facilities that exceed quality benchmarks; amending s. 409.911, F.S.; updating obsolete language; amending s. 409.9119, F.S.; revising criteria for the participation of hospitals in the disproportionate share program for specialty hospitals for children; amending s. 409.913, F.S.; removing a requirement that the agency provide each Medicaid recipient with an explanation of benefits; authorizing the agency to provide an explanation of benefits to

a sample of Medicaid recipients or their representatives; amending s. 409.975, F.S.; authorizing, rather than requiring, a managed care plan to offer a network contract to certain medical equipment and supplies providers in the region; requiring the agency to contract with the SAMH Safety Net Network; specifying that the contract must require managing entities to provide specified services to certain individuals; requiring the agency to conduct a comprehensive readiness assessment before contracting with the SAMH Safety Net Network; requiring the agency and the department to develop performance measures for the SAMH Safety Net Network; requiring the agency and the department to develop performance measures to evaluate the SAMH Safety Net Network and its services; requiring the agency, in consultation with the department and managing entities, to determine the rates for services added to the state Medicaid plan; amending s. 409.979, F.S.; expanding eligibility for long-term care services to include hospital level of care for certain individuals diagnosed with cystic fibrosis; revising eligibility for certain Medicaid recipients in the long-term care managed care program; requiring the agency to contract with an additional, not-for-profit organization that meets certain conditions and offers specified services to frail elders who reside in Miami-Dade County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the Department of Elderly Affairs, to approve a certain number of initial enrollees in the Program of All-inclusive Care for the Elderly (PACE); requiring the agency to contract with a specified not-for-profit organization, a not-for-profit agency serving elders, and a not-for-profit hospice in Leon County to be a site for PACE, subject to federal approval; authorizing PACE to serve eligible enrollees in Gadsden, Jefferson, Leon, and Wakulla Counties; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to an appropriation; amending s. 17 of chapter 2011-61, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE to serve frail elders who reside in certain counties; amending s. 9 of chapter 2016-65, Laws of Florida; revising an effective date; revising the date that rates for hospital outpatient services must take effect; amending s. 29 of chapter 2016-65, Laws of Florida; requiring the agency, in consultation with the department, to approve a certain number of enrollees in the PACE established to serve frail elders who reside in Hospice Service Area 7; requiring the agency to contract with a not-for-profit organization that meets certain criteria to offer specified services to frail elders who reside in Alachua County, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; requiring the agency to contract with an organization that meets certain criteria to offer specified services to frail elders who reside in certain counties, subject to federal approval; exempting the organization from ch. 641, F.S., relating to health care service programs; requiring the agency, in consultation with the department, to approve a certain number of initial enrollees in PACE at the new site, subject to certain conditions; providing that the agency may seek any necessary waiver or state plan amendments to serve a certain purpose; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2516**—A bill to be entitled An act relating to education funding; amending s. 11.45, F.S.; requiring the Auditor General to conduct annual audits of the Florida School for the Deaf and the Blind; amending s. 413.615, F.S.; extending the date for future legislative review and repeal of provisions governing the Florida Endowment for Vocational Rehabilitation; amending s. 1011.62, F.S.; revising the student membership surveys to be used for the funding model for certain students; requiring the 300 lowest-performing elementary schools to provide a specified summer school program; requiring that the designation of the 300 lowest-performing schools be based on the prior year's state reading assessment; requiring certain schools on the list to maintain the program for a specified time; revising the schools that may be considered small, isolated schools to include elementary schools that meet certain requirements, for the purpose of determining the annual allocation to each district; revising the computation of the district sparsity index for school districts that meet certain criteria; deleting obsolete language; requiring the amount calculated for the federally connected student

supplement for an eligible school district to be recalculated during the year; requiring certain school districts to delineate certain reading strategies in their comprehensive reading plans; requiring the total allocation to be prorated under certain circumstances; providing that certain state allocations to school districts may not be the basis for a positive allocation adjustment for a specified year; amending s. 1013.64, F.S.; revising capital outlay full-time equivalent membership; revising the calculation of capital outlay membership; amending s. 1013.738, F.S.; revising the purposes for which the High Growth District Capital Outlay Assistance Grant Program funds may be used; revising the school district qualification criteria for the grant; revising the funding methodology; amending ss. 1011.71 and 1013.54, F.S.; conforming cross-references; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

**SB 2518**—A bill to be entitled An act relating to trust funds; creating s. 288.80125, F.S.; creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity; exempting the trust fund from the general revenue service charge; providing for purpose of trust fund and source of funds; providing for future review and termination or re-creation of trust fund; providing a contingent effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Health Policy; and Senators Bradley, Young, and Hutson—

**CS for SB 406**—A bill to be entitled An act relating to compassionate use of low-THC cannabis and marijuana; amending s. 381.986, F.S.; providing legislative intent; defining and redefining terms; authorizing physicians to issue physician certifications to specified patients who meet certain conditions; authorizing physicians to make specific determinations in certifications; requiring physicians to meet certain conditions to be authorized to issue and make determinations in physician certifications; specifying certain persons who may assist a qualifying patient under the age of 18 in the purchasing and administering of marijuana; prohibiting qualifying patients under the age of 18 from purchasing marijuana; providing that a physician may in certain circumstances certify an amount greater than a 90-day supply; requiring written consent of a parent or legal guardian for the treatment of minors; requiring that certain physicians annually reexamine and reassess patients and update patient information in the compassionate use registry; revising criminal penalties; prohibiting a medical marijuana treatment center from advertising services it is not authorized to provide; providing fines; prohibiting a person or entity from advertising or providing medical marijuana treatment center services without being registered with the department as a medical marijuana treatment center; providing penalties; authorizing a distance learning format for a specified course and reducing the number of hours required for the course; providing that physicians who meet specified requirements are grandfathered for the purpose of specified education requirements; authorizing qualifying patients to designate caregivers; requiring caregivers to meet specified requirements; prohibiting a qualifying patient from designating more than one caregiver at any given time; providing exceptions; requiring the Department of Health to register caregivers meeting certain requirements on the compassionate use registry; revising the entities to which the compassionate use registry must be accessible; requiring the department to adopt certain rules by a specified date; authorizing the department to begin issuing identification cards; requiring the department to begin issuing identification cards to qualified registrants by a specific date; providing requirements for the identification cards; requiring the department to register certain dispensing organizations as medical marijuana treatment centers by a certain date; requiring the department to register additional medical marijuana treatment centers in accordance with a specified schedule; deleting obsolete provisions; revising the operational requirements for medical marijuana treatment centers; authorizing the department to waive certain requirements under specified circumstances; requiring that certain receptacles be childproof; requiring that additional in-

formation be included on certain labels; requiring that a medical marijuana treatment center comply with certain standards in the production and dispensing of edible or food products; requiring a medical marijuana treatment center to enter additional information into the compassionate use registry; requiring a medical marijuana treatment center to keep a copy of a transportation manifest in certain vehicles at certain times; requiring the department to establish a quality control program that requires medical marijuana treatment centers to submit samples from each batch or lot of marijuana to an independent testing laboratory; requiring a medical marijuana treatment center to maintain records of all tests conducted; requiring the department to adopt rules to create and oversee the quality control program; providing that the department must license independent testing laboratories; authorizing an independent testing laboratory to collect and accept samples of, possess, store, transport, and test marijuana; prohibiting a person with an ownership interest in a medical marijuana treatment center from owning an independent testing laboratory; requiring the department to develop rules and a process for licensing requirements; authorizing the department to impose application and renewal fees; specifying that an independent testing laboratory must be certified to perform required tests; requiring the department to suspend or reduce any mandatory testing if the number of licensed and certified independent testing laboratories is insufficient to process the tests necessary to meet the patient demand for medical marijuana treatment centers; providing that an independent testing laboratory may only accept certain samples; requiring the department to adopt rules related to ownership changes or changes in an owner's investment interest; requiring the department to establish, maintain, and control a seed-to-sale tracking system for marijuana; providing applicability; conforming provisions to changes made by the act; providing that certain research institutions may possess, test, transport, and dispose of marijuana subject to certain conditions and as provided by department rule; providing for the use of emergency rulemaking procedures by the department; creating s. 1004.4351, F.S.; providing a short title; providing legislative findings; defining terms; establishing the Coalition for Medical Marijuana Research and Education within the H. Lee Moffitt Cancer Center and Research Institute, Inc.; providing a purpose for the coalition; establishing the Medical Marijuana Research and Education Board to direct the operations of the coalition; providing for the appointment of board members; providing for terms of office, reimbursement for certain expenses, and the conduct of meetings of the board; authorizing the board to appoint a coalition director; prescribing the duties of the coalition director; requiring the board to advise specified entities and officials regarding medical marijuana research and education in this state; requiring the board to annually adopt a Medical Marijuana Research and Education Plan; providing requirements for the plan; requiring the board to issue an annual report to the Governor and the Legislature by a specified date; specifying responsibilities of the H. Lee Moffitt Cancer Center and Research Institute, Inc.; amending ss. 381.987, 385.211, 499.0295, and 1004.441, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Regulated Industries; and Senators Latvala, Lee, and Perry—

**CS for SB 750**—A bill to be entitled An act relating to franchises; creating s. 686.101, F.S.; providing a short title; creating s. 686.102, F.S.; providing legislative findings and intent; providing construction; creating s. 686.103, F.S.; providing definitions; creating s. 686.104, F.S.; prohibiting a franchisor from terminating or not renewing a franchise except under certain circumstances; providing limitations on what constitutes good cause; providing that immediate notice of termination of a franchise for specified reasons under certain circumstances is reasonable; creating s. 686.105, F.S.; providing that a franchise is deemed to be continuing under certain circumstances; prohibiting a franchisor from allowing a franchise to expire unless specified criteria have been met; authorizing a franchisor to require a franchisee to meet specified requirements; requiring a franchise and other related agreements to continue in effect under certain circumstances; creating s. 686.106, F.S.; prohibiting a franchisor from denying certain persons the opportunity to participate in the ownership of a franchise for a specified period after the death of the franchisee or the person controlling a majority interest; requiring specified persons to meet certain requirements or to sell, transfer, or assign the franchise after the death of the franchisee or the person controlling a majority interest; authorizing a franchisee to sell,

transfer, or assign a franchise, specified assets, or an interest in the franchisee under certain circumstances; prohibiting a franchisor from preventing a franchisee from selling or transferring a franchise, assets of the franchise business, or an interest in the franchisee under certain circumstances; requiring the franchisor to make available and to apply specified requirements for the approval of new or renewing franchises under certain circumstances; requiring a franchisee to notify a franchisor of certain intent; providing notice requirements; providing application requirements for the proposed purchaser, transferee, or assignee of a franchise, certain assets, or an interest in the franchisee under certain circumstances; requiring a franchisor to notify a franchisee of the approval status of a proposed sale, assignment, or transfer within a specified timeframe; providing notice requirements; providing that certain provisions do not prohibit a franchisor from exercising a contractual right of first refusal under certain circumstances; creating s. 686.107, F.S.; providing that a franchisee must have the opportunity to monetize certain equity from the franchise business under certain circumstances; requiring the repurchase by a franchisor of certain inventory, supplies, goods, fixtures, equipment, goodwill, and furnishings upon termination, nonrenewal, or expiration of a franchise subject to certain requirements; providing applicability; providing that a franchisor is civilly liable for failing or refusing to repurchase certain inventory, supplies, goods, fixtures, equipment, goodwill, and furnishings under specified requirements upon termination, nonrenewal, or expiration of a franchise; creating s. 686.108, F.S.; requiring a franchisor or subfranchisor and a franchisee to deal with each other in good faith; prohibiting a person from intentionally misrepresenting or failing to disclose specified information; providing that certain actions are deemed unfair and deceptive; providing that it is a violation of certain provisions for a franchisor and subfranchisor to restrict or inhibit specified rights of franchisees; providing that certain violations constitute a misdemeanor of the second degree; providing penalties; providing that a person may be awarded certain damages, attorney fees, and other costs under specified circumstances; authorizing the Department of Legal Affairs by itself or jointly with the Department of Agriculture and Consumer Services to sue a franchisor on behalf of certain persons for specified violations; creating s. 686.109, F.S.; providing that a contract or franchise agreement is void and unenforceable under certain circumstances; creating s. 686.110, F.S.; providing that provisions in a franchise agreement which restrict venue or choice of law are void under certain circumstances; creating s. 686.111, F.S.; providing that the rights of a franchisor and franchisee to agree to binding arbitration are not limited under certain circumstances; creating s. 686.112, F.S.; providing remedies for a franchisee or an aggrieved or injured person under certain circumstances; authorizing punitive damages under certain circumstances; authorizing the Department of Legal Affairs or the state attorney to bring an action for injunctive relief or other civil relief under certain circumstances; clarifying that specified remedies are in addition to existing remedies; creating s. 686.113, F.S.; providing applicability; amending s. 817.416, F.S.; providing applicability; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committee on Judiciary; and Senator Passidomo—

**CS for SB 802**—A bill to be entitled An act relating to regulated professions and occupations; amending s. 287.055, F.S.; redefining the term "design-build firm"; amending s. 326.004, F.S.; deleting a requirement that yacht and ship brokers maintain a separate license for each branch office and related fees; amending s. 447.02, F.S.; deleting a definition; repealing s. 447.04, F.S., relating to business agents, licenses, and permits; repealing s. 447.041, F.S., relating to hearings; repealing s. 447.045, F.S., relating to certain confidential information; repealing s. 447.06, F.S., relating to the required registration of labor organizations; amending s. 447.09, F.S.; deleting prohibitions against specified actions; repealing s. 447.12, F.S., relating to registration fees; repealing s. 447.16, F.S., relating to the applicability of ch. 447, F.S.; amending s. 468.401, F.S.; deleting the definitions of the terms "department," "license," and "licensee"; repealing s. 468.402, F.S., relating to the duties of the Department of Business and Professional Regulation; repealing s. 468.403, F.S., relating to licensure and application requirements for owners and operators of talent agencies; repealing s. 468.404, F.S., relating to fees and renewal of talent agency licenses; repealing s. 468.405, F.S., relating to qualification for talent agency licenses; amending s. 468.406, F.S.; deleting the requirement for talent agencies to file with the department an itemized schedule of certain fees

and an amended or supplemental schedule under certain circumstances; repealing s. 468.407, F.S., relating to license contents and posting; amending s. 468.408, F.S.; deleting a requirement that a talent agency file a bond for each talent agency license; deleting a departmental requirement to approve talent agency bonds; requiring that a bonding company notify the talent agency, rather than the department, of certain claims; amending s. 468.409, F.S.; deleting provisions requiring talent agencies to make specified records readily available for inspection by the department; amending s. 468.410, F.S.; deleting a reference to the department in talent agency contracts; amending s. 468.412, F.S.; revising the information that talent agencies are required to enter on records; revising the requirements for talent agencies to post certain laws and rules; revising the information required in talent agency publications; amending s. 468.413, F.S.; deleting provisions relating to criminal violations for failing to obtain or maintain licensure with the department; deleting provisions authorizing the court to suspend or revoke a license; deleting a provision authorizing the department to impose a \$5,000 fine under certain circumstances; repealing s. 468.414, F.S., relating to collection and deposit of fines, fees, and penalties by the department; amending s. 468.415, F.S.; deleting a provision authorizing the department to permanently revoke a license; amending s. 469.006, F.S.; requiring an individual applicant to apply for licensure in the name of the business organization that he or she proposes to operate under; requiring that a license be in the name of a qualifying agent rather than the name of a business organization; requiring the qualifying agent, rather than the business organization, to report certain changes in information; conforming provisions to changes made by the act; amending s. 469.009, F.S.; deleting the authority of the department to reprimand, censure, or impose probation on certain business organizations; amending s. 476.034, F.S.; defining and redefining terms; amending s. 476.114, F.S.; providing requirements for licensure by examination to practice restricted barbering; conforming a provision to changes made by the act; amending s. 477.013, F.S.; revising the definition of the term “specialty”; repealing s. 477.0132, F.S., relating to hair braiding, hair wrapping, and body wrapping registration; amending s. 477.0135, F.S.; exempting from certain licensure and registration requirements persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.019, F.S.; deleting an exemption from certain continuing education requirements for persons whose occupations or practices are confined solely to hair braiding, hair wrapping, or body wrapping; amending s. 477.026, F.S.; conforming a provision to changes made by the act; amending s. 481.203, F.S.; defining the term “business organization”; deleting the definition of the term “certificate of authorization”; amending s. 481.219, F.S.; revising the process by which a business organization obtains the requisite license to perform architectural services; requiring that a licensee or an applicant apply to qualify a business organization under certain circumstances; specifying application requirements; authorizing the Board of Architecture and Interior Design to deny an application under certain circumstances; requiring that a qualifying agent be a registered architect or a registered interior designer under certain circumstances; requiring that a qualifying agent notify the department when she or he ceases to be affiliated with a business organization; prohibiting a business organization from engaging in certain practices until it is qualified by a qualifying agent; authorizing the executive director or the chair of the board to authorize a certain registered architect or interior designer to temporarily serve as the business organization’s qualifying agent for a specified timeframe under certain circumstances; requiring the qualifying agent to give written notice to the department before engaging in practice under her or his own name or in affiliation with another business organization; requiring the board to certify an applicant to qualify one or more business organizations or to operate using a fictitious name under certain circumstances; conforming provisions to changes made by the act; amending s. 481.221, F.S.; requiring a business organization to include the license number of a certain registered architect or interior designer in any advertising; providing an exception; conforming provisions to changes made by the act; amending s. 481.229, F.S.; conforming provisions to changes made by the act; reordering and amending s. 481.303, F.S.; defining and redefining terms; amending s. 481.321, F.S.; revising provisions that require persons to display certificate numbers under certain circumstances; conforming provisions to changes made by the act; amending ss. 481.311, 481.317, and 481.319, F.S.; conforming provisions to changes made by the act; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 548.017, F.S.; revising the persons required to be licensed by the State Boxing Com-

mission; amending s. 548.003, F.S.; conforming a provision to changes made by the act; providing an effective date.

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By the Committee on Education; and Senators Flores, Bradley, Perry, Baxley, and Stargel—

**CS for SB 926**—A bill to be entitled An act relating to education; requiring the Commissioner of Education to contract for an independent study to determine whether a nationally recognized high school assessment may be administered in lieu of the Florida Standards Assessment and the Algebra I end-of-course assessment; providing requirements for the assessment; requiring the commissioner and the contractor to consult with specified stakeholders; requiring the commissioner to submit a report to the Governor and the Legislature by a specified date; creating s. 1001.4205, F.S.; authorizing an individual district school board member to visit any district school or charter school in his or her school district; providing requirements and restrictions; amending s. 1003.4156, F.S.; revising the mathematics and social studies requirements for student promotion to high school and for certain high school credits; amending s. 1003.4282, F.S.; revising the requirements for a standard high school diploma; deleting provisions requiring a student or transfer student to take a statewide, standardized Algebra II assessment or a Geometry or United States History end-of-course (EOC) assessment; amending s. 1003.4285, F.S.; revising the standard high school diploma designation requirements for mathematics and social studies; amending s. 1008.22, F.S.; providing an exception to the requirement that ELA assessments be administered online; deleting requirements that a student take an EOC assessment in Geometry, Algebra II, United States History, or Civics; deleting a provision authorizing the commissioner to establish a schedule for the development and administration of additional statewide, standardized EOC assessments; requiring that Mathematics assessments be administered online; providing an exception; requiring the commissioner to make an alternative, nonelectronic assessment option available for statewide assessments; requiring the Department of Education to conduct a study regarding achievement levels for certain statewide, standardized assessments; requiring a report to the Governor, the Legislature, and the state board by a specified date; providing requirements for administration of the statewide, standardized English Language Arts and mathematics assessments in specified grades; requiring a district school superintendent to provide the commissioner with certain notifications on the use of a nonelectronic assessment option; requiring the commissioner to provide such an option to the school district; revising provisions relating to reporting requirements for local assessments required by school districts; providing reporting requirements for certain student assessment results; creating s. 1008.222, F.S.; exempting students in certain articulated acceleration mechanisms from taking certain statewide, standardized assessments; requiring the commissioner to establish certain concordant or comparative scores; providing that certain scores are included in school grade calculations; amending s. 1008.25, F.S.; revising the type of reading instruction school districts must provide for certain students; amending s. 1009.60, F.S.; revising eligibility criteria for receipt of a minority teacher education scholarship; amending s. 1009.605, F.S.; revising the scholar awards on which the Florida Fund for Minority Teachers, Inc.’s budget projection must be based; amending s. 1012.34, F.S.; revising personnel evaluation procedures and criteria; authorizing the commissioner to develop a formula for measuring student learning growth on specified statewide, standardized assessments, rather than requiring the commissioner to approve such a formula; authorizing, rather than requiring, a school district to use certain formulas developed by the commissioner; creating the Committee on Early Childhood Development within the Department of Education; specifying committee purpose; requiring the committee to develop a proposal for specified purposes; providing proposal requirements; providing for membership of the committee; providing requirements for electing a committee chair and vice chair; providing committee meeting requirements; requiring the University of Florida Lastinger Center for Learning to provide necessary staff for the committee; requiring the committee to submit a report by a specified date; providing for the expiration of the committee; providing an effective date.

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

**CS for SB 1218**—A bill to be entitled An act relating to property repair; providing a directive to the Division of Law Revision and Information to create part XVII of ch. 468, F.S., entitled “Water Damage Restoration”; creating s. 468.94, F.S.; creating within the Department of Business and Professional Regulation the water damage restoration services licensing program; providing legislative intent; creating s. 468.941, F.S.; providing exemptions from regulation under the part; creating s. 468.9411, F.S.; defining terms; creating s. 468.9412, F.S.; authorizing the department to establish specified fees; specifying requirements and limitations for such fees; creating s. 468.9413, F.S.; providing examination requirements for applicants for professional water damage restorer licensure; providing requirements for practicing as a professional water damage restorer; requiring the department to review and approve courses of study; defining the term “good moral character”; specifying conditions under which the department may refuse to certify an applicant for lack of good moral character; providing requirements for the department when refusing to certify on such grounds; authorizing the department to adopt rules; providing applicant fingerprinting and background check requirements; creating s. 468.9414, F.S.; requiring the department to license qualified applicants who meet specified requirements; authorizing the department to refuse to certify applicants under certain circumstances; creating s. 468.9415, F.S.; providing requirements for license renewals; authorizing the department to adopt rules; creating s. 468.9416, F.S.; providing requirements for continuing education; authorizing the department to prescribe by rule certain additional requirements; creating s. 468.9417, F.S.; providing procedures for placing licenses in inactive status; requiring the department to adopt rules; creating s. 468.9418, F.S.; providing construction relating to certification of partnerships and corporations; creating s. 468.9419, F.S.; specifying prohibited acts; providing criminal penalties; providing applicability; creating s. 468.942, F.S.; specifying grounds for disciplinary actions; authorizing specified disciplinary actions by the department; creating s. 468.9421, F.S.; requiring professional water damage restorers to maintain specified insurance coverage; creating s. 468.9422, F.S.; requiring contracts to perform water damage restoration to be in a document or electronic record and signed or authenticated by the parties; creating s. 468.9423, F.S.; providing procedures and requirements for grandfathering specified persons for licensure; specifying persons who may not qualify for such licensure; creating s. 468.9424, F.S.; requiring the department to adopt rules; amending s. 627.062, F.S.; specifying that certain fees and costs may not be included in a property insurer’s rate base or used to justify a rate or rate change; amending s. 627.422, F.S.; prohibiting certain property insurance policies from prohibiting the post-loss assignment of benefits; providing that an assignment agreement is not valid unless it meets specified requirements; providing requirements and limitations for assignees of post-loss benefits; requiring insurers to provide specified contact information on their websites and in policies; requiring assignees to deliver an executed assignment agreement to insurers within a specified timeframe; requiring insureds or assignees to provide a certain prelitigation notice and invoice to insurers within a specified timeframe; providing construction; requiring the Office of Insurance Regulation to require each insurer to report at certain intervals specified data relating to claims paid pursuant to assignment agreements; requiring insurers to report certain information to opposing counsel, and requiring the opposing counsel to verify or certify the information, before it is reported to the office; providing applicability; amending s. 627.7011, F.S.; prohibiting specified acts of insurers relating to homeowners’ insurance policies under certain circumstances; providing an effective date.

By the Committee on Judiciary; and Senator Rouson—

**CS for SR 1440**—A resolution acknowledging the abuses experienced by children confined in the Arthur G. Dozier School for Boys and the Florida School for Boys at Okeechobee and expressing the Senate’s regret for such abuses and its commitment to ensure that the children of this state are protected from the abuses and violations of fundamental human decency.

By the Committee on Regulated Industries; and Senators Garcia, Rodriguez, and Artiles—

**CS for SB 1682**—A bill to be entitled An act relating to condominiums; amending s. 718.111, F.S.; prohibiting an association from hiring an attorney that represents the management company of the association; prohibiting a board member, manager, or management company from purchasing a unit at a foreclosure sale under certain circumstances; providing recordkeeping requirements; providing that the official records of an association are open to inspection by unit renters; providing that a renter of a unit has a right to inspect and copy the association’s bylaws and rules; providing criminal penalties; providing a definition; providing requirements relating to the posting of specified documents on an association’s website; providing a remedy for an association’s failure to provide a unit owner with a copy of the most recent financial report; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to maintain and provide copies of financial reports; amending s. 718.112, F.S.; providing board member term limits; providing an exception; deleting certification requirements relating to the recall of board members; revising the amount of time in which a recalled board member must turn over records and property of the association to the board; prohibiting certain associations from employing or contracting with a service provider that is owned or operated by certain persons; amending s. 718.1255, F.S.; authorizing, rather than requiring, the division to employ full-time attorneys to conduct certain arbitration hearings; providing requirements for the certification of arbitrators; prohibiting the Department of Business and Professional Regulation from entering into a legal services contract for certain arbitration hearings; requiring the division to assign or enter into contracts with arbitrators; requiring arbitrators to conduct hearings within a specified period; providing an exception; providing arbitration proceeding requirements; creating s. 718.129, F.S.; providing that certain activities constitute fraudulent voting activities related to association elections; providing criminal penalties; amending s. 718.3025, F.S.; prohibiting specified parties from purchasing a unit at a foreclosure sale resulting from the association’s foreclosure of association lien for unpaid assessments or from taking a deed in lieu of foreclosures; authorizing a contract with a party providing maintenance or management services to be cancelled by a majority vote of certain unit owners under specified conditions; creating s. 718.3027, F.S.; providing requirements relating to board director and officer conflicts of interest; providing that certain contracts are voidable if they do not meet specified notice requirements and terminate, subject to a certain condition; amending s. 718.303, F.S.; providing requirements relating to the suspension of voting rights of unit owners and members; prohibiting a receiver from exercising the voting rights of a unit owner whose unit is placed in receivership; amending s. 718.5012, F.S.; providing the ombudsman with an additional power; creating s. 718.71, F.S.; providing financial reporting requirements of an association; providing an effective date.

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

**CS for SB 1684**—A bill to be entitled An act relating to insurance rates; amending ss. 627.062 and 627.428, F.S.; providing that attorney fees paid pursuant to specified provisions may not be included in an insurer’s base rate and may not be used to justify a rate or rate change; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Criminal Justice; and Senators Steube, Baxley, Passidomo, Artiles, and Mayfield—

**CS for SB 150**—A bill to be entitled An act relating to controlled substances; amending s. 381.887, F.S.; providing that certain emergency responders and crime laboratory personnel may possess, store, and administer emergency opioid antagonists; amending s. 782.04, F.S.; providing that unlawful distribution of specified controlled substances and analogs or mixtures thereof by an adult which proximately cause a death is murder; providing criminal penalties; creating s. 893.015, F.S.; specifying purpose relating to drug abuse prevention and control; providing that a reference to ch. 893, F.S., or to any section or portion thereof, includes all subsequent amendments; amending s. 893.03, F.S.; adding certain synthetic opioid substitute compounds to the list of Schedule I controlled substances; amending s. 893.13, F.S.; prohibiting

possession of more than 10 grams of specified substances; providing criminal penalties; amending s. 893.135, F.S.; revising the substances that constitute the offenses of trafficking and capital trafficking in, and capital importation of, hydrocodone and oxycodone; creating the offense of trafficking in fentanyl; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; revising the substances that constitute the offenses of trafficking in phencyclidine and capital importation of phencyclidine; revising the substances that constitute trafficking in phenethylamines and capital manufacture or importation of phenethylamines; creating the offense of trafficking in synthetic cannabinoids; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; creating the offenses of trafficking in n-benzyl phenethylamines and capital manufacture or importation of a n-benzyl phenethylamine compound; providing penalties and specifying minimum terms of imprisonment and fines based on the quantity involved in the offense; authorizing a court to depart from a mandatory minimum sentence for drug trafficking if the court finds compelling reasons that the mandatory minimum sentence is not necessary for the protection of the public; requiring a court to submit written reasons for such departure to the Office of Economic and Demographic Research; reenacting and amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; incorporating the amendments made by the act in cross-references to amended provisions; amending s. 775.082, F.S.; requiring that a court sentence a defendant who is convicted of a primary offense of possession of a controlled substance committed on or after a specified date to a nonstate prison sanction under certain circumstances; defining the term “possession of a controlled substance”; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; making technical changes; amending s. 948.01, F.S.; requiring a sentencing court to place certain defendants who commit an offense on or after a specified date into a postadjudicatory treatment-based drug court program, into residential drug treatment, or on drug offender probation; making technical changes; reenacting ss. 775.08435(1)(b) and (c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; reenacting ss. 394.47892(2) and (4)(a), 397.334(3)(a) and (5), 910.035(5)(a), 921.187(1)(c), and 943.04352, F.S., relating to mental health court programs, treatment-based drug court programs, transfer for participation in a problem-solving court, offender probation with or without adjudication of guilt, and court placement of a defendant on misdemeanor probation, respectively, to incorporate the amendment made to s. 948.01, F.S., in references thereto; reenacting ss. 39.806(1)(d), 63.089(4)(b), 95.11(10), 775.082(1)(b) and (3)(a), (b), and (c), 775.0823(1) and (2), 921.16(1), 948.06(8)(c), 948.062(1)(a), 985.265(3)(b), 1012.315(1)(d), and 1012.467(2)(g), relating to grounds for termination of parental rights, proceeding to terminate parental rights pending adoption, limitations other than for the recovery of real property, penalties, when sentences to be concurrent and when consecutive, violent offenses committed against specified officials, violation of probation or community control, reviewing and reporting serious offenses committed by offenders placed on probation or community control, detention transfer and release, disqualification from employment, and non-instructional contractors who are permitted access to school grounds when students are present, respectively, to incorporate the amendments made by the act in cross-references to amended provisions; providing an effective date.

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

By the Committee on Education; and Senators Grimsley and Mayfield—

**CS for SB 1314**—A bill to be entitled An act relating to educational options; amending s. 1002.395, F.S.; specifying the Department of Education’s duty to approve or deny an application for the Florida Tax Credit Scholarship Program within a specified time; specifying the department’s duties regarding the carryforward tax credit; requiring an eligible nonprofit scholarship-funding organization to allow certain dependent children to apply for a scholarship at any time; revising parent and student responsibilities for program participation; revising the date upon which certain private schools must submit a required report;

specifying that certain actions of the private school are a basis for program ineligibility; authorizing the Learning Systems Institute to receive compensation for research under certain circumstances; revising the calculation of a scholarship award; increasing the limit of a scholarship award for certain students; revising payment method options; amending s. 1012.98, F.S.; authorizing specified eligible nonprofit scholarship-funding organizations to develop a professional development system; providing an effective date.

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

By the Committee on Community Affairs; and Senator Latvala—

**CS for SB 1402**—A bill to be entitled An act relating to local governmental financial emergencies; amending s. 218.503, F.S.; expanding the entities that have oversight over local governmental entities, charter schools, charter technical career centers, and district school boards under certain circumstances; specifying the number of members to be on a financial emergency board; specifying the manner of appointing members to the board; providing qualifications of members and the chair of the board; revising the information to which the board has access; requiring the adoption of rules to conduct board business; authorizing the board to hire or retain legal counsel; requiring recommendations and reports to be submitted to specified entities; providing that certain board members of a local governmental entity or district school board who fail to vote affirmatively to take certain actions in certain circumstances are subject to suspension by the Governor; amending s. 218.504, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By the Committee on Agriculture; and Senators Montford and Powell—

**CS for SB 1726**—A bill to be entitled An act relating to industrial hemp pilot projects; creating s. 1004.4473, F.S.; authorizing specified state universities to develop industrial hemp pilot projects in partnership with public, nonprofit, and private entities; providing the purpose of the pilot projects; defining terms; requiring authorization from a university’s board of trustees before the university may implement a pilot project; requiring pilot projects to comply with rules adopted by the Department of Agriculture and Consumer Services; providing requirements for such rules; requiring the specified state universities to develop partnerships with certain entities; requiring the universities to establish guidelines for the approval, oversight, and enforcement of pilot project rules; requiring a report to the Governor and the Legislature; prohibiting projects from being funded with public funds; providing an effective date.

—was referred to the Committee on Appropriations.

**MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS**

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

| <i>Office and Appointment</i>   | <i>For Term Ending</i>   |
|---|--------------------------|
| Florida Housing Finance Corporation<br>Appointee: Lieberman, Ronald, Ocala  | 11/13/2020               |
| Florida Commission on Human Relations<br>Appointees: Peterson, Latanya E., Fleming Island<br>Steele, Rebecca E., Jacksonville | 09/30/2018<br>09/30/2019 |
| Governor’s Mansion Commission<br>Appointee: Mullican, Susan H., Naples  | 09/30/2019               |



*Office and Appointment*

Florida Real Estate Commission

Appointee: Ketcham, Patricia "Patti" E., Tallahassee

*For Term  
Ending*

10/31/2020

Referred to the Committee on Ethics and Elections.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES****FIRST READING**

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HJR 1 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) Sullivan, Eagle, Fischer, Metz—

**HJR 1**—A joint resolution proposing an amendment to Section 10 of Article V and creation of a new section in Article XII of the State Constitution to create term limits for Supreme Court justices and judges of the district courts of appeal; providing an effective date; providing applicability.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 59, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Health &amp; Human Services Committee and Representative(s) Pigman—

**CS for HB 59**—A bill to be entitled An act relating to cardiac programs; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to adopt rules establishing licensing standards for pediatric cardiac catheterization and pediatric open-heart surgery programs located in licensed facilities; providing requirements for a facility providing such programs, including requiring the facility to be accredited by a nationally recognized accrediting organization; establishing minimum standards for rules for such pediatric cardiac programs; requiring hospitals with a pediatric cardiac catheterization program to participate in the clinical outcome reporting system operated by the Society of Thoracic Surgeons; requiring the agency to establish a pediatric cardiac technical advisory panel and adopt rules based on the panel's recommendations; providing duties of the panel; specifying membership of the panel; amending s. 408.0361, F.S.; granting an exception from volume requirements for diagnostic cardiac catheterization procedures and ischemic heart disease diagnoses for certain hospitals providing adult cardiovascular services; expanding rulemaking criteria for the agency for licensure of hospitals performing percutaneous cardiac intervention procedures; amending s. 408.05, F.S.; requiring the agency to contract with the Society of Thoracic Surgeons for collection of certain data for publication on the agency's website for certain purposes; providing an effective date.

—was referred to the Committees on Health Policy; and Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 145 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Representative(s) Renner, Fitzenhagen—

**HB 145**—A bill to be entitled An act relating to recovery care services; amending s. 395.001, F.S.; providing legislative intent regarding recovery care centers; amending s. 395.002, F.S.; revising and providing definitions; amending s. 395.003, F.S.; including recovery care centers as facilities licensed under chapter 395, F.S.; creating s. 395.0171, F.S.; providing admission criteria for a recovery care center; requiring emergency care, transfer, and discharge protocols; authorizing the Agency for Health Care Administration to adopt rules; amending s. 395.1055, F.S.; authorizing the agency to establish separate standards for the care and treatment of patients in recovery care centers; amending s. 395.10973, F.S.; directing the agency to enforce special-occupancy provisions of the Florida Building Code applicable to recovery care centers; amending s. 408.802, F.S.; providing applicability of the Health Care Licensing Procedures Act to recovery care centers; amending s. 408.820, F.S.; exempting recovery care centers from specified minimum licensure requirements; amending ss. 385.211, 394.4787, 409.975, and 627.64194, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6503 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Civil Justice &amp; Claims Subcommittee and Representative(s) Shaw—

**CS for HB 6503**—A bill to be entitled An act for the relief of Sean McNamee and his parents, Todd McNamee and Jody McNamee, by the School Board of Hillsborough County; providing for an appropriation to compensate them for injuries and damages sustained by Sean McNamee as a result of the negligence of employees of the School Board of Hillsborough County; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6507 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Civil Justice &amp; Claims Subcommittee and Representative(s) Be-shars—

**CS for HB 6507**—A bill to be entitled An act for the relief of Angela Sanford by Leon County; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of Leon County; providing that certain payments and the appropriation satisfy all present and future claims related to the negligent act; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6533 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Civil Justice & Claims Subcommittee and Representative(s) Grant, J.—

**CS for HB 6533**—A bill to be entitled An act for the relief of Jennifer Wohlgemuth by the Pasco County Sheriff's Office; providing for an appropriation to compensate her for injuries and damages sustained as a result of the negligence of an employee of the Pasco County Sheriff's Office; providing a limitation on the payment of compensation, fees, and costs; providing an effective date.

Proof of publication of the required notice was attached.

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

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HJR 7001 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Rules & Policy Committee, Public Integrity & Ethics Committee and Representative(s) Metz—

**CS for HJR 7001**—A joint resolution proposing an amendment to Section 8 of Article II and the creation of Section 37 of Article XII of the State Constitution; prohibiting legislators and statewide elected officers from personally representing another person or entity for compensation before any state government body or state agency except judicial tribunals for six years following vacation of office; providing that the prohibition applies to individuals who were members of the legislature or who were statewide elected officers at any time after November 8, 2016.

—was referred to the Committees on Ethics and Elections; and Rules.

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7021, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee, Public Integrity & Ethics Committee and Representative(s) Metz—

**CS for HB 7021**—A bill to be entitled An act relating to local government ethics reform; amending s. 112.313, F.S.; providing that contractual relationships held by business entities are deemed held by public officers or employees in certain situations; amending s. 112.3142, F.S.; requiring certain ethics training for governing board members of special districts and water management districts; authorizing certain continuing education to satisfy the ethics training requirement; deleting a requirement that the Commission on Ethics adopt certain rules relating to ethics training class course content; providing course content requirements; encouraging training providers to seek accreditation; amending s. 112.3143, F.S.; prohibiting governing board members of special districts or school districts from voting in an official capacity on specified matters; prohibiting county, municipal, or other local public officers or governing board members of special districts or school districts from participating in specified matters; amending s. 112.3144, F.S.; requiring certain mayors and members of a municipality governing body to file a full and public disclosure of financial interests; providing disclosure requirements; amending s. 112.3145, F.S.; providing disclosure requirements; providing applicability; amending s. 112.31455, F.S.; applying provisions relating to collecting unpaid fines for failing to file such disclosures to school districts; amending s. 112.3148, F.S.; conforming provisions to specified local government lobbyist registration requirements effective October 1, 2018; providing for the future removal of local government authority to enact a rule or ordinance requiring lobbyists to register with the local government; providing for the future repeal of s. 112.3261, F.S., relating to regis-

tration and reporting for lobbying water management districts; creating s. 112.3262, F.S.; providing definitions; requiring the commission to create the Local Government Lobbyist Registration System; requiring lobbyists to register with the commission before lobbying governmental entities effective a specified date; providing registration requirements and fees; providing responsibilities of the lobbyist, governmental entity, commission, and Governor; providing civil penalties; authorizing the suspension of certain lobbyists; authorizing the commission to adopt rules; requiring the commission to provide advisory opinions for specified purposes; amending s. 218.32, F.S.; requiring the Department of Financial Services to file an annual report with the Legislature and commission by a specified date; declaring that the act fulfills an important state interest; providing effective dates.

—was referred to the Committees on Ethics and Elections; and Rules.

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7023 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Government Accountability Committee, Public Integrity & Ethics Committee and Representative(s) Yarborough—

**CS for HB 7023**—A bill to be entitled An act relating to trust funds; creating s. 112.3263, F.S.; creating the Local Government Lobbyist Registration Trust Fund within the Commission on Ethics; providing for the purpose of the trust fund and sources of funds; providing for the future legislative review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Ethics and Elections; and Rules.

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7077, as amended, and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Select Committee on Triumph Gulf Coast and Representative(s) Trumbull—

**HB 7077**—A bill to be entitled An act relating to the Gulf Coast Economic Corridor; amending s. 288.80, F.S.; conforming provisions; amending s. 288.8012, F.S.; providing and revising definitions; amending s. 288.8013, F.S.; deleting the creation and identification of purposes of the Recovery Fund; requiring a specified percentage of payments to the state from the Deepwater Horizon lawsuit to be transferred from the General Revenue Fund to the Triumph Gulf Coast Trust Fund; revising provisions concerning the trust account managed by Triumph Gulf Coast, Inc.; requiring interest in the trust account to be deposited into the Triumph Gulf Coast Trust Fund; revising provisions related to the investment of funds in the trust account; revising annual reporting requirements; amending s. 288.8014, F.S.; expanding the membership of the board of directors; specifying conditions for appointing additional board members; deleting references to the Recovery Fund; deleting obsolete language; revising conflict of interest restrictions imposed on board members of Triumph Gulf Coast, Inc.; removing the requirement that Triumph Gulf Coast, Inc., retain an independent financial advisor and an economic advisor; revising provisions relating to conflict of interest restrictions imposed on retained staff; amending s. 288.8015, F.S.; conforming a provision to changes made by the act; amending s. 288.8016, F.S.; requiring Triumph Gulf Coast, Inc., to publish on its website specified information prior to making an award; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; revising provisions governing the uses of awards from Triumph Gulf Coast, Inc.; requiring Triumph Gulf Coast, Inc., to ensure that a minimum percentage of funds appropriated for such awards from the

trust fund be expended in certain affected counties; repealing s. 377.43, F.S., relating to the disbursement of funds received for damages caused by the Deepwater Horizon oil spill; providing appropriations; authorizing appropriations in the 2017-2018 fiscal year to be spent in the 2018-2019 fiscal year; specifying that the conflict of interest restrictions imposed on board members of the Triumph Gulf Coast, Inc., apply to members after a specified date; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7079 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Select Committee on Triumph Gulf Coast and Representative(s) Trumbull—

**HB 7079**—A bill to be entitled An act relating to trust funds; creating s. 288.80125, F.S.; creating the Triumph Gulf Coast Trust Fund within the Department of Economic Opportunity; exempting the trust fund from the general revenue service charge; providing for purpose of trust fund and source of funds; providing for future review and termination or re-creation of trust fund; providing a contingent effective date.

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

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The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has adopted HM 7089 and requests the concurrence of the Senate.

*Portia Palmer, Clerk*

By Ways & Means Committee and Representative(s) McClain—

**HM 7089**—A memorial to the Congress of the United States, urging Congress to support pro-growth tax reform.

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

## CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 4 and April 5 were corrected and approved.

## CO-INTRODUCERS

Senators Benacquisto—CS for SB 196; Latvala—CS for SB 852; Montford—CS for SB 196; Passidomo—CS for SB 196

## ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:50 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 12:00 noon, Wednesday, April 12 or upon call of the President.